

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: By Vice Chairman MacLaren, on January 20, 2009 at 3:00 P.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Betsy Hands, Vice Chairwoman (D)
Rep. Gary MacLaren, Vice Chairman (R)
Rep. Arlene Becker (D)
Rep. Gerald Bennett (R)
Rep. Tom Berry (R)
Rep. Robyn Driscoll (D)
Rep. Bob Ebinger (D)
Rep. Wanda Grinde (D)
Rep. Robin Hamilton (D)
Rep. Pat Ingraham (R)
Rep. Mike Menahan (D)
Rep. Michael More (R)
Rep. Scott Reichner (R)
Rep. Michele Reinhart (D)
Rep. Diane Sands (D)
Rep. Gordon Vance (R)

Members Excused: Rep. Elsie Arntzen, Chairwoman (R)
Rep. Wayne Stahl (R)

Members Absent: None

Staff Present: Katie Butcher, Committee Secretary
Joe Kolman, Legislative Branch

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: HB 156, HB 183, HB 244
Executive Action: HB 61, HB 129

00:00:01 Call to order

HEARING ON HB 244

Opening Statement by Sponsor:

00:01:44 Rep. Duane Ankney (R), HD 43, opened the hearing on
HB 244, Clarify law on absence by county officer.

Proponents' Testimony:

00:04:45 Harold Blattie, Executive Director, Montana Association
of Counties (MACO)

[EXHIBIT\(loh13a01\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:08:07 Rep. Ingraham
00:08:34 Mr. Blattie
00:09:09 Rep. Ebinger
00:09:24 Mr. Blattie
00:09:57 Vice Chairman MacLaren
00:10:09 Rep. Ankney

Closing by Sponsor:

00:10:37 Rep. Ankney

(Rep. Stahl arrived)

HEARING ON HB 183

Opening Statement by Sponsor:

00:11:17 Rep. Dan Villa (D), HD 86, opened the hearing on
HB 183, Restrict land use requirements from being
placed and enacted on final plat.

Proponents' Testimony:

00:12:46 Sen. Dan McGee, SD 29

00:18:38 David Elias

[EXHIBIT\(loh13a02\)](#)

00:24:09 Warren Latvala
00:30:05 Joe Roberts, Montana Association of Registered Land
Surveyors (MARLS)

Opponents' Testimony:

00:32:02 Linda Stoll, Montana Association of Planners, Montana
Association of Clerk and Recorders, Missoula County
00:35:16 John MacDonald, City of Missoula
EXHIBIT (loh13a03)
00:36:46 Susie Browning, Commissioner, Granite County
00:39:50 Harold Blattie, Executive Director, Montana Association
of Counties
00:43:51 Tim Davis, Montana Smart Growth Coalition

Informational Testimony: None

Questions from Committee Members and Responses:

00:45:43 Rep. Ebinger
00:46:17 Mr. Blattie
00:46:36 Rep. Ebinger
00:46:42 Mr. Davis
00:46:46 Rep. Ebinger
00:46:59 Mr. Davis
00:47:46 Rep. Stahl
00:47:57 Mr. Blattie
00:48:05 Rep. Stahl
00:48:21 Mr. Blattie
00:49:02 Rep. Stahl
00:49:33 Mr. Elias
00:50:08 Rep. Stahl
00:50:31 Mr. Elias
00:50:59 Rep. Stahl
00:51:25 Mr. Elias
00:51:55 Rep. Stahl
00:52:44 Mr. Elias
00:53:23 Rep. Stahl
00:53:30 Mr. MacDonald
00:53:38 Rep. Stahl
00:53:46 Mr. MacDonald
00:53:56 Rep. Stahl
00:54:16 Mr. MacDonald
00:54:33 Rep. Stahl
00:55:06 Mr. MacDonald
00:55:25 Rep. Reinhart
00:56:08 Mr. Elias
00:56:37 Rep. Reinhart
00:56:43 Mr. Elias

00:57:57 Rep. Reinhart
00:58:18 Mr. Elias
00:59:03 Rep. Reinhart
00:59:41 Mr. Elias
00:59:50 Rep. Reinhart
01:00:25 Mr. Elias
01:00:56 Rep. Reinhart
01:01:41 Mr. Elias
01:02:56 Rep. Reinhart
01:03:27 Mr. Elias
01:03:48 Rep. Reinhart
01:03:59 Mr. Elias
01:04:18 Rep. Ebinger
01:04:47 Mr. Elias
01:05:27 Rep. More
01:05:56 Mr. Elias
01:06:55 Vice Chair MacLaren
01:07:39 Mr. Elias

(Rep. Arntzen arrived)

Closing by Sponsor:

01:08:29 Rep. Villa

HEARING ON HB 156

Opening Statement by Sponsor:

01:12:25 Rep. JP Pomnichowski (D), HD 63, opened the hearing on
HB 156, Uniform penalty and enforcement for zoning
violations.

Proponents' Testimony:

01:18:45 Harold Blattie, Executive Director, Montana Association
of Counties

EXHIBIT(loh13a04)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:19:52 Rep. Stahl
01:20:06 Mr. Blattie
01:20:31 Rep. Stahl

01:20:45 Mr. Blattie
01:21:30 Rep. Stahl
01:21:40 Mr. Blattie
01:22:03 Rep. Stahl

Closing by Sponsor:

01:22:24 Rep. Pomnichowski

01:24:40 Chairman Arntzen
01:25:09 Rep. Reinhart

EXECUTIVE ACTION ON HB 61

01:26:28 **Motion/Vote:** Rep. Ingraham moved that **HB 61 DO PASS.**
Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 129

01:29:01 **Motion:** Rep. Reinhart moved that **HB 129 DO PASS.**

Discussion:

01:29:10 Rep. Ebinger

01:29:24 **Motion:** Rep. Reinhart moved that **HB 129 BE AMENDED.**
EXHIBIT(loh13a05)

Discussion:

01:30:20 Rep. Reinhart
01:33:38 Vice Chairman MacLaren
01:33:41 Rep. Stahl
01:34:00 Rep. Reinhart
01:34:45 Joe Kolman, Legislative Services Division
01:35:17 Rep. Stahl
01:35:58 Vice Chairman MacLaren
01:36:09 Rep. Stahl
01:36:18 Rep. Reinhart
01:37:48 Rep. Stahl
01:38:14 Mr. Kolman
01:38:40 Lawrence Siroky, Department of Natural Resources (DNRC)
01:39:24 Rep. Stahl
01:39:40 Rep. Arntzen
01:40:29 Vice Chairman MacLaren

01:40:34 Rep. Ebinger
01:40:59 Rep. Arntzen
01:41:45 Rep. Ingraham
01:42:20 Mr. Kolman
01:44:22 Vice Chairman MacLaren
01:44:38 Rep. Arntzen
01:45:09 Vice Chairman MacLaren

01:45:13 **Vote:** Motion carried 15-3 by voice vote with Rep.
Ingraham, Rep. More, and Rep. Vance voting no.

01:45:37 **Motion:** Rep. Reinhart moved that **HB 129 DO PASS AS
AMENDED.**

Discussion:

01:45:56 Rep. Arntzen

01:46:48 Rep. Reinhart withdrew her motion without objection.

ADJOURNMENT

01:47:14 Adjournment

KATIE BUTCHER, Secretary

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Additional Document:

Testimony from Gallatin County Commissioners on HB 183.

Additional Documents:

EXHIBIT ([loh13aad.pdf](#))