

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON TRANSPORTATION

**Call to Order:** Chair Steve Lavin, on January 28, 2013 at 3:00 PM, in Room 455 Capitol

#### ROLL CALL

**Members Present:**

Rep. Steve Lavin, Chair (R)  
Rep. Lee Randall, Vice Chair (R)  
Rep. Carolyn Squires, Vice Chair (D)  
Rep. Liz Bangerter (R)  
Rep. Christy Clark (R)  
Rep. Clayton Fiscus (R)  
Rep. Reilly Neill (D)  
Rep. Jerry O'Neil (R)  
Rep. Bridget Smith (D)  
Rep. Nancy Wilson (D)

**Members Excused:** Rep. Forrestina (Frosty) Boss Ribs (D)  
Rep. Krayton Kerns (R)

**Members Absent:** None

**Staff Present:** Casey Barrs, Legislative Branch  
Tia Hunter, Committee Secretary

**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: HB 257, 1/22/2013  
Executive Action: HB 216, HB 157

**HEARING ON HB 257****Opening Statement by Sponsor:**

00:15:08 Rep. Nancy Wilson (D), HD 97, opened the hearing on HB 257, Revise laws related to bicycles.

[EXHIBIT\(trh18a01\)](#)

[EXHIBIT\(trh18a02\)](#)

**Proponents' Testimony:**

00:19:35 Jim Sayer, Executive Director, Adventure Cycling Association

[EXHIBIT\(trh18a03\)](#)

00:22:13 Rep. Kerns entered.

[EXHIBIT\(trh18a04\)](#)

[EXHIBIT\(trh18a05\)](#)

00:23:01 Melinda Barnes, Executive Director, Bike Walk Montana

00:25:32 Jim Smith, Montana Sheriffs and Peace Officers Association (MSPOA)

00:26:47 Arlen Hall, Self

[EXHIBIT\(trh18a06\)](#)

00:30:19 Linda Gryczan, Self

00:33:05 Gina Evans, Self

[EXHIBIT\(trh18a07\)](#)

00:36:01 Bob Walker, Volunteer, Our Montana Inc.

00:38:21 Sam Thompson, Montana Public Interest Research Group (MontPIRG)

00:38:51 Will Selser, Bike Walk Montana

[EXHIBIT\(trh18a08\)](#)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:42:56 Rep. Fiscus

00:43:40 Mr. Hall

00:44:35 Rep. Fiscus

00:45:00 Mr. Hall

00:45:42 Rep. Fiscus

00:46:09 Mr. Hall

00:46:38 Rep. B. Smith

00:46:49 Rep. Wilson

**Closing by Sponsor:**

00:47:47 Rep. Wilson

00:48:49 Chairman Lavin

**EXECUTIVE ACTION ON HB 216**

00:49:25 **Motion:** Rep. Randall moved that **HB 216 DO PASS.**

**Discussion:**

00:50:23 Rep. Kerns  
00:51:21 Rep. Squires  
00:52:38 Rep. Wilson  
00:53:05 Rep. Fiscus  
00:53:36 Rep. Clark  
00:53:54 Rep. Fiscus  
00:54:10 Chairman Lavin  
00:54:14 Rep. Randall  
00:54:36 Rep. Squires  
00:55:13 Spook Stang, Executive Vice President, Motor Carriers of Montana (MCM)  
00:55:48 Rep. B. Smith  
00:56:07 Chairman Lavin

00:56:29 **Vote:** Motion failed 6-6 by roll call vote with Rep. Boss Ribs, Rep. Kerns, Rep. O'Neil, Rep. Randall, Rep. B. Smith and Rep. Wilson voting aye. Rep. Boss Ribs voted by proxy.

00:57:42 **Motion/Vote:** Rep. Randall moved that **HB 216 BE TABLED**. Motion carried 9-2 by voice vote with Rep. O'Neil and Rep. B. Smith voting no. Rep. Boss Ribs did not vote.

00:58:21 Rep. Squires  
00:59:08 Chairman Lavin

**EXECUTIVE ACTION ON HB 157**

00:59:13 **Motion:** Rep. O'Neil moved that **HB 157 BE REMOVED FROM TABLED**.

**Discussion:**

00:59:45 Chairman Lavin  
00:59:55 Rep. O'Neil  
01:00:28 Chairman Lavin  
01:00:35 Rep. Squires  
01:01:07 Chairman Lavin  
01:01:15 Rep. Squires  
01:01:32 Casey Barrs, Legislative Services Division (LSD)  
01:01:36 Rep. Bangerter left.  
01:01:51 Rep. Squires  
01:01:53 Mr. Barrs, LSD  
01:01:56 Rep. Squires  
01:02:02 Chairman Lavin

01:02:06 **Vote:** Motion carried 7-3 by roll call vote with Rep. Neill, Rep. Squires and Rep. Wilson voting no. Rep. Bangerter and Rep. Boss Ribs did not vote.

01:03:17 **Motion:** Rep. Randall moved that **HB 157 DO PASS**.

01:03:31 **Motion:** Rep. O'Neil moved that **HB 157 BE AMENDED**.  
**EXHIBIT(trh18a09)**

**Discussion:**

01:04:09 Chairman Lavin  
01:04:11 Rep. O'Neil  
01:05:58 Chairman Lavin  
01:06:04 Rep. Wilson  
01:06:30 Chairman Lavin  
01:06:39 Rep. Kerns  
01:07:05 Rep. O'Neil  
01:08:24 Rep. Randall  
01:09:34 Rep. O'Neil  
01:09:51 Rep. Randall  
01:10:05 Rep. O'Neil  
01:10:37 Mr. Barrs, LSD  
01:11:04 Rep. Squires  
01:11:37 Mr. Barrs, LSD  
01:11:47 Rep. Squires  
01:11:49 Mr. Barrs, LSD  
01:11:52 Rep. Squires  
01:12:56 Rep. Randall  
01:13:44 Rep. Squires  
01:14:51 Rep. Randall  
01:15:04 Rep. Clark  
01:16:00 Rep. O'Neil  
01:16:57 Rep. Squires  
01:17:10 Mr. Barrs, LSD  
01:18:09 Rep. Neill left.  
01:19:01 Rep. Fiscus

01:19:45 **Vote:** Motion failed 6-6 by roll call vote with Rep. Clark, Rep. Fiscus, Rep. Kerns, Rep. Lavin, Rep. O'Neil and Rep. B. Smith voting aye. Rep. Bangerter, Rep. Boss Ribs and Rep. Neill voted by proxy.

**Discussion:**

01:21:25 Chairman Lavin  
01:21:31 Rep. Clark

01:22:23 **Vote:** Motion carried 8-4 by roll call vote with Rep. Boss Ribs, Rep. Neill, Rep. Squires and Rep. Wilson voting no. Rep. Bangerter, Rep. Boss Ribs and Rep. Neill voted by proxy.

01:23:35 Chairman Lavin

**ADJOURNMENT**

Adjournment: 01:23:43

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Tia Hunter, Secretary

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Additional Documents:

**EXHIBIT([trh18aad.pdf](#))**