

MINUTES

MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: By **CHAIRMAN GERALD PEASE**, on January 13, 2005 at 3 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Gerald Pease, Chairman (D)
Sen. Jerry W. Black (R)
Sen. John Brueggeman (R)
Sen. Vicki Cocchiarella (D)
Sen. Sam Kitzenberg (R)
Sen. Jesse Laslovich (D)
Sen. Frank Smith (D)
Sen. Donald J. Steinbeisser (R)
Sen. Dan Weinberg (D)

Members Excused: None.

Members Absent: None.

Staff Present: Kathleen Ely, Committee Secretary
Todd Everts, 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: SB 39, 1/6/2005; SB 38, 1/6/2005;
SB 90, 1/6/2005; SB 164, 1/6/2005
Executive Action: SB 56

00:01:03

HEARING ON SB 39

Opening Statement by Sponsor: SEN. JEFF MANGAN (D), SD 12, opened the hearing on SB 39, Clarify application of motor vehicle laws to wheelchairs.

EXHIBIT(his09a01)

Proponents' Testimony:

00:09:22 Anita Roessmann, Staff Attorney
00:18:15 Brenda Nordlund, Department of Justice
00:19:43 June Hermanson, Montanans with Disabilities for
Special Access

Opponents' Testimony: None.

Informational Testimony: None.

00:20:57

Questions from Committee Members and Responses:

00:23:51

Closing by Sponsor:

00:25:33

HEARING ON SB 38

Opening Statement by Sponsor:

SEN. TRUDI SCHMIDT (D), SD 11, opened the hearing on SB 38, Double traffic fines in school zone.

Proponents' Testimony:

00:28:42 Kathy Braemer, Office of Public Instruction
00:31:54 Barry "Spook" Stang, Montana Motor Carriers
Association

Opponents' Testimony: None.

Informational Testimony: None.

00:33:18

Questions from Committee Members and Responses:

00:39:55

Loran Frazier, Department of Transportation

00:41:09

Closing by Sponsor:

00:42:11

HEARING ON SB 90

Opening Statement by Sponsor:

SEN. FRANK SMITH (D), SD 16, opened the hearing on **SB 90**, DUI license plates impoundment.

Proponents' Testimony:

00:44:23 **Jim Smith, Montana County Attorneys Association**

00:48:11 **Brenda Nordland, Department of Justice**

00:50:56 **SEN. KITZENBERG** arrives.

Opponents' Testimony:

00:50:41 **Barry "Spook" Stang, Montana Motor Carriers
Association**

Informational Testimony: None.

00:52:23

Questions from Committee Members and Responses:

00:55:28

Closing by Sponsor:

00:58:19 Break.

01:02:29 Committee resumed.

01:02:34

HEARING ON SB 164

Opening Statement by Sponsor:

SEN. KIM GILLAN (D), SD 24, opened the hearing on **SB 164**, Name segment of Highway 87 in Billings.

EXHIBIT(his09a02)

EXHIBIT(his09a03)

EXHIBIT(his09a04)

Proponents' Testimony:

01:03:24 Loran Frazier, Department of Transportation
01:09:26 Wanda Grinde, HD 48
01:10:27 E. J. Redding, Montana-Dakota Utilities
01:10:46 Jani McCall, City of Billings
01:11:15 Gary Forrester, Montana Contractors Association

Opponents' Testimony: None.

Informational Testimony: None.

01:12:43

Questions from Committee Members and Responses:

01:12:56

Closing by Sponsor:

01:15:47

EXECUTIVE ACTION ON SB 56

Motion: SEN. COCCHIARELLA moved that SB 56 DO PASS.

Motion/Vote: SEN. LASLOVICH moved that SB 56 BE AMENDED. Motion carried unanimously by voice vote. SEN. BLACK voting AYE by proxy.

EXHIBIT(his09a05)

Motion/Vote: SEN. LASLOVICH moved that SB 56 DO PASS AS AMENDED. Motion carried unanimously by voice vote. SEN. BLACK voting AYE by proxy.

ADJOURNMENT

Adjournment: 4:23 P.M.

SEN. GERALD PEASE, Chairman

KATHLEEN ELY, Secretary

GP/KE

Additional Exhibits:

EXHIBIT ([his09aad0.PDF](#))