

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: Chair Gary MacLaren, on March 22, 2011 at 3:00 PM, in Room 172
Capitol

ROLL CALL

Members Present:

Rep. Gary MacLaren, Chair (R)
Rep. Michael (Mike) More, Vice Chair (R)
Rep. Michele Reinhart, Vice Chair (D)
Rep. Dick Barrett (D)
Rep. Bryce Bennett (D)
Rep. Tom Berry (R)
Rep. Edward Greef (R)
Rep. Pat Ingraham (R)
Rep. James Knox (R)
Rep. Steve Lavin (R)
Rep. Sue Malek (D)
Rep. Mary McNally (D)
Rep. Jerry O'Neil (R)
Rep. Derek Skees (R)
Rep. Wayne Stahl (R)
Rep. Gordon Vance (R)

Members Excused: Rep. Liz Bangerter (R), Rep. Kris Hansen (R), Rep. Matthew M.
Rosendale Sr (R), Rep. Kathy Swanson (D)

Members Absent: None

Staff Present: Helen Thigpen, Legislative Branch
Phoebe Williams, 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:

Executive Action: SB 91; SB 108; SB 180; SB 183; SB 222; SB 236; SB 248; SB 275; SB 173;
SB 117; SB 191

EXECUTIVE ACTION ON SB 91

00:02:57 **Motion:** Rep. More moved that **HR 91 BE CONCURRED IN.**

Discussion:

00:03:07 Helen Thigpen

00:03:51 **Vote:** Motion carried unanimously by voice vote. Rep. Bangerter, Rep. Hansen, Rep. Stahl, Rep. Rosendale and Rep. Swanson voted by proxy. Rep. McNiven will carry the bill.

EXECUTIVE ACTION ON SB 108

00:04:18 Helen Thigpen

00:05:07 **Motion:** Rep. More moved that **SB 108 BE CONCURRED IN.**

Discussion:

00:05:17 Helen Thigpen

00:06:21 Rep. Hansen

00:07:14 Rep. MacLaren

00:07:28 **Motion:** Rep. Hansen moved that **SB 108 BE AMENDED.**

[**EXHIBIT**](#)(loh64a01)

00:07:51 Rep. Reinhart

00:08:01 Rep. MacLaren

00:08:10 **Vote:** Motion carried unanimously by voice vote. Rep. Bangerter, Rep. Stahl, Rep. Rosendale, and Rep. Swanson voted by proxy.

00:08:27 **Motion:** Rep. More moved that **SB 108 BE CONCURRED IN AS AMENDED.**

00:08:48 **Motion:** Rep. Reinhart moved that **SB 108 BE AMENDED.**

[**EXHIBIT**](#)(loh64a02)

Discussion:

00:09:37 Rep. Moore

00:09:40 Rep. Bangerter joined meeting

00:10:18 **Vote:** Motion failed 7-13 by roll call vote with Rep. Barrett, Rep. Bennett, Rep. MacLaren, Rep. Malek, Rep. McNally, Rep. Reinhart and Rep. Swanson voting aye. Rep. Rosendale, Rep. Stahl and Rep. Swanson voted by proxy.

00:11:41 Rep. MacLaren

00:11:46 **Vote:** Motion carried 14-6 by voice vote with Rep. Barrett, Rep. Bennett, Rep. McNally, Rep. Malek, Rep. Reinhart and Rep. Swanson voting no. Rep. Rosendale, Rep. Stahl and Rep. Swanson voted by proxy. Rep. Vance will carry the bill.

EXECUTIVE ACTION ON SB 180

00:13:12 Rep. Stahl joined meeting
00:13:13 Helen Thigpen

00:13:38 **Motion/Vote:** Rep. More moved that **SB 180 BE CONCURRED IN**. Motion carried 19-1 by voice vote with Rep. Malek voting no. Rep. Rosendale, Rep. Stahl and Rep. Swanson voted by proxy. Rep. Lavin will carry the bill.

EXECUTIVE ACTION ON SB 183

00:15:32 **Motion:** Rep. More moved that **SB 183 BE CONCURRED IN**.

Discussion:

00:15:38 Helen Thigpen
00:16:41 Rep. Moore
00:17:23 Rep. Reinhart

00:18:51 **Vote:** Motion carried 12-8 by roll call vote with Rep. Barrett, Rep. Bennett, Rep. MacLaren, Rep. Malek, Rep. McNally, Rep. O'Neil, Rep. Reinhart and Rep. Swanson voting no. Rep. Rosendale and Rep. Swanson voted by proxy. Rep. More will carry the bill.

