

## MINUTES

### MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON HIGHWAYS AND TRANSPORTATION

**Call to Order:** Chair Elsie Arntzen, on February 19, 2015 at 3:00 PM, in Room 405  
Capitol

#### ROLL CALL

**Members Present:**

Sen. Elsie Arntzen, Chair (R)  
Sen. Gordon Vance, Vice Chair (R)  
Sen. Dick Barrett (D)  
Sen. Dee Brown (R)  
Sen. Edward Buttrey (R)  
Sen. Christine Kaufmann (D) (arrived after roll call)  
Sen. Sue Malek (D)  
Sen. Scott Sales (R) (arrived after roll call)  
Sen. Diane Sands (D) (arrived after roll call)  
Sen. Janna Taylor (R)  
Sen. Fred Thomas (R) (arrived after roll call)  
Sen. Lea Whitford (D)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Charlene Devine, Committee Secretary  
Leanne Kurtz, 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 280, 2/16/2015; HB 387, 2/16/2015; SB 332, 2/16/2015; SB 338, 2/16/2015; SR 17, 2/16/2015

Executive Action: SB 297, Motion to be removed from table, motion failed, SB 278, Motion to be removed from table, motion failed; SB 338, Do Pass; SR 17, Be Adopted; SB 332, Do Pass

00:00:39 Sen. Kaufmann entered the hearing.  
 00:00:59 Chair Arntzen  
 00:01:20 Sen. Kaufman  
 00:01:21 Chair Arntzen  
 00:01:23 Sen. Sales entered the hearing.  
 00:01:24 Sen. Brown left the hearing.

**EXECUTIVE ACTION ON SB 297**

00:01:25 **Motion:** Sen. Vance moved that **SB 297 BE REMOVED FROM TABLE.**  
[EXHIBIT\(his38a01\)](#)

**Discussion:**

00:01:27 Sen. Buttrey  
 00:01:28 Sen. Sales  
 00:01:30 Chair Arntzen  
  
 00:01:40 **Vote:** Motion failed 4-5 by roll call vote with Sen. Arntzen, Sen. Kaufmann, Sen. Malek and Sen. Vance voting aye. Sen. Brown, Sen. Sands and Sen. Thomas were excused.

**EXECUTIVE ACTION ON SB 278**

00:03:49 **Motion:** Sen. Kaufmann moved that **SB 278 BE REMOVED FROM TABLE.**

**Discussion:**

00:04:39 Sen. Kaufmann  
 00:06:03 Chair Arntzen  
  
 00:06:20 **Vote:** Motion failed 4-5 by roll call vote with Sen. Di. Barrett, Sen. Kaufmann, Sen. Malek and Sen. Whitford voting aye. Sen. Brown, Sen. Sands and Sen. Thomas were excused.  
  
 00:06:25 Sen. Sales left the hearing.  
  
 00:06:29 **Motion:** Sen. Kaufmann moved that **SB 278 BE REMOVED FROM TABLE.**

**Discussion:**

00:06:34 Chair Arntzen  
 00:06:37 Sen. Kaufman  
  
 00:06:40 **Vote:** Motion failed 4-4 by roll call vote with Sen. Di. Barrett, Sen. Kaufmann, Sen. Malek and Sen. Whitford voting aye. Sen. Brown, Sen. Sales, Sen. Sands and Sen. Thomas were excused.  
  
 00:06:49 Chair Arntzen

00:06:52 Sen. Vance  
00:07:00 Chair Arntzen  
00:07:02 Sen. Sales entered the hearing.  
00:07:06 Vice Chair Vance assumed duties of chair.

**HEARING ON SB 338**

**Opening Statement by Sponsor:**

00:07:31 Sen. Elsie Arntzen (R), SD 26, opened the hearing on SB 338, Exclude certain vehicles on MT 16 from certain maximum weight limits.  
  
00:09:13 Sen. Brown entered the hearing.

**Proponents' Testimony:**

00:11:37 Pat Keim, Columbia Grain International (CGI)

**Opponents' Testimony:** None

**Informational Testimony:** None

00:16:06 Duane Williams, administrator, Motor Carriers Division, Department of Transportation (MDT)

**Questions from Committee Members and Responses:**

00:16:33 Sen. Barrett  
00:17:05 Mr. Williams, MDT  
00:17:20 Sen. Brown  
00:17:43 Mr. Keim, CGI

**Closing by Sponsor:**

00:18:32 Sen. Arntzen  
  
00:18:46 Sen. Barrett left the hearing.

**EXECUTIVE ACTION ON SB 338**

00:19:02 **Motion/Vote:** Sen. Buttrey moved that **SB 338 DO PASS**. Motion carried 9-0 by voice vote. Sen. Barrett, Sen. Sands and Sen. Thomas were excused.  
  
00:19:27 Sen. Arntzen resumes duties as chair.  
00:19:36 Pat Keim, Columbia Grain International  
00:20:27 Chair Arntzen

**HEARING ON SB 332**

**Opening Statement by Sponsor:**

00:21:20 Sen. Edward Buttrey (R), SD 11, opened the hearing on SB 332, Establish the Joseph J. Dunn memorial highway.

