

# Montana State Legislature

## **2013 Session**

### **ADDITIONAL DOCUMENTS MAY INCLUDE THE FOLLOWING:**

- **Business Report**
- **Roll Call - Attendance**
- **Standing Committee Reports**
- **Tabled Bills**
- **Fiscal Reports etc.**
- **Roll Call Votes**
- **Informational Items**
- **Witness Statements**
- **Any Documents; such as;**
  - \* **Petitions if any.**
  - \* **Any and all material handed end after the meeting ends.**

**The original is on file at the  
Montana Historical Society  
and may be viewed there.**

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**BUSINESS REPORT**

**MONTANA SENATE  
63rd LEGISLATURE - REGULAR SESSION**

**SENATE HIGHWAYS AND TRANSPORTATION COMMITTEE**

**Date:** Thursday, April 11, 2013  
**Place:** Capitol

**Time:** 3:00 PM  
**Room:** 405

**BILLS and RESOLUTIONS HEARD:**

SR 61 - Confirm Governor's appointees to the board of aeronautics - Sen. Elsie Arntzen  
SR 62 - Confirm Governor's appointees to highway commission - Sen. Elsie Arntzen

**EXECUTIVE ACTION TAKEN:**

SR 61 - Be Adopted  
SR 62 - Be Adopted  
HB 559 - Be Concurred In As Amended  
HB 607 - Be Concurred In As Amended  
SJ 26 - Do Pass  
HB 178 - Tabled  
HB 414 - Tabled

HB- 542 Tabled

**Comments:**



SEN. Elsie Arntzen, Chair

**MONTANA STATE SENATE**  
**Roll Call**  
**HIGHWAYS & TRANSPORTATION COMMITTEE**

DATE: 4-11-13

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
SENATOR ELSIE ARNTZEN, CHAIRMAN	✓	
SENATOR ED BUTTREY, VICE CHAIR	✓	
SENATOR DICK BARRETT	✓	
SENATOR ANDERS BLEWETT		✓
SENATOR DEE BROWN		✓
SENATOR JIM KEANE	✓	
SENATOR MATTHEW ROSENDALE	✓	
SENATOR JON SONJU		✓
SENATOR BRUCE TUTVEDT	✓	
SENATOR GENE VUCKOVICH	✓	
SENATOR DAVE WANZENRIED	✓	
SENATOR ROGER WEBB		✓



SENATE STANDING COMMITTEE REPORT

April 11, 2013

Page 1 of 1

Mr. President:

We, your committee on **Highways and Transportation** recommend that **Senate Resolution 62** (first reading copy -- white) **be adopted**.

Signed:

A handwritten signature in black ink, appearing to read "Elsie Arntzen", written over a horizontal line.

*Senator Elsie Arntzen, Chair*

- END -

**Committee Vote:**

**Yes 10, No 0**

Fiscal Note Required

SR0062002SC.swr



**PRELIMINARY  
SENATE STANDING COMMITTEE REPORT**

**April 11, 2013  
Page 1 of 1**

Mr. President:

We, your committee on **Highways and Transportation** recommend that **Senate Resolution 62** (first reading copy -- white) **be adopted.**

Signed: \_\_\_\_\_

*Senator Elsie Arntzen, Chair*

- END -

**Committee Vote:**

**Yes 10, No 0**

Fiscal Note Required

SR0062001SC.swr



**SENATE STANDING COMMITTEE REPORT**

**April 11, 2013**

**Page 1 of 1**

Mr. President:

We, your committee on **Highways and Transportation** recommend that **Senate Resolution 61** (first reading copy -- white) **be adopted.**

Signed:

A handwritten signature in black ink, appearing to read "Elsie Arntzen", written over a horizontal line.

