MINUTES

MONTANA SENATE 53rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS & TRANSPORTATION

Call to Order: By Senator Cecil Weeding, Chair, on January 7, 1993, at 1:03 p.m.

ROLL CALL

Members Present:

Sen. Cecil Weeding, Chair (D)

Sen. Betty Bruski-Maus, Vice Chair (D)

Sen. Francis Koehnke (D)

Sen. Doc Rea (D)

Sen. Spook Stang (D)

Sen. Chuck Swysgood (R)

Sen. Henry McClernan (D)

Sen. Daryl Toews (R)

Sen. Larry Tveit (R)

Members Excused: None.

Members Absent: Sen. John Harp

Staff Present: Dave Bohyer, Legislative Council

Beth Satre, Committee Secretary

Please Note: These are summary minutes. Testimony and

discussion are paraphrased and condensed.

Committee Business Summary:

Hearing: SB 56, SB 78

Executive Action: SB 78

HEARING ON SENATE BILL 78

Opening Statement by Sponsor:

Sen. Gage asked the Committee to reassign SB 78 to the Judiciary Committee. Because the intent of this bill is to enable a city attorney to carry a case to District Court, the Judiciary Committee would have more of the necessary expertise with regards to the court system. He noted that both Chairman Weeding and Sen. Yellowtail, Chairman of Judiciary had agreed to this action.

With the permission of the Committee, the Chair dispensed with the normal format and the Committee moved into executive action on SB 78.

EXECUTIVE ACTION ON SENATE BILL 78

Motion:

Sen. Rea made the motion to refer SB 78 to the Judiciary Committee.

Vote:

By UNANIMOUS CONSENT SB 78 was ordered referred to the Judiciary Committee.

HEARING ON SENATE BILL 56

Opening Statement by Sponsor:

SEN VAUGHN, Senate District 1, Lincoln County, passed out copies of some amendments to SB 56 (Exhibit #1). With this amendment, access to the specialized license plates would not be limited strictly to ambulance personnel. Anybody who is licensed and involved in emergency medical services would be entitled.

SEN. VAUGHN stated SB 56 would create a specialized license plate for firefighters and licensed emergency medical services. SB 56 would allocate part of the license plate fees to the Fire Services Training School. The remaining money would go into special funds at the Department of Health to be distributed to various emergency medical service organizations as seen fit for training and equipment. The changes to the law proposed by SB 56 actually start on pg. 11 sections 12 and 13. A new section "g" would be added allowing specialized plates for active and retired members of local firefighter forces and licensed emergency medical technicians (EMTs). SEN. VAUGHN understood an amendment was being drafted that would strike reference to "retired" members which would allow the plates only for those in the active force.

SEN. VAUGHN was not sure if the firefighters also wanted only their active members to have access to these license plates. The reason for that amendment was primarily the concern about retired EMTs having the plates. Once they retire, those personnel are no longer trained. As a result they are not qualified to provide medical assistance.

SB 56 would provide a public safety function. When, for example, there is a bad wreck, the highway patrol could use the license plates to immediately identify those people who could provide emergency medical assistance. People wanting to buy these plates would have to show that they are a firefighter or a licensed EMT.

In closing **SEN. VAUGHN** referred to some letters and calls of support she had received. One letter came from the Montana Private Ambulance Operators in Bozeman.

Proponents' Testimony:

Rep. Wayne Stanford, House District 62, stated that he is currently a volunteer fireman and a member of the Board of Trustees of the Three-mile Fire District. His testimony is in favor of SB 56 on behalf of those firefighters. Rep. Stanford stated that SB 56 would give firefighters and EMTs a means to identify themselves and be identified as such when they are responding to emergency situations. Rep. Stanford often responds to a fire in his personal vehicle and feels such license plates would be helpful, so people who see him speeding along the road know what he is doing.

Rep. Scott Orr, House District 2, Libby, stated that he was a member of the Libby Fire Department for 10 years. He views SB 56 primarily as a way to raise much-needed funds to train firemen and EMTs at the Fire Services Training School. Sen. Orr expressed his support for the amendment that would strike the reference to "retired".

Rep. Tim Sayles, House District 61, described his district's fire department as part paid and part volunteer. It has 34 paid members and between 40-100 volunteers. Rep. Sayles introduced himself as a volunteer firefighter for 21 years and an EMT for 18 years. He stated that he responds to all sorts of fires and medical emergencies. Since his department has a large number of people and approximately 45 square miles of area to cover, Rep. Sayles believes these plates would aid the members in identifying themselves and one another. Since they are not allowed to use flashing lights in town, these plates would help other drivers recognize them; and on the scene, the plates would help members identify each other and avoid grid-lock. Rep. Sayles stated that the people of his district would definitely be in favor of this bill.

