

## MINUTES

### MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON HIGHWAYS AND TRANSPORTATION

**Call to Order:** Chair Gordon Vance, on January 12, 2021 at 3:00 PM, in Room 405  
Capitol

#### ROLL CALL

**Members Present in the Committee Room:**

Sen. Gordon Vance, Chair (R)  
Sen. Jeffrey W. Welborn, Vice Chair (R)  
Sen. Bryce Bennett (D)  
Sen. Steve Fitzpatrick (R)  
Sen. Mike Fox (D)  
Sen. Chris Friedel (R)  
Sen. Carl Glimm (R)  
Sen. Theresa Manzella (R)  
Sen. Tom McGillvray (R)

**Members Present over Zoom Video Conference**

Sen. Carlie Boland, Vice Chair (D)  
Sen. Jen Gross (D)  
Sen. Diane Sands (D)

**Members Excused:**

Sen. Cary Smith (R)

**Members Absent:** None

**Staff Present:**

Laura Sankey Keip, Legislative Branch  
Gwyn Schooler, Committee Secretary  
Hallie Swain, Remote Meeting Coordinator

**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: SB 3, 1/8/2021; SB 5, 1/8/2021; SB 9, 1/8/2021  
Executive Action: SB 5

**HEARING ON SB 3**

**Opening Statement by Sponsor:**

15:00:32 Sen. Jason Small (R), SD 21, opened the hearing on SB3, Revise motor carrier authority within reservation boundaries.

15:01:33 Sen. Fitzpatrick entered the meeting.

**Proponents' Testimony:**

15:02:44 Rynalea White Man Pena, State Tribal Relations Committee

15:04:09 Laurie Little Dog, commercial driver

[EXHIBIT\(his07a01\)](#)

**Opponents' Testimony:**

[EXHIBIT\(his07a02\)](#)

**Informational Testimony:**

15:05:39 Brad Marten, administrator, Department of Transportation

**Questions from Committee Members and Responses:**

15:07:46 Sen. McGillvray

15:08:14 Sen. Small

**Closing by Sponsor:**

15:08:56 Sen. Small

**HEARING ON SB 5**

**Opening Statement by Sponsor:**

15:09:35 Sen. Russel (Russ) Tempel (R), SD 14, opened the hearing on SB5, Establish a memorial highway designation.

[EXHIBIT\(his07a03\)](#)

**Proponents' Testimony:**

15:15:27 Dale Fossen, family of Otto Fossen

[EXHIBIT\(his07a04\)](#)

15:21:27 Dan Smith, executive director, Montana Police Protective Association

15:22:53 Nanette Gilbertson, Montana Sheriffs and Police Officers Association

15:23:57 Jessie Luther, Association of Montana Troopers

15:25:13 George Olsen, family of Otto Fossen

[EXHIBIT\(his07a05\)](#)

15:28:18 Karley Connolly, family of Otto Fossen

[EXHIBIT\(his07a06\)](#)

**Additional Testimony Received:**

[EXHIBIT\(his07a07\)](#)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

15:30:49 Sen. McGillvray  
15:31:20 Mr. Fossen  
15:32:03 Chair Vance  
15:32:07 Sen. Sands  
15:33:01 Mr. Fossen  
15:33:31 Chair Vance

**Closing by Sponsor:**

15:33:42 Sen. Tempel  
  
15:34:06 Chair Vance  
15:34:31 Sen. Bennett  
15:34:39 Chair Vance

**EXECUTIVE ACTION ON SB 5**

15:34:45 **Motion:** Sen. Welborn moved that **SB 5 DO PASS.**

**Discussion:**

15:34:59 Sen. Sands  
  
15:35:35 **Vote:** Motion carried unanimously by voice vote. Sen. C. Smith voted by proxy.  
  
15:35:38 Chair Vance  
15:36:18 Sen. Sands  
15:36:55 Chair Vance

**HEARING ON SB 9**

**Opening Statement by Sponsor:**

15:37:29 Sen. Russel (Russ) Tempel (R), SD 14, opened the hearing on SB9, Provide for motorcycle filtering.

**Proponents' Testimony:**

15:42:40 Tiffany Cipoletti, American Motorcyclist Association  
[EXHIBIT\(his07a08\)](#)

**Opponents' Testimony:**

[EXHIBIT\(his07a09\)](#)

**Informational Testimony:**

15:46:10 Dustin Rouse, Department of Transportation

**Questions from Committee Members and Responses:**

15:47:38 Sen. Boland

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15:48:39 Sen. Tempel  
15:49:45 Sen. Boland  
15:49:52 Sen. Fitzpatrick  
15:50:15 Sen. Tempel  
15:50:41 Sen. Fitzpatrick  
15:51:18 Sen. Tempel  
15:52:10 Chair Vance  
15:52:12 Sen. Manzella  
15:52:40 Sen. Tempel  
15:53:09 Chair Vance

**Closing by Sponsor:**

15:53:17 Sen. Tempel

**ADJOURNMENT**

Adjournment: 3:54 PM

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Gwyn Schooler, Secretary

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Additional Documents:

**EXHIBIT**([his07aad.pdf](#))