

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: Chair Llew Jones, on February 17, 2011 at 3:15 PM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Llew Jones, Chairman (R)
Sen. Jon Sonju, Vice Chairman (R)
Sen. Ron Arthun (R)
Sen. Anders Blewett (D)
Sen. Mary Caferro (D)
Sen. Jim Keane (D)
Sen. Carmine Mowbray (R)
Sen. Gene Vuckovich (D)
Sen. Ryan Zinke (R)

Members Excused:

Sen. Edward Buttrey (R)
Sen. Bruce Tutvedt (R)
Sen. David E. Wanzenried (D)

Members Absent:

None

Staff Present:

Kirk Lundby, Committee Secretary
Rachel Weiss, 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 278, 2/11/2011; SB 319, 2/14/2011; SB 359, 2/16/2011
Executive Action: SB 81 Do Pass As Amended
SB 211 Do Pass As Amended
SB 278 Do Pass
SB 359 Do Pass

HEARING ON SB 319

Opening Statement by Sponsor:

00:01:30 Sen. Jeff Essmann (R), SD 28, opened the hearing on SB 319, Generally revise transportation laws on child safety restraints.

[EXHIBIT\(his39a01\)](#)

Proponents' Testimony:

00:04:26 Colonel Mike Tooley, Chief, Montana Highway Patrol (MHP)

00:05:00 Sen. Buttrey entered the committee room

00:06:24 Jim Lynch, Director, Montana Department of Transportation (MDT)

00:08:37 Don Judge, representing the Montana Nurses Association (MNA)

00:09:27 Jane Hammen, representing the Montana Traffic Education Association (MTEA)

00:10:29 Tracie Nielson

[EXHIBIT\(his39a02\)](#)

[EXHIBIT\(his39a03\)](#)

[EXHIBIT\(his39a04\)](#)

00:13:11 Erin McGowen-Fincham, representing the Association of Montana Public Health Officials (AMPHO)

00:13:52 Jessie Luther, representing the Association of Montana Troopers (AMT)

00:14:12 Barry Stang, representing the Motor Carriers of Montana (MCM)

00:14:30 Mark Taylor, representing the Montana Hospital Association (MHA) and the Billings Clinic

00:14:48 Bruce Spencer, representing the Property Casualty Insurers Association of America (PCIAA), Allstate Insurance and the Montana Automobile Dealers Association (MADA)

00:15:07 Denice Harris, representing AAA MountainWest

00:15:21 Mike Foster, representing the Catholic Hospitals of Montana (CHM)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:15:55 Sen. Buttrey

00:16:28 Col. Mike Tooley, (MHP)

Closing by Sponsor:

00:17:15 Sen. Essmann

00:19:15 Chairman Jones turned chair duties over to Vice Chair Sonju

HEARING ON SB 278

Opening Statement by Sponsor:

00:19:42 Sen. Carmine Mowbray (R), SD 6, opened the hearing on SB 278, Provide for ambulance membership programs.

Proponents' Testimony:

00:23:07 Robb Foote, Executive Director, Montana Independent Health Alliance (MIHA)

[EXHIBIT\(his39a05\)](#)

[EXHIBIT\(his39a06\)](#)

[EXHIBIT\(his39a07\)](#)

00:24:45 Mark Taylor, (MHA)

00:25:24 Carol Bensen, representing the St. Patrick Hospital Lfeflight

00:26:29 Rebecca Manna, representing the Kalispell Regional Medical Center

00:27:07 Bill Warden, representing the Benefis Hospital

[EXHIBIT\(his39a08\)](#)

00:27:45 Mike Foster, (CHM)

00:28:32 Jesse Laslovich, representing the Office of Commissioner of Securities and Insurance (OCSI)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:29:17 Sen. Buttrey

00:29:49 Sen. Mowbray

00:30:08 Vice Chair Sonju

00:30:33 Robb Foote, (MIHA)

Closing by Sponsor:

00:30:38 Sen. Mowbray

HEARING ON SB 359

Opening Statement by Sponsor:

00:31:52 Sen. Mary Caferro (D), SD 40, opened the hearing on SB 359, Provide jobs for Montana veterans.

