

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON TRANSPORTATION

Call to Order: By Chairman Shiell Anderson, on January 29, 1997,
at 3:10 p.m., in Room 420

ROLL CALL

Members Present:

Rep. Shiell W. Anderson, Chairman (R)
Rep. Joe Barnett (R)
Rep. Sylvia Bookout-Reinicke (R)
Rep. Matt Brainard (R)
Rep. Bob Clark (R)
Rep. Charles R. Devaney (R)
Rep. David Ewer (D)
Rep. H.S. "Sonny" Hanson (R)
Rep. Marian W. Hanson (R)
Rep. Rod Marshall (R)
Rep. Gerald Pease (D)
Rep. William M. "Bill" Ryan (D)
Rep. Dorothy C. Simpson (D)
Rep. Jack Wells (R)
Rep. Bill Whitehead (D)

Members Excused: Vice Chairman Rick Jore; Vice Chairman Pat
Galvin; Rep. Rod Bitney

Staff Present: Leanne Kurtz, Legislative Services Division
Mary Lou Schmitz, Committee Secretary

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 267 - 1-27-97
HB 290 - 1-27-97
HB 213 - 1-27-97

HEARING ON HB 267

"AN ACT REGULATING OPERATORS OF AMUSEMENT RIDES; DESCRIBING THE
RESPONSIBILITIES OF PASSENGERS AND OPERATORS OF AMUSEMENT RIDES;
PROVIDING FOR THE ASSUMPTION OF RISKS BY PASSENGERS; AND
PROVIDING FOR INJURY REPORTS."

Sponsor: Rep. Gay Ann Masolo, HD 40

{Tape: 1; Side: A; Approx. Time Count: 1.8 - 4.2; }

Opening Statement by Sponsor: Rep. Masolo explained sections in
the Bill and her reasons for wanting to ensure the safety and

responsibilities of passengers and operators of amusement rides at Fairs and Carnivals.

{Tape: 1; Side: A; Approx. Time Count: 4.3 - 11.6; }

Proponents: Patrick Holt, Attorney. **EXHIBIT 1.**

{Tape: 1; Side: A; Approx. Time Count: 12.2 - 15.5; }

L. Reed Williams, Inland Empire Shows, Inc.,

EXHIBIT 2.

{Tape: 1; Side: A; Approx. Time Count: 15.8 - 16.6; }

Sam Yewusiak, Manager, Western Montana Fair, Missoula, Montana.

{Tape: 1; Side: A; Approx. Time Count: 17.2 - 18.4. }

John Rabenberg, Fort Peck, Montana; Manager, Stampede, Wolf Point, Montana for 10 years.

{Tape: 1; Side: a; Approx. Time Count: 18.9 - 24.4; }

Opponents: Russell Hill, representing the Montana Trial Lawyers Association. **EXHIBIT 3.**

{Tape: 1; Side: A; Approx. Time Count: 25.0 - 44.1; }

Questions From Committee Members and Responses: Reps. Marshall, Anderson, Brainard, Whitehead, Simpson.

Responses from Russell Hill, Reed Williams, Patrick Holt,

{Tape: 1; Side: A; Approx. Time Count: 44.6; }

Closing by Sponsor: Rep. Masolo closed the Hearing on HB 267.

HEARING ON HB 290

"AN ACT PROHIBITING THROWING AWAY LIGHTED OR BURNING MATERIAL ON PUBLIC AND PRIVATE ROADS AND RAILROAD RIGHTS-OF-WAY IN THIS STATE; PROHIBITING DUMPING ASHTRAYS CONTAINING MATCHES, ASHES OR CIGARETTE OR CIGAR REFUSE ON PUBLIC AND PRIVATE ROADS AND RAILROAD RIGHTS-OF-WAY; PROVIDING A PENALTY; ALLOWING ADMINISTRATIVE ENTITIES OF ROADS AND PUBLIC TRANSIT OPERATORS TO POST COPIES OF THIS ACT IN CONSPICUOUS LOCATIONS; AND AMENDING SECTIONS 7-5-2109, 7-5-4101, AND 61-8-365, MCA."

{Tape: 1; Side: A; Approx. Time Count: 48.4 - 54.1; }

Sponsor: Rep. Hal Harper, HD 52.

Opening Statement by Sponsor: Rep. Harper said this Bill would put a \$100 minimum fine for the violation of throwing lighted or burning material or dumping ashtrays that contain such things, on public roadways.

{Tape: 1; Side: A; Approx. Time Count: 54.3; }

Proponents: Jim Richard, Montana Wildlife Federation.

Les Graham, representing a number of Livestock Growers Associations.

Opponents: None

{Tape: 1; Side: A; Approx. Time Count: 56.7 - 63.4; }

Questions From Committee Members and Responses: Reps. Marshall, Sonny Hanson, Brainard, Clark, Whitehead, Anderson.

Responses from Rep. Harper, Leanne Kurtz, Legislative Services Division,

Closing by Sponsor: Rep. Harper closed the Hearing on HB 290.

HEARING ON HB 213

"AN ACT ALLOWING FOR A 2-YEAR REGISTRATION FOR BOATS, SNOWMOBILES, OFF-HIGHWAY VEHICLES; AND CERTAIN MOTOR VEHICLES;"

Sponsor: Rep. Matt Brainard, HD 62

{Tape: 1; Side: A; Approx. Time Count: 64.4 - 66.9; }

Opening Statement by Sponsor: Rep. Brainard explained the concept of registering recreation vehicles for two years.

{Tape: 1; Side: A; Approx. Time Count: 67.2 - 72.1; }

Proponents: Ken Hoovestal, Montana Snowmobile Association and Montana Boating Association.

Opponents: None

{Tape: 1; Side: A; Approx. Time Count: 72.5 - 73.8; }

Informational Testimony: Cort Harrington, Montana County Treasurers' Association.

In the absence of Dean Roberts, Department of Justice, Mr. Harrington gave information from Mr. Roberts' notes.

{Tape: 1; Sides: A and B; Approx. Time Count: 73.9 - 2.2 }

Questions From Committee Members and Responses: Reps. Wells, Bookout, Clark, Anderson.

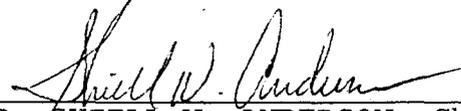
Responses from Rep. Brainard, Cort Harrington, Leanne Kurtz, Hoovestal.

{Tape: 1; Side: B; Approx. Time Count: 2.5; }

Closing by Sponsor: Rep. Brainard closed the Hearing on HB 213.

ADJOURNMENT

Adjournment: 4:45



REP. SHIELL W. ANDERSON, Chairman



MARY LOU SCHMITZ, Secretary

SWA/MLS