*Senator Elsie Arntzen, Chair*

- END -

**Committee Vote:**

**Yes 10, No 0**

Fiscal Note Required

SR0061002SC.swr



**PRELIMINARY  
SENATE STANDING COMMITTEE REPORT**

**April 11, 2013  
Page 1 of 1**

Mr. President:

We, your committee on **Highways and Transportation** recommend that **Senate Resolution 61**  
(first reading copy -- white) **be adopted.**

Signed:

  
*Senator Elsie Arntzen, Chair*

- END -

**Committee Vote:**

**Yes 10, No 0**

Fiscal Note Required

SR0061001SC.swr



## SENATE STANDING COMMITTEE REPORT

April 11, 2013

Page 1 of 2

Mr. President:

We, your committee on **Highways and Transportation** recommend that **House Bill 559** (third reading copy -- blue) **be concurred in as amended.**

Signed: \_\_\_\_\_

*Senator Elsie Arntzen, Chair*

To be carried by Senator Matthew Rosendale Sr

### And, that such amendments read:

1. Title, line 12.

**Strike:** "AND"

**Following:** "61-3-310,"

**Insert:** "AND 61-8-725,"

2. Page 14.

**Following:** line 2

**Insert:** "Section 8. Section 61-8-725, MCA, is amended to read:

**"61-8-725. Penalty for violation of speed limits -- no record for certain violations.** (1) A person violating the speed limit imposed pursuant to 61-8-303 shall be fined in accordance with the following schedule:

Amount of Fine MPH in Excess of Speed Limit

\$ 20 1 - 10 (daytime)

20 1 - 10 (nighttime)

40 11 - 20

70 21 - 30

100 31+

(2) A violation of a speed limit imposed pursuant to 61-8-303 is not a criminal offense within the meaning of 3-1-317, 45-2-101, 46-18-236, 61-8-104, and 61-8-711 and, except as provided in subsection (4), may not be recorded or charged against a driver's record, and an insurance company may not hold a violation of a speed limit against the insured or increase

### Committee Vote:

**Yes 9, No 3**

Fiscal Note Required \_\_\_

HB0559001SC12602.swr

premiums because of the violation if the speed limit is exceeded by no more than:

(a) 10 miles an hour during the daytime; or

(b) 5 miles an hour during the nighttime.

(3) The surcharge provided for in 3-1-317 may not be imposed for a violation of 61-8-303.

(4) The recordkeeping restrictions provided in subsection (2) with respect to a person's driving record do not apply to a speed limit violation or conviction that was committed by:

(a) a Montana resident in another state whose violation or conviction was reported to the department by a court or the licensing authority in the state in which the violation occurred; or

(b) a person who holds a commercial driver's license regardless of whether or not the violation occurred while the person was operating a commercial motor vehicle.

(5) This section does not apply to the violation of a special speed zone established under 61-8-309 or 61-8-310."

**Renumber:** subsequent sections

- END -



SENATE STANDING COMMITTEE REPORT

April 11, 2013

Page 1 of 1

Mr. President:

We, your committee on **Highways and Transportation** recommend that **House Bill 607** (third reading copy -- blue) **be concurred in as amended.**

Signed: \_\_\_\_\_

*Senator Elsie Arntzen, Chair*

To be carried by Senator Jim Keane

**And, that such amendments read:**

1. Page 1, line 24 through line 25.

**Strike:** "account" on line 24 through "61-3-118" on line 25

**Insert:** "highway nonrestricted account provided for in 15-70-125"

- END -

**Committee Vote:**

**Yes 8, No 4**

Fiscal Note Required

HB0607001SC13544.swr



SENATE STANDING COMMITTEE REPORT

April 11, 2013  
Page 1 of 1

Mr. President:

We, your committee on **Highways and Transportation** recommend that **Senate Joint Resolution 26** (first reading copy -- white) **do pass**.

Signed: \_\_\_\_\_

*Senator Elsie Arntzen, Chair*

- END -

**Committee Vote:**

**Yes 11, No 1**

Fiscal Note Required

SJ0026001SC.swr

## BILL TABLED NOTICE

### SENATE HIGHWAYS AND TRANSPORTATION COMMITTEE

The **SENATE HIGHWAYS AND TRANSPORTATION COMMITTEE** TABLED

**HB 178 - Revise driver license fee allocations to increase traffic educ. account funding -**

**Rep. Jean Price**

**HB 414 - Permit registration of motor vehicle to those having a place of abode in  
Montana - Rep. Brian Hoven**

**HB 542 - Revise speed limit laws - Rep. Amanda Curtis**

by motion, on **Thursday, April 11, 2013** (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).



