

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION COMMITTEE ON LOCAL GOVERNMENT

Call to Order: CHAIRMAN JOHN ESP, on January 21, 2009 at
3:00 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. John Esp, Chairman (R)
Sen. Jeff Essmann, Vice Chairman (R)
Sen. Gregory D. Barkus (R)
Sen. Ron Erickson (D)
Sen. Kim Gillan (D)
Sen. Verdell Jackson (R)
Sen. Jesse Laslovich (D)
Sen. Bruce Tutvedt (R)

Members Excused: None.

Members Absent: Sen. Steven Gallus (D)

Staff Present: Leanne Heisel, Legislative Branch
Debra Polhemus, 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 17, 1/13/2009; SB 215, 1/13/2009

Executive Action: SB 17 TABLED; SB 215 DO PASS
SB 57 BE AMENDED

00:00:56 Chairman Esp

EXHIBIT(los14a01)

Referring to SB 8 heard in committee on January 14, 2009

HEARING ON SB 215

Opening Statement by Sponsor:

00:01:27 **SEN. DONALD STEINBEISSER (R), SD 19**, opened the hearing on **SB 215**, Revise reference to county share of county attorney pay.

Proponents' Testimony:

00:02:37 Larry Fasbender, Deputy Director, Department of Justice (DOJ)

00:03:46 L. Harold Blattie, Executive Director, Montana Association of Counties (MACo)

00:04:14 Kathy McGowan, Mountain County Attorneys Association

00:04:50 Gary Amestoy, representing Richland County Economic Development

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:05:30 Sen. Steinbeisser

HEARING ON SB 17

Opening Statement by Sponsor:

00:07:02 **SEN. GARY PERRY (R), SD 35**, opened the hearing on **SB 17**, Require public water and sewer systems for certain subdivisions.

Proponents' Testimony:

00:10:48 Steve Kilbreath, Montana Subdivision Supervisor, Department of Environmental Quality (DEQ)

00:13:30 Krista Lee Evans, representing Gallatin County Agricultural Irrigators (AGAI)

00:14:08 James E. Rokosch, Ravalli County Commissioner

Opponents' Testimony:

00:18:34 Glenn Oppel, Government Affairs Director, Montana
Association of Realtors (MAR)

EXHIBIT(los14a02)

00:21:15 Former U. S. Representative Rick Hill, representing
Montana Building Industry Association (MBIA)

EXHIBIT(los14a03)

00:24:15 Ronda Wiggers, representing Montana Water Well Drillers
Association

00:27:30 Tim Davis, Montana Smart Growth Coalition

00:27:43 Jon Bennion, Montana Chamber of Commerce

00:28:07 Ray H. Center, Rocky Mountain Engineers, P.L.L.C.,
Bozeman

EXHIBIT(los14a04)

Informational Testimony:

00:29:37 Jan Langel, Operations Manager, Water Resources
Division, Department of Natural Resources and
Conservation (DNRC)

Questions from Committee Members and Responses:

00:30:06 Sen. Essmann

00:30:42 Steve Kilbreath, DEQ

00:31:03 Sen. Barkus

00:31:10 James Rokosch

00:32:56 Sen. Gillan

00:33:33 Sen. Perry

Closing by Sponsor:

00:33:45 Sen. Perry

00:36:34 Recess

00:38:01 Reconvene

EXECUTIVE ACTION ON SB 57

00:38:37 **Motion:** Sen. Gillan moved that **SB 57 DO PASS.**

Discussion:

00:38:57 Sen. Gillan
00:41:23 Hope Stockwell, Research Analyst, Legislative Services
Division (LSD)

00:41:51 **Motion:** Sen. Gillan moved that **SB 57 BE AMENDED.**
EXHIBIT(los14a05)

Discussion:

00:45:07 Chairman Esp
00:45:19 Hope Stockwell, LSD
00:46:00 Sen. Essmann
00:46:21 Hope Stockwell, LSD
00:48:23 Sen. Essmann
00:49:08 L. Harold Blattie, MACo
00:52:30 Sen. Tutvedt
00:52:46 L. Harold Blattie, MACo
00:53:56 Sen. Barkus
00:54:13 L. Harold Blattie, MACo

00:55:42 **Vote:** Motion carried unanimously by voice vote with
Sen. Gallus voting by proxy.

00:56:16 **Motion:** Sen. Gillan moved that **SB 57 DO PASS AS**
AMENDED.

Discussion:

00:56:23 Sen. Gillan
00:57:23 Chairman Esp
00:57:47 Sen. Gillan
00:58:03 L. Harold Blattie, MACo

EXHIBIT(los14a06)

01:03:59 Chairman Esp
01:05:00 L. Harold Blattie, MACo
01:05:54 Chairman Esp
01:07:26 Sen. Gillan
01:08:38 L. Harold Blattie
01:09:38 Hope Stockwell, LSD
01:09:58 Sen. Gillan
01:10:36 Hopewell Stockwell, LSD
01:11:12 Chairman Esp
01:11:40 L. Harold Blattie, LSD
01:12:50 Chairman Esp

01:14:23 Without objection from the committee Sen. Gillan
withdrew her motion do pass as amended.

Further Discussion on SB 57 and SB 58:

01:15:08 Hope Stockwell

01:15:36 Sen. Gillan

01:16:11 Chairman Esp

EXHIBIT(los14a07)

01:16:23 Sen. Gillan

EXECUTIVE ACTION ON SB 17

01:17:08 **Motion/Vote:** Sen. Barkus moved that **SB 17 BE TABLED**.
Motion carried 8-1 by voice vote with Sen. Gillan
voting no and Sen. Gallus voting by proxy.

EXECUTIVE ACTION ON SB 215

01:17:48 **Motion/Vote:** Sen. Erickson moved that **SB 215 DO PASS**.
Motion carried unanimously by voice vote with Sen.
Gallus voting by proxy.

Committee Business:

01:18:48 Sen. Erickson, SB 9

EXHIBIT(los14a08)

01:18:59 Sen. Erickson

01:20:40 Chairman Esp

ADJOURNMENT

Adjournment: 4:30 P.M.

DEBRA POLHEMUS, Secretary

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Additional Documents:

EXHIBIT ([los14aad.pdf](#))