

## MINUTES

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

#### COMMITTEE ON TRANSPORTATION

**Call to Order:** Chair Steve Lavin, on March 13, 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. Forrestina (Frosty) Boss Ribs (D)  
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. 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: SB 116, 3/8/2013; SB 275, 3/8/2013; SB 314, 3/8/2013  
Executive Action: SB 99, SB 319, SB 202

00:05:58 Chairman Lavin

### **HEARING ON SB 116**

#### **Opening Statement by Sponsor:**

00:06:24 Sen. Ron Arthun (R), SD 31, opened the hearing on SB 116, Revise special fuel user permit laws.

#### **Proponents' Testimony:**

00:08:35 Harold Blattie, Executive Director, Montana Association of Counties (MACo)

**EXHIBIT(trh54a01)**

00:12:24 Cary Hegreberg, Executive Director, Montana Contractors' Association (MCA)

00:15:54 Gordon Morris, Lewis and Clark County, and Montana Association of County Road Supervisors (MACRS)

00:18:29 Barry "Spook" Stang, Executive Vice President, Motor Carriers of Montana (MCM)

**Opponents' Testimony:** None

#### **Informational Testimony:**

00:20:11 Larry Flynn, Administrator, Administration Division, Department of Transportation (MDT)

**Questions from Committee Members and Responses:** None

#### **Closing by Sponsor:**

00:21:01 Sen. Arthun

00:21:35 Rep. O'Neil

00:21:50 Chairman Lavin

00:22:20 Rep. Squires

00:24:24 Recessed

00:26:53 Reconvened

### **HEARING ON SB 314**

#### **Opening Statement by Sponsor:**

00:27:05 Sen. David Wanzonried (D), SD 49, opened the hearing on SB 314, Generally revise driver licensing laws.

#### **Proponents' Testimony:**

00:30:44 Brenda Nordlund, Administrator, Motor Vehicle Division, Department of Justice (DOJ)

00:35:21 Mr. Stang, MCM

00:35:46 Elaine Taylor, LifeCenter Northwest (LCNW)

**Opponents' Testimony:** None

**Informational Testimony:**

00:36:42 Mark Bisom, Bureau Chief, International Trade and Relations Bureau,  
Department of Commerce (COM)

**Questions from Committee Members and Responses:**

00:37:06 Rep. Bangerter  
00:37:34 Ms. Nordlund, DOJ  
00:38:28 Rep. Bangerter  
00:38:37 Ms. Nordlund, DOJ  
00:38:46 Rep. Wilson  
00:39:23 Sen. Wanzenried  
00:39:36 Ms. Nordlund, DOJ  
00:41:05 Rep. Wilson  
00:41:49 Rep. Neill left.  
00:41:52 Ms. Nordlund, DOJ  
00:42:34 Rep. Fiscus  
00:42:59 Ms. Nordlund, DOJ  
00:43:06 Rep. Fiscus  
00:43:07 Ms. Nordlund, DOJ  
00:43:14 Rep. Fiscus  
00:43:23 Ms. Nordlund, DOJ

**Closing by Sponsor:**

00:43:39 Sen. Wanzenried

**HEARING ON SB 275****Opening Statement by Sponsor:**

00:44:30 Sen. Edward Buttrey (R), SD 13, opened the hearing on SB 275, Revise driver  
license laws related to veteran status.

**Proponents' Testimony:**

00:47:29 Jim Higgins, Enlisted Officer, Montana National Guard Association (MTNGA),  
and Veteran  
00:51:34 Mike Clouse, Legislative Chairman, Department of Montana Disabled American  
Veterans (DAV)  
00:52:16 Joseph Sands, Montana State Council of Professional Fire Fighters (MSCOPFF)

**Opponents' Testimony:** None**Informational Testimony:**

00:52:59 Joe Foster, Administrator, Veterans Affairs Division, Department of Military  
Affairs (DMA)  
00:53:52 Ms. Nordlund, DOJ

**Questions from Committee Members and Responses:**

00:54:18 Rep. Clark  
00:54:34 Mr. Foster, DMA  
00:55:17 Rep. Clark  
00:55:29 Ms. Nordlund, DOJ

00:56:11 Rep. Clark  
00:56:31 Ms. Nordlund, DOJ  
00:57:00 Rep. Clark  
00:57:11 Ms. Nordlund, DOJ  
00:57:35 Rep. Smith  
00:58:03 Mr. Foster, DMA

**Closing by Sponsor:**

00:58:33 Sen. Buttrey  
  
01:00:03 Chairman Lavin  
01:00:12 Rep. Squires  
01:00:17 Sen. Buttrey  
01:00:38 Rep. Squires  
01:00:43 Chairman Lavin  
01:00:49 Rep. Squires  
01:00:40 Rep. Squires left.

