

## MINUTES

### MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON HIGHWAYS AND TRANSPORTATION

**Call to Order:** Chair Gordon Vance, on February 5, 2019 at 3:00 PM, in Room 405  
Capitol

#### ROLL CALL

**Members Present:**

Sen. Gordon Vance, Chair (R)  
Sen. Carlie Boland, Vice Chair (D)  
Sen. Steve Fitzpatrick, Vice Chair (R)  
Sen. Bryce Bennett (D)  
Sen. Dee Brown (R)  
Sen. John Esp (R)  
Sen. Jen Gross (D)  
Sen. Diane Sands (D)  
Sen. Roger Webb (R)  
Sen. Jeffrey W. Welborn (R)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Noah Horan, Committee Secretary  
Laura Sankey Keip, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 156, 2/1/2019; SB 175, 2/1/2019; SB 196, 2/1/2019

Executive Action: HB 156 BE CONCURRED; SB 175 DO PASS; SB 196 DO PASS;  
SB 173 DO PASS AS AMENDED

VOTED TO DRAFT LC 3254 AS A COMMITTEE BILL

**HEARING ON HB 156**

**Opening Statement by Sponsor:**

15:00:29 Rep. Julie Dooling (R), HD 70, opened the hearing on HB 156, Establish Mason Moore memorial highway.

**Proponents' Testimony:**

15:02:45 Kylie Howard, dispatcher, Broadwater County Sheriff's Office  
15:05:29 Wynn Meehan, sheriff, Broadwater County  
15:06:37 Cory Swanson, county attorney, Broadwater County  
15:08:10 Leo Dutton, sheriff, Lewis and Clark County  
15:08:56 Mike Tooley, director, Montana Department of Transportation (MDT)  
15:09:53 Josh Brown, captain, Montana Highway Patrol (MHP)  
15:10:49 Brian Gootkin, sheriff, Gallatin County  
15:11:16 Curtis Crow, self

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

15:12:26 Sen. Brown  
15:12:36 Mr. Dutton, Lewis and Clark County

**Closing by Sponsor:**

15:13:08 Rep. Dooling

**EXECUTIVE ACTION ON HB 156**

15:14:03 **Motion/Vote:** Sen. Fitzpatrick moved that **HB 156 BE CONCURRED IN**. Motion carried unanimously by voice vote. Sen. Welborn will carry the bill.

**HEARING ON SB 175**

**Opening Statement by Sponsor:**

15:14:59 Sen. David Howard (R), SD 29, opened the hearing on SB 175, Establish David Thatcher memorial highway.

[EXHIBIT\(his23a01\)](#)

[EXHIBIT\(his23a02\)](#)

**Proponents' Testimony:**

15:19:10 Gary White, American Legion of Montana  
15:19:42 Tom Johnson, Veterans of Foreign Wars (VFW)  
15:20:04 Roger Hagan, self  
15:21:17 Bob Story, self  
15:22:12 John Tubbs, director, Department of Natural Resources and Conservation, speaking on behalf of the Department of Military Affairs

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

15:22:44 Sen. Sands  
15:23:10 Sen. Gross  
15:23:28 Sen. Howard

**Closing by Sponsor:**

15:23:42 Sen. Howard

**EXHIBIT**(his23a03)

**EXECUTIVE ACTION ON SB 175**

15:24:48 **Motion:** Sen. Fitzpatrick moved that **SB 175 DO PASS.**

15:24:53 **Motion/Vote:** Sen. Fitzpatrick moved that **SB 175 BE AMENDED.** Motion carried unanimously by voice vote.

15:25:11 **Motion/Vote:** Sen. Fitzpatrick moved that **SB 175 DO PASS AS AMENDED.** Motion carried unanimously by voice vote.

**HEARING ON SB 196**

**Opening Statement by Sponsor:**

15:26:01 Sen. Diane Sands (D), SD 49, opened the hearing on SB 196, Establish the Brent Witham memorial highway.

**EXHIBIT**(his23a04)

**Proponents' Testimony:**

15:29:31 Devin Jackson, chairman, Lolo Community Council

**EXHIBIT**(his23a05)

15:32:11 John Tubbs, director, Department of Natural Resources and Conservation (DNRC)

15:34:11 Jennifer Schultz, Lolo Community Council

15:34:55 Bill Avey, forest supervisor, Helena-Lewis and Clark National Forest

15:35:40 Rep. Willis Curdy, HD 98

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

15:36:35 Sen. Sands

**EXECUTIVE ACTION ON SB 196**

15:37:56 **Motion/Vote:** Sen. Fitzpatrick moved that **SB 196 DO PASS**. Motion carried unanimously by voice vote.

**Committee Business:**

15:39:54 Chair Vance

15:40:52 Sen. Brown

15:41:06 Sen. Sands

15:42:03 Chair Vance

15:42:21 **Motion/Vote:** Sen. Vance moved **TO DRAFT LC 3254 AS A COMMITTEE BILL**. Motion carried 9-1 by roll call vote with Sen. Esp voting no.

**Discussion:**

15:43:06 Sen. Sands

15:43:16 Chair Vance

15:43:30 Laura Sankey Keip, Legislative Services Division (LSD)

15:43:55 Sen. Welborn

15:44:37 Sen. Brown

15:44:49 Brief Recess

15:49:50 Reconvened

**EXECUTIVE ACTION ON SB 173**

15:49:55 **Motion:** Sen. Fitzpatrick moved that **SB 173 DO PASS**.

15:50:04 **Motion:** Sen. Fitzpatrick moved that **SB 173 BE AMENDED. EXHIBIT(his23a06)**

**Discussion:**

15:50:41 Sen. Bennett

15:51:10 **Vote:** Motion carried 7-3 by voice vote with Sen. D. Brown, Sen. Esp and Sen. Welborn voting no.

15:51:37 **Motion:** Sen. Fitzpatrick moved that **SB 173 DO PASS AS AMENDED**.

**Discussion:**

15:51:44 Sen. Webb

15:52:27 Sen. Gross

15:53:44 Sen. Brown

15:54:15 Sen. Sands

15:54:46 Sen. Brown

15:55:11 Chair Vance

15:56:03 **Vote:** Motion carried 6-4 by roll call vote with Sen. D. Brown, Sen. Esp, Sen. Vance and Sen. R. Webb voting no.

**ADJOURNMENT**

Adjournment: 3:58 PM

---

Noah Horan, Secretary

nh

**Additional Documents**

Additional Documents:

**EXHIBIT([his23aad.pdf](#))**