**Proponents' Testimony:**

00:24:10 Sen. Mary Sheehy Moe

**EXHIBIT(his38a02)**

00:25:09 Sen. Thomas entered the hearing.

00:25:33 Casey Shriner self

00:26:01 Rep. Bob Mehlhuff, District 22

00:26:45 Bob Edwards, Sheriff Coroner, Cascade County

00:31:04 Jason Hildenstab, Montana Highway Patrol

00:31:48 Jan Cahill, Great Falls Chamber of Commerce

00:32:13 Jerry Williams, executive director, Montana Police Protective Association

00:32:15 Sen. Sands entered the hearing.

00:33:06 Mike Tooley, director, Department of Transportation

00:33:36 Mark Taylor, Association of Montana Troopers

00:34:03 Olivia Tooley, self

00:34:10 Sen. Barrett entered the hearing.

**Opponents' Testimony:** None

**Informational Testimony:** None

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

**Closing by Sponsor:**

00:35:26 Sen. Buttrey

**EXECUTIVE ACTION ON SB 332**

00:36:40 **Motion/Vote:** Sen. Buttrey moved that **SB 332 DO PASS**. Motion carried 11-0 by voice vote. Sen. Sales was excused.

**HEARING ON HB 280**

**Opening Statement by Sponsor:**

00:38:03 Rep. Jeff Essmann (R), HD 54, opened the hearing on HB 280, Generally revise laws on bicycles.

**Proponents' Testimony:**

00:41:24 Melinda Barnes, Bike Walk Montana (BWM)

00:44:09 Larry Epstein, self  
 00:45:16 Linda Kay Richter, Bike Walk Montana  
 00:49:25 Peggy Stringer, Helena Bike Club  
 00:51:11 Sen. Whitford left the hearing.  
 00:52:17 Bob Walker, Montana Trails, Recreation and Parks Association

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:54:54 Sen. Vance  
 00:55:17 Rep. Essmann  
 00:55:32 Sen. Sales  
 00:57:12 Rep. Essmann  
 00:58:17 Sen. Taylor left the hearing.  
 00:58:37 Chair Arntzen  
 00:59:09 Ms. Barnes, BWM

**Closing by Sponsor:**

00:59:37 Rep. Essmann  
 01:01:03 Chair Arntzen

**HEARING ON HB 387**

**Opening Statement by Sponsor:**

01:01:46 Rep. Nate McConnell (D), HD 89, opened the hearing on HB 387, Revise county transportation committee laws.  
 01:02:14 Sen. Whitford returned to the hearing.

**Proponents' Testimony:**

01:02:45 Erin Lipkind, Missoula County  
 01:05:54 Cathy Maloney, Butte Silver Bow County  
 01:06:51 Steve Engebretson, Dawson County  
 01:08:31 Kathryn Pfister, superintendent, Musselshell County  
 01:09:17 Kirk Miller, School Administrators of Montana (SAM)

**Opponents' Testimony:** None

**Informational Testimony:** None

01:10:50 Janelle Mickelson, administrator, School Finance Division, Office of Public Instruction

**Questions from Committee Members and Responses:**

01:11:29 Sen. Brown  
01:13:15 Mr. Miller, SAM  
01:13:27 Sen. Brown  
01:13:31 Sen. Thomas  
01:14:07 Mr. Miller

**Closing by Sponsor:**

01:14:55 Rep. McConnell  
01:16:02 Sen. Sands  
01:16:57 Vice Chair Vance assumed duties as chair.

**HEARING ON SR 17**

**Opening Statement by Sponsor:**

01:17:13 Sen. Elsie Arntzen (R), SD 26, opened the hearing on SR 17, Confirm Governor's appointments to the board of aeronautics.

**Proponents' Testimony:** None

**Opponents' Testimony:** None

**Informational Testimony:**

01:19:40 Debbie Alke, Department of Transportation (MDT)

**Questions from Committee Members and Responses:**

01:20:27 Sen. Brown  
01:20:47 Ms. Alke, MDT  
01:21:09 Sen. Sands  
01:21:38 Ms. Alke  
01:21:59 Sen. Sands  
01:22:19 Sen. Buttrey

**Closing by Sponsor:**

01:22:37 Sen. Arntzen  
01:24:07 Chair Arntzen resumed duties as Chair.  
01:24:58 Chair Arntzen

**EXECUTIVE ACTION ON SR 17**

**Discussion:**

01:25:30 Sen. Vance  
01:25:31 Chair Arntzen

01:25:27 **Motion/Vote:** Sen. Vance moved that **SR 17 BE ADOPTED**. Motion carried 11-0 by voice vote. Sen. Taylor was excused.

01:26:01 Chair Arntzen.  
01:26:22 Sen. Brown  
01:26:35 Chair Arntzen  
01:27:18 Sen. Whitford  
01:27:49 Sen. Brown  
01:28:21 Sen. Buttrey  
01:28:32 Chair Arntzen

**ADJOURNMENT**

Adjournment: 4:05 P.M.

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Charlene Devine, Secretary

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Additional Documents:

**EXHIBIT([his38aad.pdf](#))**