

ALASKA STATE LEGISLATURE
SENATE TRANSPORTATION STANDING COMMITTEE

March 8, 2018

1:33 p.m.

MEMBERS PRESENT

Senator Bert Stedman, Chair
Senator Anna MacKinnon
Senator Click Bishop
Senator Dennis Egan

MEMBERS ABSENT

Senator David Wilson

COMMITTEE CALENDAR

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 204 (JUD)

"An Act relating to overtaking and passing certain stationary vehicles."

- MOVED SCS CSHB 204 (TRA) OUT OF COMMITTEE

PREVIOUS COMMITTEE ACTION

BILL: HB 204

SHORT TITLE: OVERTAKING/PASSING ROAD WORK VEHICLES

SPONSOR(S): REPRESENTATIVE(S) KAWASAKI

03/29/17	(H)	READ THE FIRST TIME - REFERRALS
03/29/17	(H)	TRA, JUD
04/06/17	(H)	TRA AT 1:00 PM BARNES 124
04/06/17	(H)	Moved HB 204 Out of Committee
04/06/17	(H)	MINUTE (TRA)
04/07/17	(H)	TRA RPT 2DP 5AM
04/07/17	(H)	DP: KOPP, DRUMMOND
04/07/17	(H)	AM: CLAMAN, SULLIVAN-LEONARD, NEUMAN, WOOL, STUTES
04/13/17	(H)	JUD AT 5:30 PM GRUENBERG 120
04/13/17	(H)	Moved CSHB 204 (JUD) Out of Committee
04/13/17	(H)	MINUTE (JUD)
04/14/17	(H)	JUD RPT CS (JUD) 4DP 3NR
04/14/17	(H)	DP: KOPP, KREISS-TOMKINS, FANSLER, CLAMAN

04/14/17 (H) NR: EASTMAN, LEDOUX, REINBOLD
04/17/17 (H) TRANSMITTED TO (S)
04/17/17 (H) VERSION: CSHB 204 (JUD)
05/01/17 (S) READ THE FIRST TIME - REFERRALS
05/01/17 (S) TRA, JUD
03/01/18 (S) TRA AT 1:30 PM BUTROVICH 205
03/01/18 (S) Heard & Held
03/01/18 (S) MINUTE (TRA)
03/08/18 (S) TRA AT 1:30 PM BUTROVICH 205

WITNESS REGISTER

WILLIAM JODWALIS, Staff
Representative Kawasaki
Alaska State Legislature
Juneau, Alaska

POSITION STATEMENT: Provided a summary of HB 204.

MIKE LESSMAN, Legislative Liaison
Office of the Commissioner
Alaska Department of Transportation and Public Facilities
Juneau, Alaska

POSITION STATEMENT: Testified in support of Amendment 1 for HB 204.

CAPTAIN DAN LOWDEN, Deputy Commander
Division of Alaska State Troopers
Alaska Department of Public Safety
Anchorage, Alaska

POSITION STATEMENT: Announced that the department is not opposed to HB 204.

ACTION NARRATIVE

[1:33:42 PM](#)

CHAIR BERT STEDMAN called the Senate Transportation Standing Committee meeting to order at 1:33 p.m. Present at the call to order were Senators Bishop, MacKinnon, Egan, and Chair Stedman.

HB 204-OVERTAKING/PASSING ROAD WORK VEHICLES

[1:34:02 PM](#)

CHAIR STEDMAN announced the consideration of HB 204.

[1:34:34 PM](#)

WILLIAM JODWALIS, Staff, Representative Kawasaki, Alaska State Legislature, Juneau, Alaska, provided a summary of HB 204 as follows:

House Bill 204 would add, "vehicle in the act of performing maintenance road-service work," to the existing statute; it stipulates that drivers who are approaching certain kinds of stationary vehicles on a roadway must vacate the current lane into the next if applicable and if not, slow down to what is reasonable in consideration of weather and road conditions.

[1:35:15 PM](#)

SENATOR MACKINNON moved Amendment 1.

30-LS0685\J.1

Martin

3/6/18

AMENDMENT 1

OFFERED IN THE SENATE BY SENATOR MACKINNON
TO: CSHB 204 (JUD)

Page 1, lines 5 - 6:

Delete "vehicle in the act of performing maintenance or road service work,"

Page 1, line 8, following "lights":

Insert ", or that approaches a stationary vehicle in the act of performing maintenance or road service work,"

CHAIR STEDMAN objected for discussion purposes.

SENATOR MACKINNON explained that on page 1, lines 5-6, "vehicle in the act of performing maintenance or road service work," is moved to the end of line 8; and on page 1, line 8, ", or that approaches a stationary vehicle in the act of performing maintenance or road service works," is inserted.

She noted that her office met with the bill's sponsor as well as all committee members that are in attendance. She explained that the amendment is in support of the sponsor's work on protecting folks in the right-of-way. She said the legislation does not require flashing lights because an emergency vehicle is not

involved where construction workers are in the roadway, but the intent is to protect the construction workers.

SENATOR MACKINNON disclosed that her office spoke with Don Etheridge, [AFL-CIO lobbyist], who spoke in favor of HB 204; and with the Alaska Department of Transportation and Public Facilities (DOT&PF). She said to her knowledge the amendment is acceptable to all in accomplishing what the sponsor was trying to accomplish.

CHAIR STEDMAN removed his objection to the adoption of the amendment.

[1:36:44 PM](#)

CHAIR STEDMAN announced that Amendment 1 was adopted.

[1:37:15 PM](#)

MIKE LESSMAN, Legislative Liaison, Office of the Commissioner, Alaska Department of Transportation and Public Facilities, Juneau, Alaska, said the department is supportive of Senator MacKinnon's amendment to HB 204.

[1:37:54 PM](#)

CAPTAIN DAN LOWDEN, Deputy Commander, Division of Alaska State Troopers, Alaska Department of Public Safety, Anchorage, Alaska, disclosed that he has not discussed the bill with the commissioner but noted that discussions with the commissioner's office has indicated that the department is not opposed to HB 204. He asserted that the Alaska State Troopers are supportive of making the roadways safe. He opined that the committee's amendment does not change a lot of the department's position on the bill.

[1:38:43 PM](#)

SENATOR MACKINNON moved to report SCS CSHB 204(TRA), version: 30-LS0685\J as amended, from committee with individual recommendations and attached fiscal note.

[1:38:57 PM](#)

CHAIR STEDMAN announced that there being no objection, the motion carried.

[1:39:38 PM](#)

There being no further business to come before the committee, Chair Stedman adjourned the Senate Transportation Committee at 1:39 p.m.