\_\_\_\_\_  
(For the Committee)



\_\_\_\_\_  
(For the Secretary of the Senate)

5:20 / 4/11  
(Time) (Date)

April 11, 2013 (4:42pm)

Charlene Devine, Secretary

Phone: 4610  
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**MONTANA STATE SENATE**  
**Roll Call Vote**  
**HIGHWAYS & TRANSPORTATION COMMITTEE**

DATE 4-11-13 BILL NO 542 MOTION NO. \_\_\_\_\_  
 MOTION: \_\_\_\_\_

tabled 5 7 fails

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>If Proxy Vote, check here &amp; include signed Proxy Form with minutes</u>
SENATOR ED BUTTREY, VICE CHAIRMAN		✓	
SENATOR DICK BARRETT	✓		
SENATOR ANDERS BLEWETT	✓ pr		
SENATOR DEE BROWN		✓	
SENATOR JIM KEANE	✓		
SENATOR MATTHEW ROSENDALE		✓	
SENATOR JON SONJU		✓	
SENATOR BRUCE TUTVEDT		✓	
SENATOR GENE VUCKOVICH	✓		
SENATOR DAVE WANZENRIED	✓		
SENATOR ROGER WEBB		✓ pr	
SENATOR ELSIE ARNTZEN, CHAIRMAN		✓	

**MONTANA STATE SENATE**  
**Roll Call Vote**  
**HIGHWAYS & TRANSPORTATION COMMITTEE**

DATE 4-11-13 BILL NO 559 MOTION NO. \_\_\_\_\_  
 MOTION: \_\_\_\_\_

*amend 0/4 3 fails*

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR ED BUTTREY, VICE CHAIRMAN		✓	
SENATOR DICK BARRETT		✓	
SENATOR ANDERS BLEWETT		✓ pr	
SENATOR DEE BROWN	✓		
SENATOR JIM KEANE	✓		
SENATOR MATTHEW ROSENDALE		✓	
SENATOR JON SONJU		✓	
SENATOR BRUCE TUTVEDT	✓		
SENATOR GENE VUCKOVICH	✓		
SENATOR DAVE WANZENRIED		✓	
SENATOR ROGER WEBB		✓ pr	
SENATOR ELSIE ARNTZEN, CHAIRMAN		✓	

MONTANA STATE SENATE  
Roll Call Vote  
HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 4-11-2013 BILL NO 559 MOTION NO. \_\_\_\_\_  
MOTION: \_\_\_\_\_

Amendment 02  
11 / 1 passes

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR ED BUTTREY, VICE CHAIRMAN	✓		
SENATOR DICK BARRETT	✓		
SENATOR ANDERS BLEWETT	✓ pr		
SENATOR DEE BROWN		✓	
SENATOR JIM KEANE	✓		
SENATOR MATTHEW ROSENDALE	✓		
SENATOR JON SONJU	✓		
SENATOR BRUCE TUTVEDT	✓		
SENATOR GENE VUCKOVICH	✓		
SENATOR DAVE WANZENRIED	✓		
SENATOR ROGER WEBB	✓ pr		
SENATOR ELSIE ARNTZEN, CHAIRMAN	✓		

MONTANA STATE SENATE  
Roll Call Vote  
HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 4-11-2013 BILL NO 559 MOTION NO. \_\_\_\_\_  
MOTION: \_\_\_\_\_

9 3 Passed

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR ED BUTTREY, VICE CHAIRMAN	✓		
SENATOR DICK BARRETT	✓		
SENATOR ANDERS BLEWETT	✓ pr		
SENATOR DEE BROWN		✓	
SENATOR JIM KEANE	✓		
SENATOR MATTHEW ROSENDALE	✓		
SENATOR JON SONJU	✓		
SENATOR BRUCE TUTVEDT		✓	
SENATOR GENE VUCKOVICH	✓		
SENATOR DAVE WANZENRIED	✓		
SENATOR ROGER WEBB		✓ pr	
SENATOR ELSIE ARNTZEN, CHAIRMAN	✓		

