

MINUTES

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

COMMITTEE ON TRANSPORTATION

Call to Order: By Chairman Shiell Anderson, on February 17, 1997, at 3:00 p.m., in Room 420

ROLL CALL

Members Present:

Rep. Shiell W. Anderson, Chairman (R)
Rep. Rick Jore, Vice Chairman (Majority) (R)
Rep. Patrick G. Galvin, Vice Chairman (Minority) (D)
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: Rep. Rod Bitney

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

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 509 - 2-14-97
HB 481 - 2-14-97
HB 464 - 2-14-97

Executive Action: HB 363 - DO PASS
HB 423 - DO PASS AS AMENDED
HB 444 - DO PASS AS AMENDED
HB 464 - DO PASS
HB 336 - TABLED
HB 418 - TABLED

HEARING ON HB 509

"AN ACT CREATING A STATUTORY LIEN FOR A MOTOR VEHICLE OWNER OR THE INSURER OF A MOTOR VEHICLE OWNER WHO HAS THE REQUIRED MOTOR VEHICLE LIABILITY COVERAGE AND WHO SUFFERS A PROPERTY DAMAGE LOSS AS A RESULT OF AN ACCIDENT WITH A PERSON THAT DOES NOT HAVE THE REQUIRED COVERAGE IF THAT PERSON IS CITED FOR A TRAFFIC VIOLATION IN ADDITION TO THE CITATION FOR LACK OF COVERAGE;"

Sponsor: Rep. Peggy Arnott, HD 20

{Tape: 1; Side: A; Approx. Time Count: 0.6; }

Opening Statement by Sponsor: Rep. Arnott said the idea of the Bill was brought to her by some constituents who had been in a motor vehicle accident, hit by an uninsured motorist who was at fault, and they could recover no damages.

{Tape: 1; Side: A; Approx. Time Count: 3.3; }

Proponents: Jim Decker, Self, Billings. **EXHIBIT 1.**

Susan Snyder, Self, Conrad.

{Tape: 1; Side: A; Approx. Time Count: 10.0; }

Opponents: None

{Tape: 1; Side: A; Approx. Time Count: 10.4; }

Informational Testimony: Roger McGlenn, Executive Director, Insurance Agents' Association of Montana.

Brenda Nordlund, Department of Justice.

Steve Turkiewicz, Executive Vice President, Montana Auto Dealers' Association.

{Tape: 1; Side: A; Approx. Time Count: 18.8; }

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

Responses by Brenda Nordlund, Roger McGlenn, Rep. Arnott.

{Tape: 1; Side: A; Approx. Time Count: 29.7; }

Closing by Sponsor: Rep. Arnott closed the Hearing on HB 509.

HEARING ON HB 481

"AN ACT GENERALLY REVISING THE LAWS RELATING TO MOTOR VEHICLE LICENSE PLATES; AUTHORIZING THE ISSUANCE OF CAPITOL RESTORATION LICENSE PLATES; ALLOWING A FOREIGN-MADE VEHICLE TO DISPLAY ORIGINAL LICENSE PLATES;"

Sponsor: Rep. Trudi Schmidt, HD 42.

{Tape: 1; Side: A; Approx. Time Count: 33.5; }

Opening Statement by Sponsor: Rep. Schmidt read the Bill Title.

{Tape: 1; Side: A; Approx. Time Count: 34.1; }

Proponents: Rep. Ed Grady, HD 55.

Mike Cooney, Self.

Joe Maronick, Antique Car Owner

{Tape: 1; Side: A; Approx. Time Count: 38.5; }

Opponents: Cort Harrington, Montana County Treasurers' Association.

{Tape: 1; Side: A; Approx. Time Count: 39.9; }

Informational Testimony: Brenda Nordlund, Department of Justice.

{Tape: 1; Side: A; Approx. Time Count: 44.0; }

Questions from the Committee: None

{Tape: 1; Side: A; Approx. Time Count: 44.4; }

Closing by Sponsor: Rep. Schmidt closed the Hearing on HB 481.

HEARING ON HB 464

"AN ACT DEFINING "REBUILT VEHICLES" AND "REBUILT SALVAGE VEHICLES"; CLARIFYING HOW REBUILT VEHICLES AND REBUILT SALVAGE VEHICLES ARE VALUED AND TITLED;"

Sponsor: Rep. Allan Walters, HD 60.

{Tape: 1; Side: A ; Approx. Time Count:50.1 ; }

Opening Statement by Sponsor: Rep. Walters read from the Bill Title.

{Tape: 1; Side: A; Approx. Time Count: 53.8; }

Proponents: None

{Tape: 1; Side: A; Approx. Time Count: 54.0; }

Opponents: Loretta Miller, Montana Automobile Recyclers and Dismantlers.

Dave Brown, Montana Independent Automobile Dealers' Association.

Bob Gilbert, Montana Tow Truck Association.

{Tape: 1; Side: A; Approx. Time Count: 60.7; }

Informational Testimony: Dean Roberts, Department of Justice, Motor Vehicle Division.

{Tape: 1; Side: A; Approx. Time Count: 62.3; }

Questions From Committee Members and Responses: Reps. Galvin.

Responses by Dean Roberts.

{Tape: 1; Side: A; Approx. Time Count: 63.2; }

Closing by Sponsor: Rep. Walters closed the Hearing on HB 464.