Drew Dawson, Chief of the Emergency Medical Services Bureau with the Department of Health and Environmental Sciences, supplied written testimony (Exhibit #2). He also spoke support of the amendments suggested to strike "retired".

Ross Fitzgerald, Chief at the Power Volunteer Fire Company, representing the Fire Council for Teton County and Chairman of the Advisory Council for the Fire Services Training School, emphasized that this is an attempt to be a little innovative in providing earmarked funding. He stated it is not a way to reduce the appropriations from the General Fund but to supplement them. The school is still badly short on the money needed to increase the training levels of all firefighters in Montana. He would like the Committee to recognize they are trying to carry part of that load, and asked for their help in not having their current funding reduced.

Dean Roberts, Administrator of the Motor Vehicle Division, Dept. of Justice, expressed the Dept. of Justice's support of SB 56.

This support is a result of the public safety nature and possible law enforcement function of this piece of legislation. The Committee will have more bills to create specialized license plates for other groups, and Mr. Fitzgerald has some information regarding these plates he feels the Committee should know. Specialized license plates are becoming a budgetary problem for the Motor Vehicle Division. Last year 30,000 such plates were processed and mailed at an average cost of \$2.24 per set. That is about \$60,000 that was not budgeted.

Mr. Fitzgerald stated his department has been absorbing these costs, but this will not be possible any longer. After four years of experience with these special plates, their actual cost is beginning to be recognized. Putting each special class license plate on to the system entails changing 15 programs at 200 hours or more of programming time. 115 different government and private sector license plate classes for vehicles exist (Exhibit #3). As a result specialized plates create a problem for county treasurers. In the Department's experience, it is neither cost nor time efficient for especially the smaller counties to stock all classes of specialized plates. When a plate is requested, the smaller counties must order it through the Motor Vehicle division. This procedure creates shipping and handling costs for both state and county. Mr. Roberts submitted the new run of all the plates issued by category for 1992 to the Chair (Exhibit #4). He felt that information would be useful to understand the logistical problems specialized plates cause for small counties. Mr. Roberts stated that \$1 for the General Fund does not defray costs for either the Department of Justice or the counties.

Mr. Roberts emphasized that this testimony had nothing to do with the specialized plate proposed by SB 56. The Department of Justice supports this specialized plate because of its public safety nature. His purpose was to bring the general problem with specialized plates to the Committee's attention, and to inform it "that somewhere somebody's got to make a decision on what kind of specialized plates we are going to allow and what kind we are not going to allow".

Butch Weeden, Fire Services Training School, expressed the School's support of SB 56.

Opponents' Testimony:

None.

Informational Testimony:

None.

Questions From Committee Members and Responses:

SEN. TVEIT mentioned the lack of definitions in the bill and asked SEN. VAUGHN to define "ambulance personnel".

SEN. VAUGHN stated with the amendment she had presented, the definition would be "Licensed Emergency Medical Personnel," who, in order to get their license plates, would need to show certification from either their service or their district.

SEN. TVEIT asked if EMTs would be covered and SEN VAUGHN assured him that they would be.

SEN. VAUGHN pointed out the amendments would also change the symbol used on the license plates. This amendment was necessary because the original symbol chosen was copyrighted. She handed out a <u>Montana Medical Services System Graphic Standards Manual</u> so that the Committee could see what the proposed emblem looked like now.

SEN SWYSGOOD inquired after a fiscal note and SEN VAUGHN replied that Drew Dawson had prepared one. Mr. Dawson had estimated the amount of money these plates would make and how much of that would go to the counties and to the state. She had not yet received the official fiscal note.

SEN. MCCLERNAN referred to the collegiate plates and their fee structure. They cost \$22.50 premium over the actual plate fees; \$2.50 of that goes to the cost of the plates themselves, and the remaining \$20.00 goes to a foundation. The intent of the collegiate plates was strictly to make money, and not to aid in identification. He wondered why the cost of these license plates was set at \$10 instead of \$20.

SEN. VAUGHN replied many of these plates are for volunteer people who might not be able to afford the extra expense. The people who asked her to sponsor the bill were hoping to set a fair price.

SEN TVEIT inquired as to the cost of personalized license plates.

Don Roberts answered that they initially cost \$20.00 and then \$10.00 per renewal.

SEN. VAUGHN referred to the fiscal note that was drawn up by Mr. Dawson and told the Committee his proposal in 1994 and 1995 just the emergency medical would take in \$13,064 and \$17,000 respectively. Out of this proposed amount the County General Fund would receive \$1,633 in 1994 and \$1,087 in 1985.

