

MINUTES

MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: Chair Gordon Vance, on January 26, 2021 at 3:00 PM, in Room 405
Capitol

ROLL CALL

Members Present:

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. Jen Gross (D)
Sen. Theresa Manzella (R)
Sen. Tom McGillvray (R)
Sen. Cary Smith (R)

Members Present via Zoom Video Conference:

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

Members Excused: None

Members Absent: None

Staff Present:

Karli Kusler, Remote Meeting Coordinator
Laura Sankey Keip, Legislative Branch
Gwyn Schooler, Committee Secretary

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: SR 5, 1/22/2021; SB 125, 1/22/2021
Executive Action: SR 5; SB 125; SB 38; SB 64

15:00:55 Sen. Vance gave the duties of the chair to Sen. Welborn.

HEARING ON SR 5

Opening Statement by Sponsor:

15:01:05 Sen. Gordon Vance (R), SD 34, opened the hearing on SR5, Confirm Governor's appointee for Director of Dept. of Transportation.

Proponents' Testimony:

15:01:27 Lieutenant Governor Kristen Juras

15:02:54 Sen. Sands entered the meeting.

15:03:17 Sen. Vance

15:03:43 Malcolm Long, Governor appointee, acting director, Montana Department of Transportation (MDT)

15:04:59 David Smith, executive director, Montana Contractors Association

15:05:57 Cary Hegreberg, citizen

15:06:52 Duane Williams, CEO, Motor Carriers of Montana

15:08:04 Dave Galt, citizen

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

15:09:36 Sen. Manzella

15:12:17 Mr. Long, appointee

15:12:56 Chair Welborn

15:13:06 Sen. Fitzpatrick

15:13:20 Mr. Long

15:14:23 Sen. Fitzpatrick

15:14:37 Mr. Long

15:16:28 Sen. Boland

15:17:14 Mr. Long

15:17:22 Sen. Boland

15:17:48 Mr. Long

15:18:22 Sen. Boland

15:18:42 Mr. Long

15:19:42 Sen. Boland

15:20:17 Mr. Long

15:20:25 Sen. Boland

15:20:39 Mr. Long

15:20:54 Sen. Boland

15:21:27 Mr. Long

15:21:59 Sen. Boland

15:22:12 Sen. Friedel

15:23:25 Mr. Long

15:25:05 Sen. Sands

15:26:29 Mr. Long

15:28:12 Sen. Sands
 15:28:39 Mr. Long
 15:29:53 Sen. Sands
 15:30:52 Mr. Long
 15:32:08 Sen. Sands
 15:32:28 Sen. Bennett
 15:32:44 Mr. Long
 15:34:06 Sen. Bennett
 15:34:22 Mr. Long
 15:35:38 Sen. Bennett
 15:35:58 Mr. Long
 15:37:21 Sen. McGillvray
 15:38:11 Mr. Long
 15:39:09 Sen. McGillvray
 15:39:59 Mr. Long
 15:41:23 Sen. McGillvray
 15:42:07 Mr. Long
 15:43:21 Sen. McGillvray
 15:43:41 Sen. Glimm

EXHIBIT(his17a01)

15:45:49 Mr. Long
 15:47:07 Sen. Gross
 15:48:50 Mr. Long
 15:50:25 Sen. Gross

EXHIBIT(his17a02)

15:51:15 Mr. Long
 15:52:35 Sen. Gross
 15:53:15 Mr. Long
 15:53:22 Chair Welborn
 15:53:33 Sen. Glimm
 15:54:26 Mr. Long
 15:56:05 Chair Welborn
 15:56:12 Sen. Friedel
 15:57:56 Mr. Long
 15:59:52 Sen. Friedel
 16:00:35 Mr. Long
 16:01:11 Sen. Friedel
 16:01:52 Mr. Long
 16:02:59 Sen. Fox
 16:03:12 Mr. Long
 16:03:54 Chair Welborn

Closing by Sponsor:

16:04:04 Sen. Vance

16:04:35 Sen. Vance resumed the duties of the chair.

