

MINUTES OF MEETING OF THE  
SENATE RULES COMMITTEE  
MARCH 15, 1983

The eighth meeting of the Senate Rules Committee met in Room 331 of the Capitol Building on March 15, 1983. The meeting was called to order by Chairman Frank W. Hazelbaker, at 5:55 P.M. All members were present.

SENATE JOINT RESOLUTION NO. 5 IS A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA TO AMMEND JOINT RULES 6-1, 6-7, and 6-14, RELATING TO CHANGES IN ADMINISTRATIVE RULES. . .

This resolution had been held in abeyance, waiting for House Bill No. 67 to go through the House. It is now in order to pass out SJR 5.

Senator Jean A. Turnage moved that SJR 5 do pass. The motion carried unanimously.

HOUSE BILL NO. 539 THIRD READING COPY READS AS FOLLOWS:

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A LOGGING TRUCK OF UP TO 80,000 POUNDS TO OPERATE UNDER A SPECIAL PERMIT; PROVIDING FOR CHANGING THE 7 PERCENT ALLOWANCE TO 5 PERCENT ALLOWANCE ON TOTAL GROSS AND AXLE WEIGHT LIMITATIONS FOR ALL VEHICLES OR COMBINATIONS OF VEHICLES: AMENDING SECTIONS 61-10-124 AND 61-10-144, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

Senator Tom Hager advised that he believed that the amendments to this bill changed the intent of the bill and asked that the Rules Committee rule on the amendments added by the House and by the Senate Standing Committee Report (Highways and Transportation) dated March 9, 1983.

Lobbyist Keith Olson testified that following the enactment of federal legislation, the Department of Highways and others discussed possible state legislation that would provide for more efficient and productive operation. The Department of Highways was interested in determining overweights and also had a problem with 7% allowance on total gross and axle weights on vehicles.

Ben Havdahl, lobbyist, advised that the question of amending HB 539 as had been done in the House had been taken up with the Legislative Council, and that it was the opinion of the Council that the changes were within the rules.

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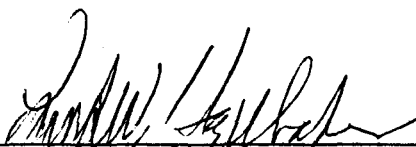
Senator Stan Stephens stated that we started out with a bill which affected logging trucks only. After the Congress acted, the Montana industry changed the bill. He felt that changing the title of the bill went beyond the rules.

Robert Holding of the Montana Wood Products Association remarked that 7% or 5% allowance would be fine with them, but felt that 5% makes more sense than 7%.

Ben Havdahl said that there was an alternative to changing HB 539. He felt that House Bill 437 could be amended to pick up the changes requested by the industry and by the State Highway Department. HB 437 is scheduled to go on third reading in the House on March 16th. The industry would like to see the amendments attached to this bill. If HB 437 would pass, it could then go back to committee for amendments, and then move back to second reading for the purpose of considering the amendments.

Senator Turnage moved that the Senate Committee on Highways and Transportation amendments of March 9, 1983 be stricken; further, that section 2 of third reading copy of HB 539 be stricken; that all of the new material underscored in the title be stricken; and that the bill as so amended be concurred in. The motion passed unanimously.

The meeting adjourned at 6:25 P.M.

  
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Frank W. Hazelbaker,  
Chairman Senate Rules Committee

ROLL CALL

RULES

COMMITTEE

48TH LEGISLATIVE SESSION - - 1983

Date 3/15/83

NAME	PRESENT	ABSENT	EXCUSED
<u>Frank Hazelbaker, Chairman (R)</u>	✓		
<u>Gary Aklestad, V.Chairman (R)</u>	✓		
<u>Stan Stephens (R)</u>	✓		
<u>Jean Turnage (R)</u>	✓		
<u>Chet Blaylock (D)</u>	✓		
<u>Pat Regan (D)</u>	✓		
<u>Tom Towe (D)</u>	✓		

Each day attach to minutes.