A discussion about the fiscal note between CHAIRMAN WEEDING, Mr. Roberts, Mr. Dawson and Dave Bohyer took place. It was determined Mr. Dawson had prepared only one part of the fiscal note, but that the fiscal note had been requested from the Budget

Office and would finished soon. The Committee would wait for the fiscal note before taking executive action on the bill.

Closing by Sponsor: SEN. VAUGHN reminded the Committee that Mr. Roberts and the Justice Department support SB 56. She had not been aware of the general problem surrounding specialized plates and their costs and she appreciates his supporting this plate.

CHAIRMAN WEEDING expressed the Committee's appreciation of Mr. Roberts' testimony.

Mr Dawson clarified that SB 56 would actually cover only members of either a licensed ambulance service or members of a quick response unit or a non-transport unit. Some EMTs, who are first responders but who are not affiliated with a service or unit would not be covered.

SEN. TVEIT stated that his son and daughter-in-law who are both EMTs are often on the scene before anybody else. It was his opinion that a specialized license plate for EMTs would be good; when the sheriff or highway patrolman pulled up they would not have to ask for identification.

CHAIRMAN WEEDING commented that his wife is also an EMT and would probably avail herself such a license plate if they were available.

SEN. VAUGHN closed by saying she hoped that the Committee would look at SB 56 favorably and give it a do-pass.

EXECUTIVE ACTION ON SENATE BILL 56

Motion: SEN. SWYSGOOD moved to adopt the amendments (Exhibit #1) and the amendment to strike "retired" from all proper areas f the bill.

Vote: Motion to amend CARRIED UNANIMOUSLY

CHAIRMAN WEEDING requested Dave Bohyer review the amendments and make sure that they were proper. He informed the members that they would consider SB 56 in executive session after the fiscal note had been delivered.

CHAIRMAN WEEDING reminded the members about the program the Department of Transportation (DOT) had scheduled for the following day. He stated he had talked to the President of the Senate who had agreed to excuse the Committee from the Senate's session after check-in. He then noted the Department of Transportation's program is optional. If any member would prefer to stay through the floor session, their absence would not be counted as such in the Committee roles.

CHAIRMAN WEEDING then discussed an issue that SEN. HARP had

brought to his attention. The Department of Highways is now officially the Department of Transportation. He mentioned that SEN. VANVALKENBURG had asked him if the Committee would like to change the name of the Committee to reflect that change. He invited comment from the Committee, and said if no strong opinion existed, he would try to conduct and announce meetings as the Highway and Transportation Committee. He hoped that this would address the concerns of the DOT personnel involved with aeronautics and railroad issues, who were worried they would not be represented by a "Highway Committee".

SEN TVEIT asked for legal clarification on this issue. He expressed his opinion that "Transportation" needed to be somewhere in the Committee's title to avoid public confusion. Dave Bohyer informed the Committee that in the Montana Code Annotated, the Department is named "Transportation". No legal constitutional requirement for a Senate committee to be identified by any particular name exists.

SEN. MCCLERNAN added to the discussion by referring to the Acronym of the Committee: "H.A.T." There is currently a television show called "The Hat Squad", and he was not sure he wanted to become known as one of the "hat squad".

CHAIRMAN WEEDING said that with a little practice, he could probably get used to saying "Transportation Committee". The Committee is still on all official documents as the Highways and Transportation Committee.

ADJOURNMENT

Adjournment: 1:43 p.m.

SENATOR CECIL WEEDING, Chair

BETH E. SATRE, Secretary

CW/bes

ROLL CALL

SENATE COMMITTEE HIGHWAYS & TRANSPORTATION DATE Jun. 7, 1993

NAME	PRESENT	ABSENT	EXCUSED
SEN. CEER WEEDING, CHAIR	×		
SEN. BETTY BLUSCI-MAUS, V.CHA	ir ×		
SEN. DARYL TOEWS	\times		
SEN. JOHN HARP		<u> </u>	
SEN. FEANCIS KOEHNKE	∞		
SEN. JACK REA	>		
SEN. LARRY TUEIT	X		
SEN. CHARLES SWYSGOOD	×		
SEN. SPOOK STANG	×	· .	
SEN. MENRY MCCIERNAN	~		
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SENATE HIGHWAYS
EXHIBIT NO. P#/

AMENDMENTS TO SENATE BILL 56 (introduced copy)

