

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: Chair Gordon Vance, on April 16, 2019 at 3:04 PM, in Room 405 Capitol

ROLL CALL

Members Present:

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

Members Excused: Sen. Steve Fitzpatrick, Vice Chair (R)
Sen. Roger Webb (R)

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: HJ 34, 4/15/2019; HJ 45, 4/15/2019; SJ 28, 4/15/2019

Executive Action: HB 412 TABLED; SJ 28 DO PASS AS AMENDED;
HJ 34 BE CONCURRED IN; HJ 45 BE CONCURRED IN

HEARING ON SJ 28

Opening Statement by Sponsor:

15:05:08 Sen. Diane Sands (D), SD 49, opened the hearing on SJ 28, Study of traffic safety laws.

Proponents' Testimony:

15:06:44 Mike Tooley, Montana Department of Transportation (MDT)

15:08:18 Doug Habermann, Bike Walk Montana

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

15:08:57 Sen. Brown

15:09:30 Mr. Tooley, MDT

15:10:38 Sen. Brown

15:10:55 Mr. Tooley

Closing by Sponsor:

15:11:28 Sen. Sands

HEARING ON HJ 34

Opening Statement by Sponsor:

15:11:55 Rep. Andrea Olsen (D), HD 100, opened the hearing on HJ 34, Interim study on passenger transportation.

[EXHIBIT\(his80a01\)](#)

[EXHIBIT\(his80a02\)](#)

[EXHIBIT\(his80a03\)](#)

Proponents' Testimony:

15:18:01 Patricia Grabow, Montana For Rail Passengers (MFRP)

[EXHIBIT\(his80a04\)](#)

15:22:57 Paul Pacini, self

15:23:19 Sen. Welborn entered the hearing.

15:32:25 Malcolm Gilbert, Montana Environmental Information Center

Opponents' Testimony: None

Informational Testimony:

15:33:30 Mike Tooley, Montana Department of Transportation

Questions from Committee Members and Responses:

15:33:45 Sen. Brown

15:34:30 Rep. Olsen

15:35:28 Ms. Grabow, MFRP

Closing by Sponsor:

15:36:49 Rep. Olsen

HEARING ON HJ 45

Opening Statement by Sponsor:

15:39:01 Rep. Denley Loge (R), HD 14, opened the hearing on HJ 45, Interim study on bicycle and pedestrian paths.

Proponents' Testimony:

15:41:36 Adrienne Cotton, AARP Montana

15:42:18 Doug Habermann, Bike Walk Montana

15:47:10 Bob Walker, Montana Trails Recreation and Parks Association

Opponents' Testimony: None

Informational Testimony:

15:48:47 Mike Tooley, Montana Department of Transportation

Questions from Committee Members and Responses: None

Closing by Sponsor:

15:49:10 Rep. Loge

EXECUTIVE ACTION ON HB 412

15:51:32 **Motion:** Sen. Boland moved to **RECONSIDER THE PREVIOUS ACTION ON HB 412.**

Discussion:

15:52:04 Sen. Brown

15:52:29 Sen. Boland

15:53:07 Sen. Gross

15:54:09 Sen. Sands

15:54:22 **Vote:** Motion carried 5-3 by roll call vote with Sen. D. Brown, Sen. Esp and Sen. Vance voting no. Sen. Fitzpatrick and Sen. R. Webb were excused.

15:55:20 **Motion/Vote:** Sen. Boland moved that **HB 412 BE CONCURRED IN.** Motion failed 5-5 by roll call vote with Sen. Bennett, Sen. Boland, Sen. Gross, Sen. Sands and Sen. Welborn voting aye. Sen. Fitzpatrick and Sen. R. Webb voted by proxy.

EXECUTIVE ACTION ON SJ 28

15:56:15 **Motion:** Sen. Sands moved that **SJ 28 DO PASS.**

Discussion:

15:56:27 Sen. Gross

15:56:31 **Motion/Vote:** Sen. Sands moved that **SJ 28 BE AMENDED**. Motion carried unanimously by voice vote. Sen. Fitzpatrick and Sen. R. Webb voted by proxy.

EXHIBIT(his80a05)

15:57:24 **Motion/Vote:** Sen. Sands moved that **SJ 28 DO PASS AS AMENDED**. Motion carried 9-1 by roll call vote with Sen. Esp voting no. Sen. Fitzpatrick and Sen. R. Webb voted by proxy.

EXECUTIVE ACTION ON HJ 34

15:58:49 **Motion:** Sen. D. Brown moved that **HJ 34 BE CONCURRED IN**.

Discussion:

15:58:58 Sen. Brown

15:59:21 Sen. Bennett

15:59:51 Sen. Gross

16:00:37 **Vote:** Motion carried 6-2 by roll call vote with Sen. Vance and Sen. Welborn voting no. Sen. Fitzpatrick and Sen. R. Webb were excused. Sen. Brown will carry the bill.

EXECUTIVE ACTION ON HJ 45

16:01:39 **Motion:** Sen. Boland moved that **HJ 45 BE CONCURRED IN**.

Discussion:

16:01:53 Sen. Gross

16:02:35 Sen. Boland

16:03:01 Sen. Esp

16:03:24 **Vote:** Motion carried 5-4 by roll call vote with Sen. D. Brown, Sen. Esp, Sen. Vance and Sen. R. Webb voting no. Sen. R. Webb voted by proxy. Sen. Fitzpatrick was excused. Sen. Gross will carry the bill.

EXECUTIVE ACTION ON HB 412

16:04:24 **Motion/Vote:** Sen. Bennett moved that **HB 412 BE TABLED**. Motion carried 8-2 by roll call vote with Sen. Boland and Sen. Gross voting no. Sen. Fitzpatrick and Sen. R. Webb voted by proxy.

Committee Business:

16:05:45 Chair Vance

16:06:25 Sen. Sands

16:06:33 Sen. Brown

16:06:56 Chair Vance

16:07:08 Sen. Sands

16:07:12 Chair Vance

16:07:45	Sen. Esp
16:08:01	Chair Vance
16:09:32	Sen. Boland
16:09:57	Chair Vance
16:10:26	Sen. Esp
16:10:37	Chair Vance

ADJOURNMENT

Adjournment: 4:11 PM

Noah Horan, Secretary

nh

Additional Documents:

EXHIBIT([his80aad.pdf](#))