EXECUTIVE ACTION ON SB 191

00:20:42 Helen Thigpen
00:21:17 Rep. MacLaren

00:21:22 **Motion:** Rep. More moved that **SB 191 BE CONCURRED IN**.

Discussion:

00:21:28 Rep. Knox
00:21:59 Rep. Barrett
00:22:59 Rep. Bennett
00:23:49 Rep. Malek
00:24:30 Rep. Lavin
00:24:49 Rep. MacLaren
00:25:19 Rep. Reinhart

00:26:43 **Vote:** Motion failed 6-14 by roll call vote with Rep. Barrett, Rep. Bennett, Rep. Malek, Rep. McNally, Rep. Reinhart and Rep. Swanson voting aye. Rep. Berry, Rep. Rosendale and Rep. Swanson voted by proxy.

00:27:52 **Motion/Vote:** Rep. Bangerter moved that **SB 191 BE TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 222

00:28:51 Helen Thigpen

00:29:49 **Motion:** Rep. More moved that **SB 222 BE CONCURRED IN.**

00:29:57 **Motion:** Rep. Di. Barrett moved that **SB 222 BE AMENDED.**

EXHIBIT(loh64a03)

Discussion:

00:31:00 Rep Berry

00:31:35 Rep Knox

00:31:55 Rep Bennett

00:32:12 Rep Barrett

00:32:42 Rep Skees

00:33:02 Rep Reinhart

00:33:21 Rep Malek

00:33:42 **Vote:** Motion failed 10-10 by roll call vote with Rep. Bangerter, Rep. Barrett, Rep. Bennett, Rep. Greef, Rep. Hansen, Rep. Malek, Rep. McNally, Rep. O'Neil, Rep. Reinhart and Rep. Swanson voting aye. Rep. Rosendale and Rep. Swanson voted by proxy.

00:35:31 Rep. Berry

00:34:55 **Motion/Vote:** Rep. Reinhart moved that **SB 222 BE AMENDED.** Motion carried unanimously by voice vote of those present and voting.

EXHIBIT(loh64a04)

00:35:59 **Motion/Vote:** Rep. More moved that **SB 222 BE CONCURRED IN AS AMENDED.** Motion carried 19-1 by voice vote with Rep. O'Neil voting no. Rep. Rosendale and Rep. Swanson voted by proxy. Rep. Knox will carry the bill.

EXECUTIVE ACTION ON SB 236

00:37:01 Helen Thigpen

00:38:18 **Motion:** Rep. More moved that **SB 236 BE CONCURRED IN.**

00:38:25 **Motion:** Rep. More moved that **SB 236 BE AMENDED.**

EXHIBIT(loh64a05)

Discussion:

00:39:40 Rep. Reinhart

00:40:02 Rep. Moore

00:40:31 Rep. Reinhart

00:40:37 Rep. Moore

00:40:51 Helen Thigpen

00:41:46 Rep. Barrett

00:41:54 Rep. Bangerter

00:42:07 Rep. Moore

00:43:11 Rep. Barrett
00:44:16 Rep. Moore
00:45:11 Rep. Barrett
00:45:22 Rep. Moore

00:45:39 Rep. More withdrew his motion.

00:45:54 Rep. MacLaren

00:46:05 **Vote:** Motion carried 14-6 by roll call vote with Rep. Barrett, Rep. Bennett, Rep. Malek, Rep. McNally, Rep. Reinhart and Rep. Swanson voting no. Rep. Bangerter, Rep. Rosendale and Rep. Swanson voted by proxy. Rep. Blasdel will carry the bill.

EXECUTIVE ACTION ON SB 248

00:47:32 Helen Thigpen

00:48:05 **Motion/Vote:** Rep. More moved that **SB 248 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Bangerter, Rep. Rosendale and Rep. Swanson voted by proxy. Rep. Ingraham will carry the bill.

EXECUTIVE ACTION ON SB 275

00:48:47 Helen Thigpen

00:49:22 **Motion/Vote:** Rep. More moved that **SB 275 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Bangerter, Rep. Rosendale and Rep. Swanson voted by proxy. Rep. MacLaren will carry the bill.

EXECUTIVE ACTION ON SB 173

00:50:34 Helen Thigpen

00:51:40 **Motion:** Rep. More moved that **SB 173 BE CONCURRED IN**.