DATE January 7, 1993 BILL NO. SB 56

PROPOSED BY ELEANOR VAUGHN, SPONSOR

1. Title, line 5. Following: "AND"
Strike: "AMBULANCE"
Following: "PERSONNEL"

Insert: "OF LICENSED EMERGENCY MEDICAL SERVICES"

2. Page 7, line 3.
Following: "or"
Strike: "ambulance"
Following: "personnel"

Following: "personnel"
Insert: "of licensed emergency medical services"

3. Page 12, line 14.

Following: "of"

Strike: "an ambulance"

Insert: "a licensed emergency medical"

4. Page 12, line 18. Following: "of the"

Strike: "symbol of the star of life"

Insert: "Montana emergency medical services system logo"

5. Page 12, line 19.
Following: "directors"

Insert: ", owner, or director"

6. Page 12, line 20.
Following: "of each"
Strike: "ambulance"

Insert: "emergency medical"

7. Page 12, line 21.

Following: "the"
Strike: "ambulance"

Insert: "emergency medical"

8. Page 12, line 25.

Following: "of"

Strike: "an ambulance"

Insert: "a licensed emergency medical"

9. Page 13, line 3.
Following: "special"
Strike: "ambulance"

Insert: "emergency medical"

10. Page 13, line 13.

Following: "for"

Strike: "ambulance"

Following: "personnel"

Insert: "of emergency medical services"

11. Page 19, line 15.

Following: "or"

Strike: "ambulance"

Following: "personnel"

Insert: "of licensed emergency medical services"

12. Page 25, line 1.

Following: "of"

Strike: "an ambulance"

Insert: "a licensed emergency medical"

13. Page 25, line 5. Following: "of the"

Strike: "symbol of the star of life"

Insert: "Montana emergency medical services system logo"

14. Page 25, line 7. Following: "directors"

Insert: ", owner, or director"
Following: "each"

Strike: "ambulance"

Insert: "emergency medical"

15. Page 25, line 8.

Following: "the"

Strike: "ambulance"

Insert: "emergency medical"

16. Page 25, line 12.

Following: "of"

Strike: "an ambulance"

Insert: "a licensed emergency medical"

17. Page 25, line 15.

Following: "special"

Strike: "ambulance"

Insert: "emergency medical"

18. Page 25, line 25.

Following: "for"

Strike: "ambulance"

Insert: "emergency medical service"

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SENATE BILL 56 Testimony of Drew Dawson

Chairman Weeding and members of the committee. I am Drew Dawson, Chief of the Emergency Medical Services Bureau in the Department of Health and Environmental Sciences.

I am pleased to support Senate Bill 56. Montana is fortunate to have a number of very dedicated emergency medical services personnel working with ground ambulance services, air ambulance services and non-transporting or quick response units. By allowing their identification through a special license plate, Senate Bill 56 recognizes their special contributions and would increase their public visibility and appreciation.

We also support the amendments suggested by Senator Vaughn. I would be pleased to further explain the suggested amendments or to answer any questions.

Thank you for the opportunity to testify.

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SENATE HIGHWAYS EXHIBIT NO. 4 BILL NO. 58 5%

DATE: 01/05/93

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DATE: 01/05/93 DEPARTMENT OF JUSTICE TIME: 15:45 MOTOR VEHICLE DIVISION REPORT: JMVR8240 CURRENTLY REGISTERED VEHICLES NOT LICENSED FOR HWY USE GOUNTY 240%----Stide-IN-SPECIAL-MOBILE-EXEMPT EXEMPT PRIOR 34 31 YR AGE MOTORCYC HIGHWAY MOSILE BOATS CAMPERS EQUIPMENT HOMES 46-- L IBERT-Y 49 PARK 17Ī ŏ 470 420 47 52 Ž 50 GARFIELD Ó 11 11 85 a 11 n SI- JEFFERSON ō . 222 402 10 166 30 81 0-52 WIDAUX 0 3 7 6 ٥ 0 53 COLDEN VALLEY 5 ō Ü ō ō . 67 21 3 0 S4_MINERAL 45 -- 142a. 55 PETKULEUM Ò 0 Z 0 0 19 0 56 LINCOLN 23 0 285 Ω Ω 1,658 139 ST UNKNOWN · 1 £01•£ STATERIUE 1.257 957 98 33 10,020 13+311 +1+108 56 EXPIRED VEHICLES SCINSTATE 62 9,449 5.622 1,017 2+141 45,207 13,048 2+156 3,629 55.316 FOTAL VEHICLES ON FILE . 10.715 6+539 1.115 2 + 505 14,633 58,518 54,156 5,259 55.372

