

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: By **CHAIRMAN KIM GILLAN**, on February 13, 2007 at 3:36 P.M., in Room 335 Capitol.

ROLL CALL

Members Present:

Sen. Kim Gillan, Chairman (D)
Sen. John Esp (R)
Sen. Bob Hawks (D)
Sen. Carol C. Juneau (D)
Sen. Rick Laible (R)
Sen. Lynda Moss (D)
Sen. Terry Murphy (R)
Sen. Jerry O'Neil (R)

Members Excused: None.

Members Absent:

Sen. Kelly Gebhardt (R)
Sen. Mitch Tropila (D)
Sen. Carol Williams (D)

Staff Present: Leanne Heisel, Legislative Branch
Marigail Schreiner, Committee Secretary

Audio Committees: These minutes are in outline form only.

They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 299, SB 301, 1/26/2007
Executive Action: SB 167, SB 299, SB 301, SB 102,
SB 103, SB 130

00:00:01 Opening comments by Chairman Gillan

HEARING ON SB 299 AND 301

Opening Statement by Sponsor:

00:00:54 **SEN. LYNDIA MOSS (D), SD 26**, opened the hearing on **SB 299**, Revise laws on historic preservation and cultural tourism.

EXHIBIT(1os32a01)

Proponents' Testimony:

00:02:44 John Bollinger, Lt. Governor. State of Montana

EXHIBIT(1os32a02)

00:03:59 Sen. Esp left

00:06:04 Sen. Tropila arrived

00:07:38 Alec Hansen, Montana League of Cities and Towns

00:09:01 Ed Bartlett, Travel Industry Association of Montana

00:10:17 Chris King, County Commissioner, Petroleum County

00:11:28 Bob McCarthy, Butte County Attorney

00:13:01 Leslie Gilmore, Gallatin Gateway

00:15:31 Stuart Doggett, Montana Innkeeper's Association

00:16:49 Sen. Gebhardt arrived

00:17:13 Amy Sullivan, Executive Director, Montana History Foundation

Opponents' Testimony:

00:18:08 None

Informational Testimony:

00:18:11 Cher Jiusto, Montana Preservation Alliance

EXHIBIT(1os32a03)

Questions from Committee Members and Responses:

00:22:36 Sen. Hawks to Cher Jiusto

00:23:34 Chairman Gillan to Gordon Morris, Lewis and Clark
County

00:27:10 Sen. Gebhardt to Gordon Morris

Closing by Sponsor:

00:28:46 Sen. Moss

00:29:18 Sen. Laible left

00:30:55 Comments by Chairman Gillan

00:32:48 Sen. Hawks provided the committee with information from
the Subcommittee on SB 51 and SB 167.

EXHIBIT (los32a04)

00:36:36 Chairman Gilman

00:37:11 Leanne Heisel explained the proposed amendments to SB
51

00:39:25 Sen. Esp returned

00:44:29 Sen. Hawks

00:45:50 Chairman Gillan to Leanne Heisel

00:46:23 Sen. Gebhardt

00:48:28 Chairman Gillan

EXECUTIVE ACTION ON SB 167

00:48:50 **Motion/Vote: SEN. GEBHARDT moved that SB 167 BE
TABLED. Motion carried unanimously by voice vote.**

00:50:04 Sen. Hawks

00:50:32 Sen. Moss

00:50:56 Sen. Gebhardt to Sen. Moss

00:51:58 Sen. Laible returned

00:54:34 Chairman Gillan

EXECUTIVE ACTION ON SB 299

00:54:54 **Motion/Vote:** SEN. MOSS moved that SB 299 DO PASS.
Motion carried 8-2 by voice vote with SEN. ESP and SEN.
O'NEIL voting no.

EXECUTIVE ACTION ON SB 301

00:55:13 **Motion/Vote:** SEN. LAIBLE moved that SB 301 DO PASS.
Motion carried 8-2 by voice vote with SEN. ESP and SEN.
O'NEIL voting no.

EXECUTIVE ACTION ON SB 102

00:56:59 Leanne Heisel

EXHIBIT(1os32a05)

00:57:43 Sen. Williams arrived

01:03:21 Sen. Gebhardt

01:04:01 **Motion:** SEN. GEBHARDT moved that SB 102 DO PASS.

01:04:17 **Motion:** SEN. GEBHARDT moved that SB 102 BE AMENDED.

