

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: Chair Steve Lavin, on February 4, 2015 at 3:00 PM, in Room 455 Capitol

ROLL CALL

Members Present:

Rep. Steve Lavin, Chair (R)
Rep. Christy Clark, Vice Chair (R)
Rep. Nancy Wilson, Vice Chair (D)
Rep. Rob Cook (R)
Rep. Willis Curdy (D)
Rep. Clayton Fiscus (R)
Rep. George G. Kipp III (D)
Rep. Mike Miller (R)
Rep. Bridget Smith (D)
Rep. Kathy Swanson (D)

Members Excused: Rep. Frank Garner (R)
Rep. Margaret (Margie) MacDonald (D)
Rep. Wendy McKamey (R)
Rep. Lee Randall (R)

Members Absent: None

Staff Present: Kendra Balian, Committee Secretary
Dave Bohyer, 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: HB 304, 1/29/2015; HB 346, 1/29/2015; SB 117, 1/29/15

00:00:17 Chair Lavin

HEARING ON SB 117

Opening Statement by Sponsor:

00:02:39 Sen. Bruce Tutvedt (R), SD 3, opened the hearing on SB 117, Generally revise Montana rail service competition council.

00:03:11 Rep. MacDonald arrived

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

00:05:36 Lynn Zanto, Montana Department of Transportation (DOT)

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:06:00 Sen. Tutvedt

HEARING ON HB 304

Opening Statement by Sponsor:

00:06:46 Rep. Mitch Tropila (D), HD 26, opened the hearing on HB 304, Increase penalty for blocking a public road.

Proponents' Testimony:

00:15:09 George Golie, Montana Wildlife Federation (MWF)

00:16:29 Jake Troyer, Montana Audubon

00:17:58 Joe Perry, Montana Sportsmen's Alliance

EXHIBIT(trh25a01)

00:20:17 Jerry Davis, Montana Bowhunter's Association

EXHIBIT(trh25a02)

00:23:03 John Borgreen, Russell Country Sportsmen's Association of Great Falls

00:25:09 Mike Volesky, Montana Department of Fish, Wildlife, and Parks (FWP)

00:26:18 Rep. McKamey arrived

00:28:15 Stan Fraiser, Helena Hunters and Anglers

00:29:11 Jeff Herbert, self

EXHIBIT(trh25a03)

Opponents' Testimony:

00:32:33 Chuck Denowh, United Property Owners of Montana (UPOM)

00:37:12 Hertha Lund, self

00:39:58 Harold Blattie, Executive Director, Montana Association of Counties (MACo)

00:41:53 Rep. Garner
00:44:06 Cindy Swank, self

[EXHIBIT\(trh25a04\)](#)

Informational Testimony:

00:49:55 Jon Swartz, Montana Department of Transportation (DOT)

Questions from Committee Members and Responses:

00:50:26 Rep. McKamey
00:50:54 Cindy Swank, self

Closing by Sponsor:

00:52:22 Rep. Tropila

HEARING ON HB 346

Opening Statement by Sponsor:

00:57:36 Rep. Clayton Fiscus (R), HD 43, opened the hearing on HB 346, Revise laws related to highway by-pass requirements.

[EXHIBIT\(trh25a05\)](#)

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

01:14:12 Lynn Zanto, Montana Department of Transportation (DOT)

Questions from Committee Members and Responses:

01:14:33 Rep. MacDonald
01:15:39 Lynn Zanto, DOT
01:16:39 Rep. MacDonald
01:16:57 Lynn Zanto, DOT
01:18:05 Rep. McKamey
01:18:34 Lynn Zanto, DOT

Closing by Sponsor:

01:19:22 Rep. Fiscus

EXECUTIVE ACTION ON HB 229

01:25:14 **Motion:** Rep. Clark moved that **HB 229 DO PASS.**

01:25:33 **Motion:** Rep. Lavin moved that the **AMENDMENT TO HB 229 DO PASS.**

[EXHIBIT\(trh25a06\)](#)

Discussion:

01:27:50 Rep. Cook
01:28:10 Rep. MacDonald
01:28:41 Chair Lavin
01:29:04 Rep. Wilson
01:30:24 Chair Lavin
01:30:31 Rep. Miller
01:30:55 Chair Lavin
01:31:29 Rep. Miller
01:31:33 Chair Lavin
01:32:18 Rep. Miller
01:32:24 Chair Lavin
01:32:58 Rep. Smith
01:33:30 Chair Lavin
01:33:54 Rep. Smith
01:34:05 Chair Lavin
01:34:48 Rep. Smith
01:35:13 Chair Lavin
01:36:00 Rep. Garner
01:37:25 Rep. Kipp
01:38:46 Chair Lavin
01:39:45 Rep. McKamey

01:40:45 **Vote:** Motion carried 11-3 with Rep. Miller, Rep. Randall and Rep. Smith voting no by voice vote. Rep. Randall voted by proxy.

01:41:08 **Motion:** Rep. Clark moved that **HB 229 DO PASS AS AMENDED.**

Discussion:

01:41:36 Rep Miller
01:41:49 Chair Lavin
01:42:01 Dave Bohyer, Legislative Fiscal Division (LFD)
01:42:43 Chair Lavin
01:43:06 Rep. Miller
01:43:21 Chair Lavin
01:43:54 Rep. Miller

01:44:12 **Vote:** Motion carried 12-2 by roll call vote with Rep. Clark and Rep. Miller voting no. Rep. Randall voted by proxy.

ADJOURNMENT

Adjournment: 1:45:15

Kendra Balian, Secretary

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Additional Documents:

EXHIBIT([trh25aad.pdf](#))