

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: By Chairwoman Elsie Arntzen, on January 22, 2009
at 3:00 P.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Elsie Arntzen, Chairwoman (R)
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. Michael More (R)
Rep. Scott Reichner (R)
Rep. Michele Reinhart (D)
Rep. Diane Sands (D)
Rep. Wayne Stahl (R)
Rep. Gordon Vance (R)

Members Excused: Rep. Mike Menahan (D)

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: HB 191, HB 196, HB 231, HB 245
Executive Action: HB 129, HB 196, HB 244, HB 191,
HB 183, HB 245, HB 231

00:00:04 Call to Order

HEARING ON HB 191

Opening Statement by Sponsor:

00:03:24 Rep. Robyn Driscoll (D), HD 51, opened the hearing on
HB 191, Regulate pit bulls -- grandfather clause.

[EXHIBIT\(loh15a01\)](#)

[EXHIBIT\(loh15a02\)](#)

[EXHIBIT\(loh15a03\)](#)

[EXHIBIT\(loh15a04\)](#)

Proponents' Testimony:

00:15:00 Douglas Ruebke, Billings, Montana

[EXHIBIT\(loh15a05\)](#)

00:17:43 Rep. Don Roberts, HD 56, Billings, Montana

00:20:30 Shelly Whittman, Ballantine, Montana

[EXHIBIT\(loh15a06\)](#)

Opponents' Testimony:

00:25:35 Dave Pauli, Montana Animal Care Association

[EXHIBIT\(loh15a07\)](#)

00:30:19 Troy Kechely, Think Dog Consulting, Bozeman, Montana

[EXHIBIT\(loh15a08\)](#)

00:34:00 Bridget Petrucelli, CDC

[EXHIBIT\(loh15a09\)](#)

[EXHIBIT\(loh15a10\)](#)

00:36:58 Chris Storseth

00:39:00 Rep. Menahan

00:39:50 John Hazen

00:43:04 Margaret Duezabou

[EXHIBIT\(loh15a11\)](#)

00:46:43 Gwen Massey, Gallatin County

[EXHIBIT\(loh15a12\)](#)

00:46:56 Sean Wines

[EXHIBIT\(loh15a13\)](#)

00:47:18 Julie Russell, Seattle, Washington

00:47:58 Angie McDunn, Helena, Montana

[EXHIBIT\(loh15a14\)](#)

00:48:16 Christy Dighans

[EXHIBIT\(loh15a15\)](#)

00:48:30 Jessica Barkemeyer

00:48:46 Gina Wiest, Lewis and Clark, Humane Society

[EXHIBIT\(loh15a16\)](#)

00:49:04 Terry Gauthier, Helena, Montana
 00:49:18 Dave Wood
 00:49:31 Susan Browne
EXHIBIT(loh15a17)
 00:49:41 Susan Cecrle
 00:49:58 Dan Hooper
EXHIBIT(loh15a18)
 00:50:20 Shane Gabriel
EXHIBIT(loh15a19)
 00:50:35 Rep. Reinhart
 00:50:52 Lark Pollari, Animal Control Officer, City of Big
 Timber
 00:51:07 Loren Shriner, Missoula, Montana
EXHIBIT(loh15a20)
 00:51:28 Bret Lloid
EXHIBIT(loh15a21)
 00:51:42 David Aubert, Belgrade, Montana
 00:51:54 Jasmine Durnam, Belgrade, Montana
 00:52:29 Heidi Mann, Clancy, Montana
 00:52:52 Justin Marr, Missoula, Montana
EXHIBIT(loh15a22)
 00:53:15 Tiffany Deaton
EXHIBIT(loh15a23)
 00:53:40 Christine Wagner Derenburger, Miles City, Montana
 00:54:05 Kayla Hooey
EXHIBIT(loh15a24)
 00:54:26 Cole Chretien, Three Forks, Montana
 00:54:55 Janet Moritz, Missoula, Montana
 00:55:15 Daniel Alexander Lehuta, Missoula, Montana
 00:55:36 Candace Hamlin, Bozeman, Montana
EXHIBIT(loh15a25)
 00:55:50 Melody Gessele, Philipsburg, Montana
 00:56:17 Robin Layton, Helena, Montana
 00:56:27 Marita McDaniel, Superior, Montana
 00:56:39 Lorinda Niblack, Helena, Montana
 00:57:00 Julie Russell, Seattle, Washington
 00:57:13 Nicole Thompson, Stevensville, Montana
EXHIBIT(loh15a26)
 00:57:34 Catherine McConnell, St. Ignatius, Montana
 00:57:56 Amanda Hodges, Charlo, Montana
 00:58:19 Christine Stiles, Helena, Montana
EXHIBIT(loh15a27)
 00:58:34 Deborah Johnson, Helena, Montana
 00:58:50 Megan Hutchinson, Boulder, Montana
 00:59:08 Amy Holley, Missoula, Montana
 00:59:27 Ann Hudson, Clancy, Montana
 00:59:48 Christina Gallardo, Helena, Montana
 01:00:00 Valerie Hellermann, Helena, Montana
 01:00:18 Kyle Brown, Helena, Montana

