

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 55th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: By Chairman Shiell Anderson, on March 10, 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. Rod Bitney (R)
Rep. Sylvia Bookout-Reinicke (R)
Rep. Matt Brainard (R)
Rep. Bob Clark (R)
Rep. Charles R. Devaney (R)
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)

Members Excused: Rep. David Ewer
Rep. Bill Whitehead

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

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 204 - 3-6-97
SB 257 - 3-6-97
SB 182 - 3-6-97
SB 214 - 3-6-97

Executive Action: SB 85 - BE CONCURRED
SB 82 - TABLED
SB 29 - BE CONCURRED
SB 214 - TABLED
SB 204 - BE CONCURRED
SB 182 - BE CONCURRED

HB 481 - TABLED
HB 400 - TABLED
HB 145 - TABLED
HB 526 - TABLED

Vice Chair Jore conducted the meeting in the absence of Chairman Anderson.

HEARING ON SB 182

"AN ACT GENERALLY REVISING AND CLARIFYING LAWS RELATING TO RAILROADS; DELETING AND ELIMINATING ARCHAIC REQUIREMENTS FOR RAILROADS;"

Sponsor: Senator John Hertel, SD 47.

{Tape: 1; Side: A; Approx. Time Count: 1.0; Comments: .}

Opening Statement by Sponsor: Senator Hertel said this Bill was requested by the railroad industry to repeal or amend old outdated statutes governing the railroads.

{Tape: 1; Side: A; Approx. Time Count: 3.4; }

Proponents: Pat Keim, Director, Government Affairs, Burlington Northern Santa Fe Railway, Helena. **EXHIBIT 1.**

Martin Jacobson, Staff Attorney, Montana Public Service Commission.

Les Graham, Montana Stockgrowers, Montana Cattlemen, and Dairy Associations.

Bob Stephens, Montana Grain Growers' Association.

Russ Ritter, representing Montana Railink Headquarters, Missoula.

Fram Marceau, State Legislative Director, United Transportation Union, Kalispell, presented **EXHIBIT 2** on behalf of Craig A. Gilchrist.

{Tape: 1; Side: A; Approx. Time Count: 22.6; }

Opponents: None

Informational Testimony: None

{Tape: 1; Side: A; Approx. Time Count: 22.8; }

Questions From Committee Members and Responses: Reps. Devaney, Brainard.

Responses by Pat Keim; Russ Ritter;

{Tape: 1; Side: A; Approx. Time Count: 24.1; }

Closing by Sponsor: Senator Hertel closed the Hearing on SB 182.

HEARING ON SB 204

"AN ACT REQUIRING THE DEPARTMENT OF JUSTICE TO SCHEDULE COMMERCIAL DRIVER'S LICENSE EXAMINATIONS IN A COUNTY IF PREVIOUSLY SCHEDULED THROUGH THE DEPARTMENT OF JUSTICE."

Sponsor: Senator Linda Nelson, SD 49.

{Tape: 1; Side: A; Approx. Time Count: 25.8; }

Opening Statement by Sponsor: Senator Nelson said this Bill is a proposal of Montana Association of Counties and particularly Daniels County. This would require the Department of Motor Vehicles to provide commercial drivers licenses at any of the counties scheduled through the Department as a matter of convenience.

{Tape: 1; Side: A; Approx. Time Count: 27.4; }

Proponents: Dean Roberts, Administrator, Motor Vehicle Division.

Ben Havdahl, Montana Motor Carriers Association.

{Tape: 1; Side: A; Approx. Time Count: 29.5 ; }

Opponents: None

Informational Testimony: None

{Tape: 1; Side: A; Approx. Time Count: 29.9; }

Questions From Committee Members and Responses: Reps. Bitney, Brainard, Marian Hanson.

Responses by Senator Nelson; Dean Roberts.

{Tape: 1; Side: A; Approx. Time Count: 32.2; }

Closing by Sponsor: Senator Nelson closed the Hearing on SB 204.

EXECUTIVE ACTION ON SB 204

{Tape: 1; Side: A; Approx. Time Count: 33.4; }

Motion/Vote: Rep. Bitney moved SB 204 BE CONCURRED IN. Motion carried unanimously. 15 - 0.

EXECUTIVE ACTION ON SB 182

{Tape: 1; Side: A; Approx. Time Count: 34.0; }

Motion: Rep. Marian Hanson moved SB 182 BE CONCURRED IN.

Discussion: Reps. Wells, Galvin, Ryan; Pat Keim.

Vote: Motion carried unanimously. 15 - 0.

HEARING ON SB 214

"AN ACT TO AUTHORIZE USE OF VOLUNTEERS IN CITING VIOLATORS OF DISABLED PARKING;"

Sponsor: Senator Dorothy Eck, SD 15.

{Tape: 1; Side: A; Approx. Time Count: 40.5; }

Opening Statement by Sponsor: Senator Eck said the Bill addresses problems of persons with disabilities who find parking spaces allocated for their use but quite frequently not able to use them because someone has parked there.

