

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: Chair Steve Lavin, on February 13, 2015 at 3:00 PM, in Room 455
Capitol

ROLL CALL

Members Present:

Rep. Steve Lavin, Chair (R)
Rep. Nancy Wilson, Vice Chair (D)
Rep. Rob Cook (R)
Rep. Willis Curdy (D)
Rep. Frank Garner (R)
Rep. George G. Kipp III (D)
Rep. Margaret (Margie) MacDonald (D)
Rep. Wendy McKamey (R)
Rep. Mike Miller (R)
Rep. Lee Randall (R)

Members Excused: Rep. Christy Clark, Vice Chair (R)
Rep. Clayton Fiscus (R)
Rep. Bridget Smith (D)
Rep. Kathy Swanson (D)

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:

Executive Action

00:00:00 Chair Lavin

EXECUTIVE ACTION ON HB 304

00:01:04 **Motion:** Rep. Randall moved that **HB 304 DO PASS.**

00:01:14 **Motion/Vote:** Rep. MacDonald moved that the **HB 304 BE AMENDED.** Motion carried unanimously. Rep. Clark, Rep. Fiscus, Rep. Smith and Rep. Swanson voted by proxy.

EXHIBIT(trh33a01)

00:03:10 **Motion:** Rep. Randall moved that **HB 304 DO PASS AS AMENDED.**

Discussion:

00:03:27 Rep. McKamey
00:04:53 Rep. MacDonald
00:05:45 Rep. Curdy
00:06:20 Rep. Randall
00:06:59 Rep. Miller
00:07:22 Rep. Cook

00:08:02 **Vote:** Motion failed 7-7 by roll call vote with Rep. Cook, Rep. Curdy, Rep. Kipp, Rep. MacDonald, Rep. Smith, Rep. Swanson and Rep. Wilson voting aye. Rep. Clark, Rep. Fiscus, Rep. Smith and Rep. Swanson voted by proxy.

00:09:33 **Motion/Vote:** Rep. Randall moved that **HB 304 BE TABLED.** Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus, Rep. Smith and Rep. Swanson voted by proxy.

EXECUTIVE ACTION ON HB 286

00:09:52 **Motion:** Rep. Randall moved that **HB 286 DO PASS.**

Discussion:

00:10:10 Rep. Curdy
00:10:33 Dave Bohyer, Legislative Services Division (LSD)
00:10:36 Chair Lavin

00:10:58 **Motion/Vote:** Rep. Curdy moved that the **HB 286 BE AMENDED.** Motion carried unanimously. Rep. Clark, Rep. Fiscus, Rep. Smith and Rep. Swanson voted by proxy.

EXHIBIT(trh33a02)

00:14:43 **Motion:** Rep. Randall moved that **HB 286 DO PASS AS AMENDED.**

Discussion:

00:14:52 Rep. McKamey
00:15:50 Rep. Curdy
00:16:16 Rep. McKamey

- 00:16:51 Rep. Wilson
 00:17:14 Rep. Garner
 00:17:48 Rep. MacDonald
 00:19:03 Rep. McKamey
 00:20:12 Rep. Randall
- 00:20:45 **Vote:** Motion failed 7-7 by roll call vote with Rep. Cook, Rep. Curdy, Rep. Kipp, Rep. MacDonald, Rep. Smith, Rep. Swanson and Rep. Wilson voting aye. Rep. Clark, Rep. Fiscus, Rep. Randall, Rep. Smith and Rep. Swanson voted by proxy.
- 00:21:36 **Motion/Vote:** Rep. Randall moved that **HB 286 BE TABLED**. Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus, Rep. Smith and Rep. Swanson voted by proxy.