01:00:31 Jebb Mammen, Bozeman Montana
01:00:50 Emily Green, Helena, Montana
01:01:10 James Krismer, East Helena, Montana
01:01:31 Sandy Goodwin, Montana City, Montana
01:01:47 Doug and Caroline Bright, Helena, Montana

EXHIBIT(loh15a28)

01:02:12 Cheri Anderson, Lewis and Clark Humane Society
01:02:29 Alex Tyhurst, Helena, Montana
01:02:54 Cyndi Nelson, Helena, Montana
01:03:09 Kevin Spurlock, Helena, Montana
01:03:24 Desaria Martinez, East Helena, Montana
01:03:37 Feline Fennelly
01:03:52 Sandra Severson, Helena, Montana
01:04:08 Misty Severson, Helena, Montana
01:04:18 Sharee Neary, Helena, Montana
01:04:32 Gail Holm, Helena, Montana
01:04:49 Jennell Hazen, Helena, Montana
01:05:03 Brockton Winterrowd
01:05:15 Mike Monaco, Missoula, Montana
01:05:27 Chris Bowman, Missoula, Montana
01:05:40 Anthony Baker, Belgrade, Montana
01:05:50 Ryan Douma, Belgrade, Montana
01:06:00 Betsy Hussey, Helena, Montana
01:06:11 Beau Breneman, Helena, Montana
01:06:26 Sheldon Tighe, Helena, Montana
01:06:38 Amy Jensen, Helena, Montana
01:06:51 Pennie Watts, Helena, Montana
01:07:03 Annette McReynolds, Helena, Montana
01:07:17 Michael F. McReynolds, Helena, Montana
01:07:29 Krystal Baker, Helena, Montana
01:07:44 Jarek Watts, Helena, Montana
01:07:52 Mark McDaniel, Superior, Montana
01:08:09 Don Myers, Huntley, Montana

EXHIBIT(loh15a29)

01:08:33 Melissa Copenhaver, Bozeman, Montana
01:09:02 Tucker Downey, Butte, Montana
01:09:24 Blake Hurtle, Helena, Montana
01:09:41 Erika Phillips, Miles City, Montana
01:09:59 Madeline De Candia, Lolo, Montana
01:10:15 Jordan Erickson, Helena, Montana
01:10:36 Mitsy Gelina, Helena, Montana
01:10:50 Amanda Grewatz, Helena, Montana
01:11:04 John Ross, Helena, Montana
01:11:17 Robin Burns, Helena, Montana
01:11:27 Jenn Ross, Helena, Montana
01:11:39 Shawna Stallings, Helena, Montana
01:11:55 Gina Biggers, Bozeman, Montana
01:12:07 Holly Groff, Missoula, Montana
01:12:22 Samie Jones, Bozeman, Montana

EXHIBIT(loh15a30)

01:12:43 Derek Jones, Belgrade, Montana
01:12:55 Cassandra Rankin, Helena, Montana
01:13:07 Lisa Thomas, Butte, Montana
01:13:18 Joe Stavinoha, Butte, Montana
01:13:32 Jeff Watts, Helena, Montana
01:13:55 Amber Jones, Helena, Montana

Informational Testimony:

01:14:29 Anita Roessmann, Disability Rights Montana
[EXHIBIT\(loh15a31\)](#)

Questions from Committee Members and Responses:

01:15:25 Rep. Reinhart
01:16:00 Joe Kolman, Legislative Services Division
01:16:55 Rep. Sands
01:17:02 Mr. Kolman
01:17:14 Rep. Bennett
01:17:35 Mr. Reubke
01:18:05 Chairman Arntzen
01:18:08 Rep. Reinhart
01:18:22 Rep. Driscoll
01:18:25 Rep. Reinhart
01:18:38 Rep. Driscoll
01:19:10 Chairman Arntzen

Closing by Sponsor:

01:19:23 Rep. Driscoll

01:20:23 Chairman Arntzen

01:20:52 Break
01:28:38 Reconvened

01:29:00 Rep. Sands
01:29:49 Rep. Berry

HEARING ON HB 245

Opening Statement by Sponsor:

01:30:14 Rep. Duane Ankney (R), HD 43, opened the hearing on HB 245, Authorize counties to create compensated absence fund.

Proponents' Testimony:

01:32:41 Sheryl Wood, Montana Association of Counties

01:34:12 Linda Stoll, Missoula County

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:34:51 Rep. Stahl

01:35:08 Ms. Wood

01:35:17 Rep. Stahl

01:35:25 Ms. Wood

01:35:33 Rep. Stahl

01:35:57 Chairwoman Arntzen

01:36:09 Ms. Wood

01:36:59 Chairwoman Arntzen

01:37:09 Ms. Wood

01:37:35 Rep. Reinhart

01:37:42 Ms. Wood

Closing by Sponsor:

01:37:57 Rep. Ankney

HEARING ON HB 196

Opening Statement by Sponsor:

01:38:51 Rep. Bob Ebinger (D), HD 62, opened the hearing on HB 196, Revise percentage required to create RID.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

01:40:47 Rep. Ebinger

HEARING ON HB 231

Opening Statement by Sponsor:

01:41:08 Rep. Bill Glaser (R), HD 44, opened the hearing on HB 231, Revise laws on incorporation of cities and towns.