CATE: 01/05/93 TIME: 15:45 REPORT: JMVR32 DEPARTMENT OF JUSTICE MOTOR VEHICLE DIVISION

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3 MUSSELSHELL	2 + 1 3 4	1 + 921	915	. 110	289	0	47	11	
4 BLAINS	2,052	2:023	952	100	512	0	56	24	
5- MADISON	3,407	3.200	1+827	150	572	2	37	· 23	for history and a
6 PCNDERA	3+040	3,398	1+346	174	373	5	32	42	!
7 RICHLAND	5,278	4,753	1,717	330	642	13	36	32	
0- 4 QHEL L	2 . 803	2+262 -	1,107	145	491	4	50.	43	
29 R0323UD	4+617	3+496	1,507	227	797	11	34	52	
O DEER LODGE	4.886	2,539	1.318	191	592	19	111	101	
i- TETON	3.294	3,417	1+346	132	399	o	54	26	•
S STILLHATER	3 4 7 4 4	3.067	1,502	197	601	6	42	20	
3 TREASURE	444	550	217	23	71	1	4	4	
4-5H53IDAN	\$, 550	•	aoa -	- 107	254	3	24.	21	
5 SANJERS	4,494	4,185	1.835	256	393	9	75	20	
NIZAG HTICUL &	1,275	1,019	547	48	165	ž	12	10	
7-DANIELS-		i -23 i-					11		
3 GLACIER	4.376	3.681	1,442	140	759	4	39	95	
7 FALLON	1,591	1.558	712	79	239	i	9	6	
O SHEET GRASS	1+795		700	77	773		20	· · · · · ·	r - F - F - F - S - S - S - S - S - S - S
ACCONE	1,112	1,550	620	61	149	á	- 3	Ā	
2 CARTER	639	876	1 372	10	56	o o	·	,	
- PSTANGACHS-E					232				
4 WHEATLAND	1,030	586	315	50	194	i	. 17	ì	
S PRAIRIE	667	810	279	32	83	ò	14	6	
G-GRANITE-	1,295	125-6		53-					
7 HEAGHER	885	998	510	14	123	ő	11	6	

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PATE: 01/05/43 DEPARTMENT OF JUSTICE TIME: 15:45 MOTOR VEHICLE DIVISION REPORT: JHVR3240 CURRENTLY REGISTERED VEHICLES LICENSED FOR HIGHWAY USE ---- PASSENGER ---AMATEUR TRUCK TRAILER CAR CYCLE PLATE RADIO HANDICAP COLLEGE 48-L-IBERTY 1-098 -1,103... -56 156 2 ----49 PARK 8,043 5,143 2,532 326 17 880 151 34 50 GARFIELD 1+044 606 477 105 11 Û 0 SI-JEFFERSON 4.312 3,120 £50+± 234 577 . 13 59 52 WEBAUX 585 632 202 13 41 0 ٥ 53 GOLDEN VALLEY 400 501 207 13 41 54-MINERAL--------- 203 1,596 1+409-575 34 SS PETROLEUM 259 415 170 11 15 56 LINCOLN 57 UNKNOWN 8.161 3+781 -0 STATEWIDE 415-182 274-512 129-987 20,085 56,283 5,801 7.443 EXPIRED VEHICLES SS STATERIDE 73,224 27,787 100 1,205 376 TOTAL VEHICLES

78,771

795

7,006

7+819

47.877

OATE: 01/05/93 TIME: 15:45

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DEPARTMENT OF JUSTICE MOTOR VEHICLE DIVISION

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LEWIS & CLARK	192		73	-	Z		30		
GALLATIN	67		22		2		14		
FLATHEAD ,	5-5-			- •		£ 65	33		
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DATE: 01/05/93 TIME: 15:46	3				MENT OF . VEHICLE :					PAGE
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STATEWIDE TOTAL VEHICLES ON FILE	1,690	Z65 736	760	30 198	3 59	3+958	. 9 -		That me nut	586,
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DATE 7 Jamacy, 1993		·		
SENATE COMMITTEE ON High	ways of Transportation			
BILLS BEING HEARD TODAY: S	•			
Name	Representing	Bill No.	Check	One
Butch illeden	MSU-Fire School	56	V	
Deon Robertes	mote Veh. D.ri-			
John Connor		78	-	
Waynellayne Stanford)	MT County Atty Assa Representative HD62	56	~	
CONT J. ORR	REP HD-Z	5b	W	
lin Sayles	REP. 4061	56	W	
ROSS HI FITZGERALD	FINE SCHOOL ADV DOYAND	56		
DREW DAWSON	Ems Ruroan Dept Nealth			
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VISITOR REGISTER

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY