



## TRANSPORTATION INTERIM COMMITTEE 67th Montana Legislature

### SENATE MEMBERS

Duane Ankney  
Mike Fox  
Diane Sands  
Gordon Vance

### HOUSE MEMBERS

Neil Duram  
Dave Fern  
Denley Loge  
Rynalea Whiteman Pena

### COMMITTEE STAFF

Travis Brown - Research Analyst  
Joe Carroll - Attorney  
Alexis Newcomer - Secretary

# MINUTES LOG

July 07, 2022  
Room 102 and Zoom  
Helena, Montana

Please note: This document is a Minutes Log and provides annotation of the time elapsed between the beginning of the meeting and the time at which the item was presented or discussed, a motion was made, or a vote was taken. The narrative presented here is provided only as a guide to the audio or video recording of the meeting. The official discussion, motion, or vote is available on the audio or video archive of this meeting. The Legislature does not prepare a transcript of the meeting activities. The time designation may be used to locate the referenced discussion on the audio or video recording of this meeting.

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### **MEMBERS PRESENT:**

Sen. Gordon Vance, Vice Chair (R)  
Sen. Duane Ankney (R)  
Rep. Neil Duram (R)  
Rep. Dave Fern (D)  
Sen. Mike Fox (D)  
Rep. Denley Loge (R)  
Rep. Rynalea Whiteman Pena (R)

### **MEMBERS EXCUSED:**

Sen. Diane Sands (D)

### **MEMBERS ABSENT:**

### **STAFF PRESENT:**

Travis Brown, Research Analyst  
Joe Carroll, Attorney  
Alexis Newcomer, Secretary

### **AGENDA ([Attachment 1](#))**

## **VISITORS' LIST ([Attachment 2](#))**

### **COMMITTEE ACTION**

#### **CALL TO ORDER/ROLL CALL**

08:18:10 Sen. Vance called the meeting to order at 8:18 AM. The committee secretary took roll.

#### **MEETING OVERVIEW**

08:18:57 Sen. Vance provided an overview of the first speaker of the meeting.

#### **MOTION**

08:19:12 Sen. Vance motioned for the committee to continue to informally object rule 18-187. Sen. Sands voted aye by proxy. The motion passed.

#### **DIRECTOR UPDATE – DIRECTOR MALCOLM LONG**

08:22:14 Malcom Long, Director, MDT

08:25:42 Rep. Whiteman Pena joined the meeting.

#### **Questions from the Committee**

08:25:45 Sen. Vance asked Mr. Malcom if MDT plans to meet with stakeholders.

08:28:15 Rep. Fern requested Mr. Malcolm provide a work-force update.

08:30:07 Rep. Loge asked Mr. Malcolm about work-force training.

#### **AGENCY UPDATE - DOJ MOTOR VEHICLE DIVISION**

08:33:11 Laurie Bakrie, Administrator, MVD ([Exhibit 1](#))

#### **Questions from the Committee**

08:44:07 Rep. Loge asked Ms. Bakrie about coordinating CDL testing with MDT.

08:44:45 Rep. Loge asked Ms. Bakrie about PARK models.

08:46:44 Rep. Fern asked Ms. Bakrie about costs of the CAR system.

08:47:19 Sen. Vance asked Ms. Bakrie about communications with the federal government regarding CDL licensing.

### **INFRASTRUCTURE INVESTMENT AND JOBS ACT**

#### **Update – Rob Stapley - MDT**

08:49:22 Rob Stapley, Administrator, MDT ([Exhibit 2](#)) ([Exhibit 3](#)) ([Exhibit 4](#))

#### **Questions from the Committee**

None.

### **ELECTRIC VEHICLES**

#### **Draft Legislation – Travis Brown**

08:53:50 Travis Brown, Committee Staff ([Exhibit 5](#)) ([Exhibit 6](#))

### **Questions from the Committee**

- 08:59:13 Rep. Fern asked Mr. Brown about PD007 in regard to the letter received from the Public Service Commission.
- 09:02:15 Rep. Loge commented on road use charges and provided a recommendation.
- 09:06:06 Rep. Fern about draft legislation deadlines and commented on federal government involvement.

### **DOJ MOTOR VEHICLE DIVISION**

- 09:08:33 Laurie Bakrie, Administrator, MVD ([Exhibit 7](#))
- 09:11:09 Sen. Fox joined the meeting.

### **MONTANA DEPARTMENT OF TRANSPORTATION – LARRY FLYNN**

- 09:11:54 Larry Flynn, MDT

### **Questions from the Committee**

- 09:18:29 Rep. Loge requested Mr. Flynn study impact of gas tax study.
- 09:19:09 Rep. Fern asked Mr. Flynn asked if MDT works with DOR.