EXECUTIVE ACTION ON HB 267

- 00:22:13 Rep. Randall
 00:23:29 Rep. Cook
 00:23:43 Chair Lavin
 00:23:49 Dave Bohyer, LFD
 00:24:05 Rep. Cook
 00:24:22 Dave Bohyer, LFD
- 00:25:30 **Motion:** Rep. Randall moved that **HB 267 DO PASS**.
- 00:25:47 **Motion:** Rep. Cook moved that the **HB 267 BE AMENDED**.
[**EXHIBIT\(trh33a03\)**](#)

Discussion:

- 00:26:00 Dennis Stefanitsis, Uber Technologies
 00:28:38 Chair Lavin
 00:28:42 Rep. Cook
 00:29:19 Rep. Randall
 00:29:38 Dennis Stefanitsis, Uber
 00:30:21 Rep. Cook
 00:31:10 Dennis Stefanitsis, Uber
 00:31:29 Rep. McKamey
 00:31:52 Dennis Stefanitsis, Uber
 00:32:20 Chair Lavin
 00:32:24 Rep. Randall
 00:32:43 Chair Lavin
 00:32:48 Bruce Spencer, America's Health Insurance Plans, Property Casualty Insurers Association of America (PCIAA), and Allstate Insurance Company
 00:33:04 Rep. Randall
 00:33:48 Bruce Spencer, America's Health Insurance Plans, PCIAA, And Allstate
 00:37:24 Rep. Miller
 00:37:35 Bruce Spencer, America's Health Insurance Plans, PCIAA, And Allstate
 00:38:09 Rep. Wilson

00:38:35 Bruce Spencer, America's Health Insurance Plans, PCIAA, And Allstate
00:39:39 Chair Lavin
00:39:50 Dennis Stefanitsis, Uber
00:41:09 Chair Lavin
00:41:14 Rep. Cook
00:41:30 Rep. Swanson arrived

00:43:20 **Vote:** Motion failed 4-10 by roll call vote with Rep. Fiscus, Rep. Garner, Rep. Lavin and Rep. Randall voting aye. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

00:43:30 **Motion:** Rep. Cook moved that the **HB 267 BE AMENDED.**
[EXHIBIT\(trh33a04\)](#)

Discussion:

00:44:22 Rep. Garner
00:44:30 Rep. Wilson

00:44:52 **Vote:** Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

00:45:34 **Motion:** Rep. Randall moved that the **HB 267 BE AMENDED.**
[EXHIBIT\(trh33a05\)](#)

Discussion:

00:47:11 Dave Bohyer, LFD
00:49:04 Rep. Cook
00:49:36 Dave Bohyer, LFD
00:49:54 Rep. Cook
00:50:00 Dave Bohyer, LFD
00:50:10 Rep. Cook
00:50:15 Rep. Wilson
00:51:28 Dave Bohyer, LFD
00:52:00 Chuck Denowh, Uber Technologies
00:53:05 Rep. Wilson
00:53:53 Rep. Miller

00:55:00 **Vote:** Motion carried unanimously by roll call vote. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

00:55:09 **Motion:** Rep. Randall moved that **HB 267 DO PASS AS AMENDED.**

Discussion:

00:55:24 Rep. Miller
00:56:12 Rep. MacDonald
00:58:06 Rep. Garner
00:59:26 Chair Lavin

00:59:50 **Vote:** Motion failed 6-8 by roll call vote with Rep. Fiscus, Rep. Lavin, Rep. McKamey, Rep. Randall, Rep. Smith and Rep. Wilson voting aye. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

01:01:01 **Motion/Vote:** Rep. Randall moved that **HB 267 BE TABLED**. Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

EXECUTIVE ACTION ON HB 375

01:01:27 **Motion:** Rep. Randall moved that **HB 375 DO PASS**.

Discussion:

01:01:50 Chair Lavin
01:02:16 Rep. Cook
01:03:00 Chair Lavin
01:03:14 Rep. Cook
01:03:17 Chair Lavin
01:03:24 Rep. Garner

01:04:02 **Vote:** Motion carried 12-2 by voice vote with Rep. Curdy and Rep. Randall voting no. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

EXECUTIVE ACTION ON HB 391

01:04:48 **Motion:** Rep. Randall moved that **HB 391 DO PASS**.

