

## **MINUTES**

### **MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON HIGHWAYS AND TRANSPORTATION**

00:00:01

**Call to Order:** By **CHAIRMAN GERALD PEASE**, on April 12, 2005 at  
3:00 P.M., in Room 152 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Sen. Gerald Pease, Chairman (D)

Sen. John Brueggeman (R)

Sen. Vicki Cocchiarella (D)

Sen. Jesse Laslovich (D)

Sen. Frank Smith (D)

Sen. Donald J. Steinbeisser (R)

**Members Excused:** Sen. Jerry W. Black (R), Sen. Sam Kitzenberg(R),  
Sen. Dan Weinberg (D)

**Members Absent:** None.

**Staff Present:** Todd Everts, Legislative Branch  
Peg Holwick, Committee Secretary, Audio Technician

**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: None.

Executive Action: HB 671; HB 673; HB 678;  
HB 757, HB 512, HB 769

EXECUTIVE ACTION ON HB 671

00:00:50

**Motion:** SEN. BRUEGGEMAN moved that HB 671 BE CONCURRED IN.

00:01:19

**Discussion:**

00:02:22

**Motion:** SEN. BRUEGGEMAN moved amendment 6710.ate to HB 671.

**EXHIBIT**(his78a01)

00:03:02

**Discussion:**

00:03:25

**Motion/Vote:** SEN. LASLOVICH moved that HB 671 amendments be accepted. Motion carried unanimously by voice vote. SEN. WEINBERG and SEN. BLACK voted by PROXY.

00:04:25

**Discussion:**

00:05:24

**Motion/Vote:** SEN. BRUEGGEMAN moved that HB 671 BE CONCURRED IN AS AMENDED. Motion carried unanimously by voice vote. SEN. WEINBERG and SEN. BLACK voted by PROXY.

EXECUTIVE ACTION ON HB 673

00:05:52

**Motion:** SEN. BRUEGGEMAN moved that HB 673 BE CONCURRED IN.

00:06:26

**Discussion:**

00:08:30

**Motion:** SEN. COCCHIARELLA made a substitute motion that HB 673 BE TABLED.

00:08:30

**Discussion:**

**Substitute Motion/Vote:** SEN. COCCHIARELLA made a substitute motion that HB 673 BE TABLED. Substitute motion carried unanimously by voice vote.

**Motion/Vote:** SEN. COCCHIARELLA moved that HB 673 BE TABLED. Motion carried 5-4 by voice vote with SEN. BLACK, SEN. BRUEGGEMAN, SEN. KITZENBERG, and SEN. STEINBEISSER voting no. SEN. WEINBERG voted aye and SEN. BLACK voted no by PROXY.

**EXECUTIVE ACTION ON HB 678**

00:10:15

**Motion:** SEN. LASLOVICH moved that HB 678 BE CONCURRED IN.

**Discussion:**

00:10:30 Jim Lynch, Director, Department of Transportation, (DOT)

00:10:49 Spook Stang, Montana Motor Carriers' Association

00:20:00

**Motion/Vote:** SEN. LASLOVICH moved that HB 678 BE CONCURRED IN.

Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 757**

00:25:02

**Motion:** SEN. BRUEGGEMAN moved that HB 757 BE CONCURRED IN.

00:25:29

**Motion:** SEN. BRUEGGEMAN moved amendment HB075702.agp to HB 757

**EXHIBIT**(his78a02)

00:25:29

**Discussion:**

00:43:40

**Motion/Vote:** SEN. COCCHIARELLA moved amendments to HB 757. Motion carried unanimously by voice vote. SEN. WEINBERG and SEN. KITZENBERG voted by proxy.

00:44:07

**Motion:** SEN. COCCHIARELLA moved that HB 757 BE CONCURRED IN AS AMENDED.

00:43:02

**Discussion:**

00:46:00

**Motion/Vote:** SEN. COCCHIARELLA moved that HB 757 BE CONCURRED IN AS AMENDED. Motion carried 9-1 by voice vote with SEN. LASLOVICH voting no. SEN. WEINBERG, SEN. BLACK, and SEN. KITZENBERG voted aye by Proxy.

**EXECUTIVE ACTION ON HB 512**

00:46:56

**Motion:** SEN. BRUEGGEMAN moved that HB 512 BE CONCURRED IN.

00:47:00

**Discussion:**

00:47:07

**Motion/Vote:** SEN. COCCHIARELLA moved that HB 512 BE CONCURRED IN. Motion carried unanimously by voice vote. SEN. WEINBERG and SEN. KITZENBERG voted aye by Proxy.

**EXECUTIVE ACTION ON HB 769**

00:49:01

**Motion:** SEN. BRUEGGEMAN moved that HB 769 BE CONCURRED IN.

00:49:01

**Discussion:**

00:52:59

**Motion:** SEN. LASLOVICH moved amendment HB076902.ate to HB 769.

00:53:00

**Discussion:**

**EXHIBIT**(his78a03)

01:01:28

**Motion/Vote:** SEN. LASLOVICH moved amendment HB076902.ate to HB 769. Motion carried 6-3 by voice vote with SEN. COCCHIARELLA, SEN. LASLOVICH, and SEN. WEINBERG voting no. SEN. WEINBERG and SEN. KITZENBERG voted by Proxy.

**Motion:** SEN. BLACK moved amendment HB076903.ate to HB 769.

01:01:57

**Discussion:**

**EXHIBIT**(his78a04)

01:15:09

**Motion:** SEN. BLACK moved that amendment HB076903.ate to HB 769 BE CONCURRED IN. Motion carried 6-3 by voice vote with SEN. COCCHIARELLA, SEN. LASLOVICH, and SEN. WEINBERG voting no. SEN. WEINBERG and SEN. KITZENBERG voted by Proxy.

**Motion:** SEN. BRUEGGEMAN moved that HB 769 BE CONCURRED IN AS AMENDED.

01:16:00

**Discussion:**

01:18:17

**Motion/Vote:** SEN. BRUEGGEMAN moved that HB 769 BE CONCURRED IN AS AMENDED. Motion carried unanimously by voice vote.

01:18:49

**ADJOURNMENT**

Adjournment: 4:58 P.M.

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SEN. GERALD PEASE, Chairman

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PEG HOLWICK, Secretary

GP/ph

Additional Exhibits:

**EXHIBIT ([his78aad0.PDF](#))**