**EXECUTIVE ACTION ON SB 99**

01:01:41 **Motion/Vote:** Rep. Randall moved that **SB 319 BE CONCURRED IN**. Motion carried 11-1 by voice vote with Rep. O'Neil voting no. Rep. Kerns, Rep. Neill and Rep. Squires voted by proxy. Rep. Fiscus will carry the bill.

**EXECUTIVE ACTION ON SB 319**

01:02:36 **Motion:** Rep. Randall moved that **SB 319 BE CONCURRED IN**.

**Discussion:**

01:02:46 Rep. Fiscus

01:04:10 **Motion:** Rep. Randall moved that **SB 319 BE AMENDED**.

[EXHIBIT\(trh54a02\)](#)

**Discussion:**

01:04:20 Chairman Lavin  
01:04:43 Rep. Bangerter  
01:05:01 Chairman Lavin  
01:05:23 Rep. Wilson  
01:06:00 Chairman Lavin  
01:06:03 Rep. O'Neil left.  
01:06:19 Rep. Randall  
01:06:30 Chairman Lavin

01:06:41 **Vote:** Motion carried 11-1 by voice vote with Rep. Fiscus voting no. Rep. Kerns, Rep. Neill, Rep. O'Neil and Rep. Squires voted by proxy.

01:07:19 **Motion:** Rep. Randall moved that **SB 319 BE CONCURRED IN AS AMENDED**.

**Discussion:**

01:07:29 Rep. Smith  
01:07:41 Chairman Lavin  
01:07:43 Rep. Smith  
01:08:15 Rep. Randall  
01:08:54 Chairman Lavin  
01:09:00 Rep. O'Neil returned.  
01:09:23 Rep. Fiscus

01:09:37 **Vote:** Motion carried 11-1 by roll call vote with Rep. Smith voting no. Rep. Kerns, Rep. Neill and Rep. Squires voted by proxy. Rep. Lavin will carry the bill.

**EXECUTIVE ACTION ON SB 202**

01:10:44 **Motion:** Rep. Randall moved that **SB 202 BE CONCURRED IN.**

01:11:10 **Motion/Vote:** Rep. Randall moved that **SB 202 BE AMENDED.** Motion carried 11-1 by voice vote with Rep. O'Neil voting no. Rep. Kerns, Rep. Neill and Rep. Squires voted by proxy.

**EXHIBIT(trh54a03)**

01:11:49 **Motion:** Rep. Randall moved that **SB 202 BE CONCURRED IN AS AMENDED.**

**Discussion:**

01:12:02 Rep. Clark  
01:12:44 Rep. O'Neil  
01:12:48 Chairman Lavin

01:13:18 **Substitute Motion/Vote:** Rep. Boss Ribs made a substitute motion that **SB 202 BE TABLED.** Substitute Motion failed 3-6 by roll call vote with Rep. Clark, Rep. Lavin and Rep. O'Neil voting aye.

**Discussion:**

01:14:39 Rep. Wilson  
01:15:11 Rep. Smith  
01:15:27 Rep. Randall

01:17:05 **Vote:** Motion carried 8-4 by roll call vote with Rep. Clark, Rep. Kerns, Rep. Lavin and Rep. O'Neil voting no. Rep. Kerns, Rep. Neill and Rep. Squires voted by proxy. Rep. Wilson will carry the bill.

01:18:08 Chairman Lavin  
01:18:33 Rep. Fiscus  
01:18:42 Rep. Kerns entered.  
01:18:45 Chairman Lavin

**ADJOURNMENT**

Adjournment: 01:19:12

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Tia Hunter, Secretary

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Additional Documents:

**EXHIBIT([trh54aad.pdf](#))**