EXECUTIVE ACTION ON SR 5

16:04:40 **Motion:** Sen. Welborn moved that **SR 5 BE ADOPTED.**

Discussion:

16:04:52 Sen. Bennett

16:05:17 Sen. Smith

16:05:44 Sen. Glimm

16:06:22 Sen. Welborn

16:06:24 **Vote:** Motion carried 9-4 by roll call vote with Sen. Bennett, Sen. Boland, Sen. Fox and Sen. Sands voting no.

16:08:13 Sen. Gross

16:08:45 Sen. Fitzpatrick

HEARING ON SB 125

Opening Statement by Sponsor:

16:09:21 Sen. Mike Cuffe (R), SD 1, opened the hearing on SB125, Revise certain junk disposal laws.

Proponents' Testimony:

16:14:07 Jim Dusenberry, Montana Tow Truck Association (MTTA)

16:16:21 Bob Gilbert, MTTA

16:17:51 Jason Rittal, Montana Association of Counties (MACo)

16:19:27 Dan Ellison, Jefferson County

EXHIBIT(his17a03)

16:20:46 Shannon Therriault, Environmental Health, Missoula City-County Health Department (MCCHD)

EXHIBIT(his17a04)

16:23:29 Jerry Bennett, Lincoln County

EXHIBIT(his17a05)

16:24:45 Tess Wainwright, City of Missoula Police Department

16:28:47 Diana Luke, Lake County Environmental Health

EXHIBIT(his17a06)

Additional Testimony Received:

EXHIBIT(his17a07)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

16:30:12 Sen. Manzella

16:30:45 Ms. Wainwright, Missoula PD

16:31:18 Sen. Manzella
 16:31:43 Karli Kusler, remote meeting coordinator
 16:32:04 Ms. Therriault, MCCHD
 16:32:30 Sen. McGillvray
 16:33:04 Sen. Cuffe
 16:33:30 Mr. Rittal, MACo

Closing by Sponsor:

16:34:21 Sen. Cuffe

Discussion:

16:34:50 Chair Vance
 16:35:15 Sen. Boland
 16:36:20 Chair Vance
 16:36:32 Sen. Boland
 16:36:49 Chair Vance
 16:36:56 Sen. Boland

 16:37:12 Recess
 16:43:40 Reconvene

EXECUTIVE ACTION ON SB 125

16:43:50 **Motion:** Sen. Welborn moved that **SB 125 DO PASS.**

Discussion:

16:44:05 Chair Vance

 16:44:25 **Vote:** Motion carried 10-0 by voice vote. Sen. Bennett, Sen. Gross, and Sen. Fitzpatrick were excused.

EXECUTIVE ACTION ON SB 38

16:44:40 **Motion:** Sen. Welborn moved that **SB 38 DO PASS.**

16:44:58 **Motion:** Sen. Welborn moved that **SB 38 BE AMENDED.**
EXHIBIT(his17a08)

Discussion:

16:45:09 Laura Sankey-Keip, Legislative Services Division
 16:46:53 Chair Vance
 16:47:00 Ms. Sankey-Keip, LSD
 16:47:48 Chair Vance

16:48:06 **Vote:** Motion carried unanimously by voice vote.

16:48:12 **Motion:** Sen. Welborn moved that **SB 38 DO PASS AS AMENDED.**

Discussion:

16:48:25 Sen. Sands

16:48:57 Chair Vance

16:49:05 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 64

16:49:17 **Motion:** Sen. Welborn moved that **SB 64 DO PASS.**

Discussion:

16:49:30 Sen. Sands

16:50:14 Sen. Welborn

16:50:30 **Vote:** Motion carried 7-6 by roll call vote with Sen. Glimm, Sen. Manzella, Sen. McGillvray, Sen. C. Smith, Sen. Vance and Sen. Welborn voting no.

16:51:41 Sen. Sands

16:52:18 Chair Vance

ADJOURNMENT

Adjournment: 4:52 PM

Gwyn Schooler, Secretary

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Additional Documents:

EXHIBIT([his17aad.pdf](#))