EXECUTIVE ACTION ON HB 336

{Tape: 1; Side: A; Approx. Time Count: 65.3; }

Motion: Rep. Ryan moved DO PASS.

{Tape: 1; Side: A; Approx. Time Count: 68.3; }

Discussion: Reps. Jore, Ryan, Barnett, Bookout, Clark.

Motion: Rep. Clark proposed an Amendment to the Bill that after the state recoups their cost, then the remainder of that money will be split 50/50 between the vender and the Big Sky State Games or State Olympics.

{Tape: 1; Side: A; Approx. Time Count: 71.0; }

Discussion: Reps. Simpson, Marshall, Devaney, Galvin, Bookout, Ryan and explanations of the amendments by Leanne Kurtz.

{Tape: 1; Side: A; Approx. Time Count: 73.4; }

Motion: Rep. Marshall moved a substitute amendment changing from "Net" to "Gross".

Vote: Rep. Marshall's motion passed 14 - 4.

{Tape: 1; Side: A; Approx. Time Count: 81.9; }

Motion: Rep. Devaney moved the Amendments prepared by Leanne Kurtz.

Discussion: Reps. Sonny Hanson, Clark, Anderson.

Motion: Rep. Ewer made a substitute DO NOT PASS motion.

Motion/Vote: Rep. Brainard moved to TABLE HB 336. Motion carried 14 - 4.

EXECUTIVE ACTION ON HB 363

{Tape: 1; Side: A; Approx. Time Count: 87.4; }

Motion: Rep. Devaney moved HB 363 DO PASS.

{Tape: 1; Side: B; Approx. Time Count: 1.7; }

Motion: Rep. Brainard moved an amendment to add a sentence after "street", line 16, that a roadway must be contiguous to the local municipality.

Discussion: Reps. Devaney, Ryan, Barnett, Marshall, Anderson.

Rep. Brainard withdrew his amendment.

Vote: Rep. Devaney's original motion to DO PASS HB 363 passed unanimously. 18 - 0.

EXECUTIVE ACTION ON HB 45

{Tape: 1; Side: B; Approx. Time Count: 4.4; }

Motion: Rep. Simpson made a motion to take HB 45 off the TABLE.

Discussion: Reps. Ryan, Anderson, Simpson, Bitney.

Vote: Motion failed.

EXECUTIVE ACTION ON HB 418

{Tape: 1; Side: B; Approx. Time Count: 8.4; }

Motion: Rep. Devaney moved DO PASS.

Discussion: Reps. Clark, Brainard, Ryan, Marshall, Wells.

Motion/Vote: Rep. Marian Hanson moved to TABLE HB 418. Motion carried unanimously. 18 - 0

EXECUTIVE ACTION ON HB 423

{Tape: 1; Side: B; Approx. Time Count: 12.7 - 20.2; }

Motion: Rep. Devaney moved DO PASS on HB 423

Discussion: Reps. Ryan, Clark, Anderson, Marshall.

Motion/Vote: Rep. Clark moved the amendment. Motion passed unanimously. 18 - 0.

Motion/Vote: Rep. Anderson proposed an amendment, line 23, page 1, to change "Evade" to "Ignores". Motion passed unanimously. 18 - 0.

Motion/Vote: Rep. Devaney moved DO PASS AS AMENDED. Motion carried 16 - 2.

EXECUTIVE ACTION ON HB 444

{Tape: 1; Side: B; Approx. Time Count: 21.1 - 27.7; }

Motion: Rep. Wells moved HB 444 DO PASS.

Motion/Vote: Rep. Wells moved the amendments. Motion carried unanimously. 16 - 0.

Motion: Rep. Wells moved HB 444 DO PASS AS AMENDED.

Discussion: Reps. Ryan, Marian Hanson, Wells, Sonny Hanson, Bookout, Anderson, Brainard

Vote: Motion carried 16 - 0.

EXECUTIVE ACTION ON HB 326

{Tape: 1; Side: B; Approx. Time Count: 31.6; }

Motion: Rep. Brainard moved HB 326 off the TABLE.

Discussion: Rep. Wells.

{Tape: 1; Side: B; Approx. Time Count: 32.7; }

Vote: Motion passed 8 - 7.

Motion: Rep. Brainard moved the amendments.

Discussion: Reps. Sonny Hanson, Anderson, Clark, Simpson, Brainard, Wells, Bookout.

Vote: Motion on the amendments carried unanimously.

Motion/Vote: Rep. Brainard moved HB 326 DO PASS AS AMENDED.
Motion failed 8 - 9.

Motion/Vote: Rep. Barnett moved to TABLE HB 326. Without objection the vote was reversed. Motion carried 9 - 8.

EXECUTIVE ACTION ON HB 464

{Tape: 1; Side: B; Approx. Time Count: 43.9; }

Motion: Rep. Brainard moved DO PASS.

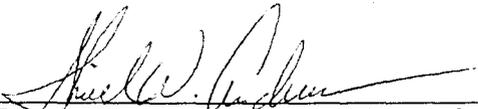
Discussion: Reps. Wells, Galvin, Brainard, Bookout, Sonny Hanson, Simpson,

{Tape: 1; Side: B; Approx. Time Count: 48.2; }

Vote: Motion carried 11 - 6.

ADJOURNMENT

Adjournment: 5:25 p.m.



REP. SHIELL W. ANDERSON, Chairman



MARY LOU SCHMITZ, Secretary

SWA/MLS