Discussion:

01:05:44 Rep. Curdy

01:06:33 **Motion:** Rep. Lavin moved that **HB 391 BE AMENDED**.
[EXHIBIT\(trh33a06\)](#)

Discussion:

01:06:48 Dave Bohyer, LFD

01:07:27 **Vote:** Motion carried unanimously by voice vote. Rep. Clark and Rep. Smith voted by proxy.

01:07:55 **Motion:** Rep. Randall moved that **HB 391 DO PASS AS AMENDED**.

Discussion:

01:07:58 Rep. Wilson

01:08:24 **Substitute Motion/Vote:** Rep. Miller made a substitute motion that **HB 391 BE TABLED**. Substitute Motion carried 13-1 by voice vote with Rep. Garner voting no. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

EXECUTIVE ACTION ON HB 394

01:09:12 **Motion:** Rep. Randall moved that **HB 394 DO PASS**.

Discussion:

01:09:14 Rep. Curdy
01:09:31 Chair Lavin
01:10:17 Rep. Randall
01:10:43 Rep. Wilson
01:11:45 Rep. MacDonald
01:12:40 Rep. Cook

01:13:18 **Vote:** Motion failed 7-7 by roll call vote with Rep. Curdy, Rep. Kipp, Rep. MacDonald, Rep. McKamey, Rep. B. Smith, Rep. Swanson and Rep. Wilson voting aye. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

01:14:27 **Motion/Vote:** Rep. Randall moved that **HB 394 BE TABLED**. Motion carried 13-0 by voice vote. Rep. Clark and Rep. Fiscus voted by proxy.

EXECUTIVE ACTION ON HB 407

01:14:47 **Motion:** Rep. Randall moved that **HB 407 DO PASS**.

Discussion:

01:15:12 Rep. McKamey
01:15:52 Chair Lavin
01:15:55 Rep. MacDonald
01:17:00 Rep. Wilson
01:17:59 Rep. Garner
01:18:52 Rep. Miller
01:19:12 Rep. Curdy
01:19:20 Rep. Wilson
01:19:28 Rep. Curdy
01:19:32 Chair Lavin
01:19:46 Rep. Curdy
01:20:34 Rep. McKamey
01:21:47 Rep. MacDonald
01:22:22 Rep. McKamey
01:22:57 Rep. Garner
01:23:01 Rep. MacDonald
01:23:11 Rep. Curdy
01:23:27 Chair Lavin

01:23:35 **Vote:** Motion failed 5-9 by roll call vote with Rep. Curdy, Rep. MacDonald, Rep. Smith, Rep. Swanson and Rep. Wilson voting aye. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

01:24:44 **Motion/Vote:** Rep. Randall moved that **HB 407 BE TABLED**. Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

EXECUTIVE ACTION ON HB 414

01:25:08 **Motion:** Rep. Randall moved that **HB 414 DO PASS.**

Discussion:

01:25:27 Rep. Miller

01:25:44 Chair Lavin

01:25:45 **Vote:** Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

EXECUTIVE ACTION ON HB 415

01:26:08 **Motion:** Rep. Randall moved that **HB 415 DO PASS.**

Discussion:

01:26:25 Rep. McKamey

01:27:00 Rep. Garner

[EXHIBIT\(trh33a07\)](#)

01:27:32 Without objection, Rep. Randall withdrew the DO PASS motion.

01:37:32 Rep. Garner left

EXECUTIVE ACTION ON SB 184

01:27:43 **Motion:** Rep. Randall moved that **SB 184 BE CONCURRED IN.**

Discussion:

01:27:58 Chair Lavin

01:28:17 Rep. Curdy

01:28:47 Rep. Kipp

01:29:42 **Vote:** Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus, Rep. Garner and Rep. Smith voted by proxy. Rep. Cook will carry the bill.

01:30:23 Chair Lavin

ADJOURNMENT

Adjournment: 01:30:48

Kendra Balian, Secretary

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Additional Documents:

EXHIBIT([trh33aad.pdf](#))