MONTANA STATE SENATE  
Roll Call Vote  
HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 4-11-13 BILL NO 178 MOTION NO. \_\_\_\_\_  
MOTION: \_\_\_\_\_

5 1 fails

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR ED BUTTREY, VICE CHAIRMAN	✓		
SENATOR DICK BARRETT	✓		
SENATOR ANDERS BLEWETT	✓ pr		
SENATOR DEE BROWN		✓	
SENATOR JIM KEANE		✓	
SENATOR MATTHEW ROSENDALE		✓	
SENATOR JON SONJU		✓	
SENATOR BRUCE TUTVEDT		✓	
SENATOR GENE VUCKOVICH	✓		
SENATOR DAVE WANZENRIED	✓		
SENATOR ROGER WEBB		✓ pr	
SENATOR ELSIE ARNTZEN, CHAIRMAN		✓	

MONTANA STATE SENATE  
Roll Call Vote  
HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 4-11-13 BILL NO 178 MOTION NO. \_\_\_\_\_  
MOTION: \_\_\_\_\_

*Substitute Motion -  
Conceptual Amendment failed*

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR ED BUTTREY, VICE CHAIRMAN	✓	8	
SENATOR DICK BARRETT	✓		
SENATOR ANDERS BLEWETT	✓ pr		
SENATOR DEE BROWN		✓	
SENATOR JIM KEANE		✓	
SENATOR MATTHEW ROSENDALE		✓	
SENATOR JON SONJU		✓	
SENATOR BRUCE TUTVEDT		✓	
SENATOR GENE VUCKOVICH		✓	
SENATOR DAVE WANZENRIED	✓		
SENATOR ROGER WEBB		✓ pr	
SENATOR ELSIE ARNTZEN, CHAIRMAN		✓	

MONTANA STATE SENATE  
Roll Call Vote  
HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 4-11-13 BILL NO 178 MOTION NO. \_\_\_\_\_  
MOTION: \_\_\_\_\_

*To Table passed*

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR ED BUTTREY, VICE CHAIRMAN	0	4	
SENATOR DICK BARRETT		✓	
SENATOR ANDERS BLEWETT		✓ pr	
SENATOR DEE BROWN	✓		
SENATOR JIM KEANE	✓		
SENATOR MATTHEW ROSENDALE	✓		
SENATOR JON SONJU	✓		
SENATOR BRUCE TUTVEDT	✓		
SENATOR GENE VUCKOVICH	✓		
SENATOR DAVE WANZENRIED		✓	
SENATOR ROGER WEBB	✓ pr		
SENATOR ELSIE ARNTZEN, CHAIRMAN	✓		

**MONTANA STATE SENATE**  
**Roll Call Vote**  
**HIGHWAYS & TRANSPORTATION COMMITTEE**

DATE 4-11-13 BILL NO. 607 MOTION NO. \_\_\_\_\_  
 MOTION: \_\_\_\_\_

*as amended Passed*

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR ED BUTTREY, VICE CHAIRMAN	8 ✓	4	
SENATOR DICK BARRETT		✓	
SENATOR ANDERS BLEWETT		✓ pr	
SENATOR DEE BROWN		✓	
SENATOR JIM KEANE	✓		
SENATOR MATTHEW ROSENDALE	✓		
SENATOR JON SONJU	✓		
SENATOR BRUCE TUTVEDT	✓		
SENATOR GENE VUCKOVICH	✓		
SENATOR DAVE WANZENRIED		✓	
SENATOR ROGER WEBB	✓ pr		
SENATOR ELSIE ARNTZEN, CHAIRMAN	✓		

MONTANA STATE SENATE  
Roll Call Vote  
HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 4-11-2013 BILL NO SJ26 MOTION NO. \_\_\_\_\_  
MOTION: \_\_\_\_\_