### **CHARGE POINT – JUSTIN ACKLEY**

- 09:20:23 Justin Ackley, Manager of Public Policy, Charge Point. ([Exhibit 8](#))

### **Questions from the Committee**

- 09:30:26 Rep. Loge asked Mr. Ackley about fees for out of state vehicles.
- 09:32:40 Sen. Vance requested Mr. Ackley submit accumulative research.
- 09:32:58 Rep. Fern requested Mr. Ackley to provide information on best practices used in other states.

### **NORTHWEST ENERGY – CHRISTOPHER PUYEAR**

- 09:33:53 Christopher Puyear, Northwest Energy

### **ALLIANCE FOR AUTOMOTIVE INNOVATION – JOSH FISHER**

- 09:39:31 Josh Fisher, Director of State Affairs, Alliance of Automotive Innovation ([Exhibit 9](#)) ([Exhibit 10](#))

### **Questions from the Committee**

- 09:49:19 Rep. Fern asked Mr. Fisher about long term supply of parts to create batteries.
- 09:51:08 Sen. Ankney commented on testimony provided on taxing electric vehicles charging.
- 09:52:23 Rep. Loge asked Mr. Fisher about disposal of electric vehicles and the costs associated.

### **SBS SOLAR - DAN BANDBORG**

- 09:55:23 Dan Bandborg, SBS Solar ([Exhibit 11](#))

### **Questions from the Committee**

- 10:06:41 Rep. Loge asked Mr. Bandborg about electric vehicle capabilities regarding powering a home.

### **Public Comment\***

- 10:08:06 Thadd Kurwaski, Tesla Inc.

### **Questions from the Committee**

10:12:49 Rep. Fern asked Mr. Kurwaski about Tesla's surcharges and charging stations.

### **Public Comment\***

10:17:35 Dan Lloyd, Department of Environmental Quality ([Exhibit 12](#))

10:19:00 Sen. Kary, SD 22

## **MOTOR FUEL TAX COOPERATIVE AGREEMENTS**

### **Larry Flynn – MDT**

10:21:24 Larry Flynn, MDT ([Exhibit 13](#))

### **Questions from the Committee**

None.

## **COMMITTEE WORK SESSION**

### **Comments on proposed legislation**

10:26:19 Rep. Fern requested a draft of implementation of recommendations made by Sen. Ankney and Rep. Loge.

10:27:37 Sen. Vance commented on the committee work timeline and requirements of the committee. .

10:28:26 Sen. Ankney commented on passing committee bills and recommended to wait until session to take action.

10:30:03 Rep. Loge commented on the committee work timeline and requested information on out of state visitor miles driven.

10:33:44 Sen. Ankney commented on collecting tax on out of state EV drivers and requested Mr. Brown research legalities.

10:34:27 Rep. Fern commented on factors on tax collection on out of state EV drivers.

10:35:13 Rep. Whiteman Pena asked about charging stations on Reservations.

10:36:07 Mr. Flynn answered Rep. Whiteman Pena's question.

10:36:23 Sen. Ankney commented on the replacing the federal tax.

10:36:45 Rep. Whiteman commented on charging stations in south east Montana.

10:37:03 Rep. Loge commented on options for out of state EV drivers.

10:37:25 Rep. Fern requested Mr. Brown provide an analysis of opt-in road taxes.

### **Lunch (reconvene at 12:57:36)**

## **BIG SKY PASSENGER RAIL AUTHORITY**

### **Update – Jason Stuart – Vice Chair**

12:57:58 Jason Stuart, Vice Chair, Big Sky Passenger Rail Authority ([Exhibit 14](#))

### **Questions from the Committee**

13:16:04 Rep. Loge asked Mr. Stuart about a commuter train in the Missoula area.

## **FINANCIAL MODERNIZATION AND RISK ANALYSIS STUDY COMMITTEE**

### **MARA Transportation module - Alice Hecht – LSD fiscal analyst**

13:19:00 Alice Hecht, Fiscal Analyst, Legislative Services Division ([Exhibit 15](#)) ([Exhibit 16](#))

### **Questions from the Committee**

13:38:18 Rep. Fern asked Ms. Hecht about MARA's impact on future fiscal notes.

### **PUBLIC COMMENT\* ON ANY ITEM IN TIC'S SUBJECT MATTER JURISDICTION**

None.

### **Additional directives to staff**

13:41:10 Sen. Vance requested Mr. Brown provide electric vehicle information for the next committee meeting.

13:42:01 Rep. Fern commented on the committee's work on autonomous vehicles.

13:43:37 Rep. Loge commented on the committee's obligations and requested information on safety regarding autonomous vehicles.

13:44:36 The committee discussed bill drafting and administrative matters.

### **ADJOURNMENT**

13:47:46 Sen. Vance adjourned the meeting at 13:47 PM.