[EXHIBIT\(his39a09\)](#)

Proponents' Testimony:

00:34:42 Lisa Newman, Program Manager, Montana Job Training Partnership (MJTP)

00:36:18 Russ Ritter, representing the Montana Military Museum Foundation (MMMMF)

00:39:02 Barry Stang, representing the Motor Carriers of Montana (MCM)

EXHIBIT(his39a10)

EXHIBIT(his39a11)

00:41:00 Dave Zohner, representing Watkins-Shepard Trucking

00:42:52 Jon Bennion, representing the Montana Chamber of Commerce

00:43:37 Gary Amestoy, representing the Richland County Economic Development Corporation

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

None

Closing by Sponsor:

00:44:59 Sen. Caferro

Discussion:

00:47:05 Vice Chair Sonju

00:47:30 Sen. Caferro

00:48:42 Rachel Weiss, Legislative Services Division (LSD)

00:49:22 Vice Chair Sonju

00:49:32 Recess

00:57:22 Reconvene
(Sen. Jones and Sen. Keane were absent)

Discussion:

00:57:35 Vice Chair Sonju

EXECUTIVE ACTION ON SB 359

00:58:05 **Motion:** Sen. Caferro moved that **SB 359 DO PASS.**

Discussion:

00:58:29 Sen. Buttrey

00:58:41 Sen. Caferro

00:58:42 Chairman Jones reentered the committee room
 00:59:08 Sen. Buttrey
 00:59:40 Sen. Caferro
 01:00:10 Sen. Buttrey
 01:00:18 Vice Chair Sonju
 01:00:42 Sen. Arthun
 01:01:07 Rachel Weiss, (LSD)
 01:01:56 Sen. Zinke
 01:02:53 Vice Chair Sonju

01:02:57 **Vote:** Motion carried 10-0 by voice vote of those present and voting.

01:03:53 Sen. Keane reentered the committee room

EXECUTIVE ACTION ON SB 278

01:03:22 **Motion:** Sen. Mowbray moved that **SB 278 DO PASS.**

Discussion:

01:04:03 Vice Chair Sonju
 01:04:12 Sen. Keane

01:04:26 **Vote:** Motion carried 10-0 by voice vote of those present and voting.

01:04:56 Vice Chair Sonju returned chair duties to Chairman Jones

EXECUTIVE ACTION ON SB 211

01:05:21 **Motion:** Sen. Zinke moved that **SB 211 DO PASS AS AMENDED.**
 (previously amended on 2/1/2011)

Discussion:

01:05:35 Chairman Jones
 01:05:54 Sen. Zinke

01:06:23 **Motion/Vote:** Sen. Keane moved that **AMENDMENT SB021102.ARW BE REMOVED.** Motion carried 9-3 by voice vote with Sen. Buttrey, Sen. Mowbray and Sen. Wanzenried voting no. Sen. Tutvedt and Sen. Wanzenried voted by proxy.

Discussion:

01:08:09 Rachel Weiss

01:09:02 **Motion/Vote:** Sen. Keane moved that **SB 211 DO PASS AS AMENDED.** Motion carried 11-1 by voice vote with Sen. Buttrey voting no. Sen. Tutvedt and Sen. Wanzenried voted by proxy.

EXECUTIVE ACTION ON SB 81

01:09:15 **Motion:** Sen. Zinke moved that **SB 81 BE REMOVED FROM TABLED.**

Discussion:

01:09:44 Sen. Zinke
01:10:02 Sen. Keane
01:10:31 Chairman Jones

01:10:48 **Vote:** Motion failed 5-5 by roll call vote with Sen. Blewett, Sen. Caferro, Sen. Jones, Sen. Vuckovich and Sen. Zinke voting aye.

Discussion:

01:11:02 Sen. Zinke
01:12:08 Vice Chair Sonju
01:12:27 Chairman Jones
01:13:24 Sen. Blewett
01:14:01 Sen. Keane
01:14:31 Chairman Jones
01:14:58 Sen. Buttrey
01:15:20 Sen. Mowbray
01:15:42 Chairman Jones

01:15:58 Recess
01:21:44 Reconvene

01:22:19 **Motion/Vote:** Sen. Zinke moved that **SB 81 BE REMOVED FROM TABLED.** Motion carried 6-4 by roll call vote with Sen. Arthun, Sen. Keane, Sen. Sonju and Sen. Vuckovich voting no.

01:23:34 **Motion/Vote:** Sen. Zinke moved that **SB 81 DO PASS AS AMENDED.** Motion carried 7-5 by roll call vote with Sen. Arthun, Sen. Buttrey, Sen. Keane, Sen. Sonju and Sen. Vuckovich voting no. Sen. Tutvedt and Sen. Wanzneried voted by proxy.
(previously amended on 1/25/2011)

Discussion:

01:25:05 Chairman Jones

ADJOURNMENT

Adjournment:
01:25:41

Kirk Lundby, Secretary

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Additional Documents:

EXHIBIT([his39aad.pdf](#))