*Amendment 5 7 fails*

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR ED BUTTREY, VICE CHAIRMAN		✓	
SENATOR DICK BARRETT	✓		
SENATOR ANDERS BLEWETT	✓ pr		
SENATOR DEE BROWN		✓	
SENATOR JIM KEANE	✓		
SENATOR MATTHEW ROSENDALE		✓	
SENATOR JON SONJU		✓	
SENATOR BRUCE TUTVEDT		✓	
SENATOR GENE VUCKOVICH	✓		
SENATOR DAVE WANZENRIED	✓		
SENATOR ROGER WEBB		✓ pr	
SENATOR ELSIE ARNTZEN, CHAIRMAN		✓	

MONTANA STATE SENATE  
Roll Call Vote  
HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 4-11-13 BILL NO SJ26 MOTION NO. \_\_\_\_\_  
MOTION: \_\_\_\_\_

11 / 1 Passed

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR ED BUTTREY, VICE CHAIRMAN	✓		
SENATOR DICK BARRETT		✓	
SENATOR ANDERS BLEWETT	✓ pr		
SENATOR DEE BROWN	✓		
SENATOR JIM KEANE	✓		
SENATOR MATTHEW ROSENDALE	✓		
SENATOR JON SONJU	✓		
SENATOR BRUCE TUTVEDT	✓		
SENATOR GENE VUCKOVICH	✓		
SENATOR DAVE WANZENRIED	✓		
SENATOR ROGER WEBB	✓ pr		
SENATOR ELSIE ARNTZEN, CHAIRMAN	✓		

MONTANA STATE SENATE  
Roll Call Vote  
HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 4-11-13 BILL NO 414 MOTION NO. \_\_\_\_\_  
MOTION: \_\_\_\_\_

*table 7 5 Passed*

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR ED BUTTREY, VICE CHAIRMAN		✓	
SENATOR DICK BARRETT	✓		
SENATOR ANDERS BLEWETT		✓ pr	
SENATOR DEE BROWN	✓	<del>✓</del>	
SENATOR JIM KEANE	✓		
SENATOR MATTHEW ROSENDALE	✓		
SENATOR JON SONJU		✓	
SENATOR BRUCE TUTVEDT		✓	
SENATOR GENE VUCKOVICH	✓		
SENATOR DAVE WANZENRIED	✓		
SENATOR ROGER WEBB	✓ pr		
SENATOR ELSIE ARNTZEN, CHAIRMAN		✓	

# SENATE PROXY

I, Senator BLEWETT, hereby authorize Senator WANZENRIED to vote my proxy before the Senate HIGHWAYS + TRANSPORTATION meeting held on APRIL 11, 2013.

*Chris Blewett*

\_\_\_\_\_  
Senator Signature

4-11-2013  
\_\_\_\_\_  
Date

Said authorization is as follows: *(mark only one)*

- All votes, including amendments.
- All votes as directed below on the listed bills, and all other votes.
- Votes only as directed below.

Bill No./Amendment No.	Aye	No
HB 542 - DO PASS	X	
HB 559 AMEND 55901		X
AMEND 55902	X	
DO PASS	X	
HB 178 AMEND CONCEPTUAL	X	
DO PASS	X	
TABLE		X
HB 607 DO PASS		X
SJ 26 AMEND	X	
DO PASS	X	
HB 414 DO PASS	X	
TABLE		X

SENATE HIGHWAYS &  
TRANSPORTATION

# SENATE PROXY

I, Senator Webb, hereby authorize Senator Buttrey to vote my proxy before the Senate Highways & Transp. meeting held on 4/11, 2013.

\_\_\_\_\_  
 Senator Signature Date 4/11/13

Said authorization is as follows: *(mark only one)*

- All votes, including amendments.
- All votes as directed below on the listed bills, and all other votes.
- Votes only as directed below.

Bill No./Amendment No.	Aye	No
HB542 - Amend 212. adb	X	
HB542 as amended		X
HB559 - Amend 01. adb		X
HB559 - Amend 02. adb	X	
HB559 as amended		X
HB178		X
HB178 amend concept		X
HB178 Table	X	
HB607 Amen 01. adb	X	
HB607 as amended	X	
SJ26 amend 01. adb		X
SJ26	X	
Table HB414	X	