Discussion:

00:51:49 Rep. Reinhart
00:56:17 Rep. Skees
00:56:31 Rep. Reinhart
00:57:45 Rep. Skees
01:01:41 Rep. Barrett
01:03:59 Rep. Moore
01:04:38 Mark Staples
01:05:24 Rep. O'Neil
01:05:47 Rep. Berry
01:06:20 Rep. Skees
01:06:59 Rep. Barrett
01:08:04 Rep. Skees

01:09:10 **Motion:** Rep. Hansen moved that **SB 173 BE AMENDED.**

EXHIBIT(loh64a06)

Discussion:

01:10:48 Rep. Barrett
01:11:27 Rep. Maclaren
01:11:33 Helen Thigpen
01:12:14 Rep. Skees
01:12:20 Rep. Knox
01:12:35 Rep. Reinhart
01:14:44 Rep. Maclaren

01:15:12 **Vote:** Motion carried 16-4 by roll call vote with Rep. Knox, Rep. Rosendale, Rep. Stahl and Rep. Vance voting no. Rep. Berry and Rep. Swanson voted by proxy.

01:16:21 **Motion:** Rep. More moved that **SB 173 BE CONCURRED IN AS AMENDED.**

Discussion:

01:16:30 Rep. Skees
01:16:46 Helen Thigpen
01:17:19 Rep. Hansen
01:17:23 Rep. MacLaren

01:17:57 **Vote:** Motion carried 13-7 by roll call vote with Rep. Barrett, Rep. Bennett, Rep. Berry, Rep. Malek, Rep. McNally, Rep. Reinhart and Rep. Swanson voting no. Rep. Berry, Rep. Rosendale and Rep. Swanson voted by proxy. Rep. Blasdel will carry the bill.

EXECUTIVE ACTION ON SB 117

01:19:36 Rep. McNally
01:20:05 Rep. MacLaren
01:20:19 Rep. O'Neil

01:20:53 Helen Thigpen

01:24:12 **Motion:** Rep. More moved that **SB 117 BE CONCURRED IN.**

01:24:27 **Motion:** Rep. Skees moved that **SB 117 BE AMENDED.**

EXHIBIT(loh64a07)

Discussion:

01:25:34 Rep. Stahl
01:26:53 Rep. Barrett
01:27:45 Rep. Reinhart

01:28:26 Rep Skees withdrew his motion to amend.

01:29:18 **Motion/Vote:** Rep. Hansen moved that **SB 117 BE AMENDED**. Motion carried unanimously by voice vote of those present and voting.

EXHIBIT(loh64a08)

01:29:52 **Motion:** Rep. More moved that **SB 117 BE CONCURRED IN AS AMENDED**.

01:29:53 Rep. Rosendale joined the meeting.

Discussion:

01:30:02 Rep. Barrett
01:32:19 Rep. McNally
01:33:49 Rep. MacLaren
01:34:08 Rep. Stahl
01:36:32 Rep. Moore
01:38:46 Rep. Barrett
01:40:20 Rep. Reinhart
01:42:51 Rep. Stahl
01:44:42 Rep. Berry
01:46:37 Rep. Ingraham
01:48:47 Rep. Greef
01:50:24 Rep. Stahl
01:53:08 Rep. Greef
01:53:25 Rep. Stahl
01:53:33 Rep. Vance
01:53:42 Rep. Skees
01:56:17 Rep. MacLaren

01:56:29 **Vote:** Motion failed 7-13 by roll call vote with Rep. Knox, Rep. Lavin, Rep. More, Rep. O'Neil, Rep. Rosendale, Rep. Skees and Rep. Vance voting aye. Rep. Swanson voted by proxy.

01:57:33 **Motion/Vote:** Rep. Hansen moved that **SB 117 BE TABLED AND THE VOTE REVERSED**. Motion carried 19-1 by voice vote with Rep. More voting no.

01:57:59 Rep. MacLaren
01:58:14 Rep. Hansen

01:58:37 Rep. Hansen moved that **A STUDY RESOLUTION THAT ADDRESSES FIRE FIGHTER BENEFITS BE DRAFTED**.

01:59:02 Rep. Reinhart
01:59:18 Rep. Hansen

02:00:00 **Vote:** Motion carried 19-1 by voice vote with Rep. Bennett voting no.

02:00:27 Rep. MacLaren
02:01:10 Rep. Barrett
02:01:21 Rep. Reinhart
02:02:24 Rep. MacLaren

02:02:31 **Motion/Vote:** Rep. Reinhart moved that **A STUDY RESOLUTION THAT ADDRESSES SUBDIVISION EXEMPTIONS BE DRAFTED.** Motion carried by voice vote with Rep. Knox, Rep. Bennett, Rep. Skees, Rep Berry, and Rep. O'Neil voting no.

02:03:34 Rep. O'Neil

02:04:53 Rep. MacLaren

ADJOURNMENT

Adjournment: 02:05:05

Phoebe Williams, Secretary

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Additional Documents:

EXHIBIT([loh64aad.pdf](#))