{Tape: 1; Side: A; Approx. Time Count: 44.8 ; }

Proponents: Myles Eaton, Affiliated with Business and Consumers Bureau of Montana, EXHIBIT 3, EXHIBIT 4, EXHIBIT 5.

Rep. Gerald Pease, HD 6.

Opponents: None

Informational Testimony: None

{Tape: 1; Side: A; Approx. Time Count: 49.0; }

Questions From Committee Members and Responses: Reps. Barnett, Sonny Hanson, Clark, Brainard.

Responses by Senator Eck.

{Tape: 1; Side: A; Approx. Time Count: 58.0; }

Closing by Sponsor: Senator Eck closed the Hearing on SB 214.

Chairman Shiell Anderson conducted the meeting at this point.

HEARING ON SB 257

"AN ACT GENERALLY REVISING THE DISPOSITION OF GASOLINE TAXES AND FEDERAL HIGHWAY FUNDS; CORRECTLY IDENTIFYING THE LOCAL TECHNICAL ASSISTANCE TRANSPORTATION PROGRAM; CORRECTLY IDENTIFYING ROUTE DESIGNATION IN ACCORDANCE WITH FEDERAL LAW;"

Sponsor: Senator Bob Depratu, SD 40.

{Tape: 1; Side: A; Approx. Time Count: 60.2; }

Opening Statement by Sponsor: Senator Depratu explained the Bill by reading the Title above.

Proponents: Patricia Saindon, Montana Department of Transportation.

Opponents: None

Informational Testimony: None

{Tape: 1; Side: A; Approx. Time Count: 65.5; }

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

Responses by Patricia Saindon;

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

Closing by Sponsor: Senator Depratu closed the Hearing on SB 257.

EXECUTIVE ACTION ON SB 214

{Tape: 1; Side: A; Approx. Time Count: 77.5; }

Motion/Vote: Rep. Clark moved to TABLE SB 214. Motion carried 10 - 7.

EXECUTIVE ACTION ON SB 29

{Tape: 1; Side: A; Approx. Time Count: 79.3; }

Motion/Vote: Rep. Ryan moved SB 29 BE CONCURRED IN. Motion carried unanimously. 17 - 0.

{Tape: 1; Side: A and B Approx. Time Count 81.9 - 21.3 }

Discussion on generic license specialty act, Brenda Nordlund and committee members.

EXECUTIVE ACTION ON HB 145

{Tape: 1; Side: B Approx. Time Count: 22.3 ; }

Motion/Vote: Rep. Brainard moved to TABLE HB 145. Motion carried 13 - 4.

EXECUTIVE ACTION ON HB 400

{Tape: 1; Side: B; Approx. Time Count: 22.6; }

Motion/Vote: Rep. Clark moved to TABLE HB 400. Motion carried 13 - 4.

EXECUTIVE ACTION ON HB 526

{Tape: 1; Side: B; Approx. Time Count: 23.7; }

Motion/Vote: Rep. Wells moved to TABLE HB 526. Motion carried 13 - 4.

EXECUTIVE ACTION ON HB 481

{Tape: 1; Side: B; Approx. Time Count: 24.3; }

Motion/Vote: Rep. Clark moved to TABLE HB 481. Motion carried 14 - 3.

EXECUTIVE ACTION ON SB 82

{Tape: 1; Side: B; Approx. Time Count: 26.3; }

Motion: Rep. Brainard moved SB 82 BE CONCURRED IN.

Discussion: Reps. Sonny Hanson, Brainard, Devaney.

Motion/Vote: Rep. Brainard moved to TABLE SB 82. Motion carried
16 - 1.

EXECUTIVE ACTION ON SB 85

{Tape: 1; Side: B; Approx. Time Count: 30.0; }

Motion: Rep. Bitney moved BE CONCURRED IN.

Motion/Vote: Rep. Devaney moved the amendments 1 and 2. Motion
carried unanimously. 16 - 1.

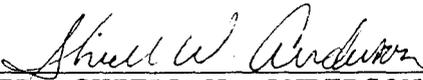
Motion: Rep. Clark made a substitute amendment to strike the
words following "windshield", "or rear window" and put a period
after the word "view" and strike "to either the front or rear".
Motion carried unanimously. 17 - 0.

Motion/Vote: Rep. Anderson moved an amendment to take out
Section 32. Motion carried 11 - 6.

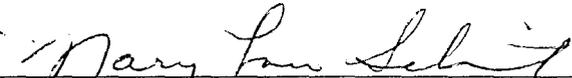
Motion/Vote: Rep. Ryan moved SB 85 BE CONCURRED IN AS AMENDED.
Motion carried 11 - 6.

ADJOURNMENT

Adjournment: 5:15 P.M.



REP. SHIELL W. ANDERSON, Chairman



MARY LOU SCHMITZ, Secretary

SWA/MLS