Proponents' Testimony:

01:46:56 Alec Hansen, Montana League of Cities and Towns

01:50:43 Linda Stoll, Montana Association of Planners

01:51:18 Rep. Robin Hamilton, HD 92, Missoula

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:51:51 Rep. Reinhart

01:52:05 Mr. Hansen

01:53:09 Rep. Ebinger

01:53:30 Mr. Hansen

01:55:08 Rep. Ebinger

01:55:17 Chairwoman Arntzen

01:55:33 Mr. Hansen

01:56:56 Chairwoman Arntzen

01:57:02 Rep. More

01:57:21 Rep. Glaser

Closing by Sponsor:

01:57:33 Rep. Glaser

02:02:24 Chairwoman Arntzen

02:03:35 Break

02:18:42 Reconvene

02:19:37 Mr. Kolman

02:21:43 Chairwoman Arntzen

EXECUTIVE ACTION ON HB 129

02:21:46 **Motion:** Rep. Reinhart moved that **HB 129 DO PASS AS AMENDED.**

Discussion:

02:24:02 Rep. Ingraham

02:25:03 **Vote:** Motion carried 17-1 by voice vote with Rep. More voting no.

EXECUTIVE ACTION ON HB 244

02:25:47 **Motion/Vote:** Rep. MacLaren moved that **HB 244 DO PASS.** Motion carried 17-1 by voice vote with Rep. Stahl voting no.

EXECUTIVE ACTION ON HB 196

02:26:42 **Motion:** Rep. Ebinger moved that **HB 196 DO PASS.**

Discussion:

02:27:12 Mr. Kolman

02:27:18 Rep. Ebinger

02:27:30 Mr. Kolman

02:27:41 **Vote:** Motion failed unanimously by voice vote.

02:27:54 **Motion/Vote:** Rep. Hamilton moved that **HB 196 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 191

02:28:10 **Motion/Vote:** Rep. Driscoll moved that **HB 191 DO PASS.** Motion failed 1-17 by voice vote with Rep. Driscoll voting aye.

02:29:36 Chairwoman Arntzen

02:29:40 Rep. Reinhart

02:30:13 Chairwoman Arntzen

02:30:15 Rep. Reinhart

02:30:25 Chairwoman Arntzen

02:30:32 Rep. Stahl

EXECUTIVE ACTION ON HB 183

02:31:02 **Motion/Vote:** Rep. Reinhart moved that **HB 183 DO PASS.** Motion failed unanimously by voice vote.

02:31:23 **Motion/Vote:** Rep. Reinhart moved that **HB 183 BE TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote.

02:31:49 Rep. Becker

EXECUTIVE ACTION ON HB 191

02:32:19 **Motion/Vote:** Rep. Becker moved that **HB 191 BE TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 245

02:32:50 **Motion/Vote:** Rep. Stahl moved that **HB 245 DO PASS**. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 231

02:33:42 **Motion:** Rep. Stahl moved that **HB 231 DO PASS**.

Discussion:

02:33:55 Rep. Ebinger

02:34:36 Chairwoman Arntzen

02:34:44 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 156

02:34:55 **Motion:** Rep. Stahl moved that **HB 156 DO PASS**.

Discussion:

02:35:23 Chairwoman Arntzen

02:35:59 **Motion:** Rep. Stahl moved that **HB 156 BE AMENDED**.
[EXHIBIT\(loh15a32\)](#)

Discussion:

02:36:12 Mr. Kolman

02:38:20 Rep. Sands

02:38:34 Mr. Kolman
02:39:25 Rep. Hands
02:39:44 Mr. Kolman
02:40:09 Rep. Hands
02:40:42 Rep. Reinhart
02:40:50 Mr. Kolman
02:41:04 Rep. Reinhart
02:42:32 Rep. Hands
02:42:55 Rep. Reinhart
02:43:57 Rep. Stahl
02:45:03 Rep. More
02:45:41 Rep. Stahl
02:46:05 Rep. More
02:46:44 Rep. Stahl
02:47:10 Rep. Reinhart
02:48:04 Rep. More
02:48:20 Rep. Reichner
02:49:13 Rep. Reinhart
02:49:56 Chairwoman Arntzen
02:50:39 Rep. Stahl
02:51:26 Chairwoman Arntzen
02:51:51 Rep. Reinhart
02:52:21 Rep. Menahan
02:53:55 Chairwoman Arntzen
02:54:00 Rep. Hamilton
02:54:05 Chairwoman Arntzen
02:54:07 Rep. Stahl withdrew his motion of do pass on HB 156 and
the amendment without objection.
02:54:25 Chairwoman Arntzen
02:54:29 Rep. Sands
02:54:55 Chairwoman Arntzen

ADJOURNMENT

02:55:09 Adjournment

Katie Butcher, Secretary

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Additional Documents:

Documents handed in by opposition to HB 191

Additional Documents:

EXHIBIT ([loh15aad.pdf](#))