Discussion:

01:04:18 Sen. Hawks

01:04:46 Leanne Heisel

01:05:21 Sen. Hawks

01:05:30 Sen. Laible to Leanne Heisel

01:06:20 Chairman Gillan

01:06:42 Leanne Heisel

01:07:00 Sen. Tropila

01:08:15 Sen. Gebhardt

01:09:39 Leanne Heisel

01:10:15 **Vote:** Motion carried unanimously by voice vote.

01:10:59 **Motion/Vote:** SEN. GEBHARDT moved that SB 102 DO PASS
AS AMENDED. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 103

01:11:44 **Motion:** SEN. GEBHARDT moved that SB 103 DO PASS.

EXHIBIT(los32a06)

01:11:52 **Motion:** SEN. GEBHARDT moved that SB 103 BE AMENDED.

Discussion:

01:12:04 Leanne Heisel

01:12:25 Sen. Gebhardt

01:14:44 Sen. Hawks to Sen. Gebhardt

01:15:33 Leanne Heisel

01:16:06 Chairman Gillan

01:16:37 Leanne Heisel

01:16:52 Sen. Gebhardt

01:18:05 Sen. Hawks to Sen. Gebhardt

01:18:55 Leanne Heisel

01:19:17 **Vote:** Motion carried unanimously by voice vote.

01:19:30 **Motion:** SEN. GEBHARDT moved that SB 103 DO PASS AS
AMENDED.

01:19:51 Sen. Esp

EXHIBIT(los32a07)

01:20:36 Sen. Hawks

01:20:43 Sen. Gebhardt

01:20:51 Sen. O'Neil left

01:21:44 **Motion:** SEN. MURPHY moved that SB 103 BE AMENDED.

Discussion:

01:22:04 Sen. Murphy

01:23:29 Leanne Heisel

01:24:41 Sen. Hawks

01:25:54 Sen. Williams

01:26:47 Sen. Gebhardt

01:28:29 Sen. Murphy

01:30:53 Sen. Hawks

01:31:20 Sen. Murphy

01:31:52 **Vote:** Motion carried 7-4 by roll call vote with SEN. GILLAN, SEN. JUNEAU, SEN. MOSS, and SEN. WILLIAMS voting no. SEN. O'NEIL voted aye by proxy.

01:32:48 **Motion:** SEN. GEBHARDT moved that SB 103 DO PASS AS AMENDED.

Discussion:

01:32:58 Chairman Gillan to Alec Hansen

01:34:36 Sen. Gebhardt to Alec Hansen

01:36:00 Sen. Juneau

01:36:17 Sen. Tropila to Sen. Esp

01:37:10 Alec Hansen, League of Cities and Towns

01:37:26 Sen. Tropila to Alec Hansen

01:37:47 Leanne Heisel

01:39:03 Sen. Gebhardt

01:40:14 Sen. Hawks to Leanne Heisel

01:41:21 Harold Blattie,

01:42:16 **Vote: Motion carried 6-5 by voice vote with SEN. ESP, SEN. JUNEAU, SEN. MOSS, SEN. O'NEIL and SEN. WILLIAMS voting no.**

01:43:05 Chairman Gillan

EXECUTIVE ACTION ON SB 130

01:44:37 **Motion: SEN. ESP moved that SB 130 DO PASS.**

Discussion:

01:45:18 Leanne Heisel

EXHIBIT(los32a08)

01:46:15 **Motion: SEN. GEBHARDT moved that SB 130 BE AMENDED.**

Discussion:

01:46:32 Sen. Gebhardt

01:47:53 Sen. Hawks

01:49:15 Sen. Laible

01:49:41 Sen. Tropila

01:51:17 Sen. Laible to Leanne Heisel

01:52:07 Sen. Gebhardt

01:53:15 Sen. Laible

01:54:18 Sen. Esp

01:54:30 Sen. Hawks to Alec Hansen

01:56:53 Sen. Gebhardt

01:57:21 **Vote: Motion carried unanimously. SEN. O'NEIL voted aye by proxy.**

01:57:36 Motion: SEN. GEBHARDT moved that SB 130 DO PASS AS
AMENDED.

Discussion:

01:57:53 Sen. Laible to Linda Stoll

01:58:12 Vote: Motion carried unanimously by voice vote. SEN.
O'NEIL voted aye by proxy.

ADJOURNMENT

Adjournment: 5:37 P.M.

SEN. KIM GILLAN, Chairman

MARIGAIL SCHREINER, Secretary

KG/ms

Additional Exhibits:

EXHIBIT ([los32aad.pdf](#))