

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON LOCAL GOVERNMENT

**Call to Order:** Chair Liz Bangerter, on January 31, 2013 at 3:00 PM, in Room 172  
Capitol

#### ROLL CALL

**Members Present:**

Rep. Liz Bangerter, Chair (R)  
Rep. Steve Fitzpatrick, Vice Chair (R)  
Rep. Kathy Swanson, Vice Chair (D)  
Rep. Tom Berry (R)  
Rep. Clarena Brockie (D)  
Rep. Amanda Curtis (D)  
Rep. Roger A. Hagan (R)  
Rep. Pat Ingraham (R)  
Rep. Steve Lavin (R)  
Rep. Mary McNally (D)  
Rep. David (Doc) Moore (R)  
Rep. Jerry O'Neil (R)  
Rep. Casey Schreiner (D)  
Rep. Nicholas Schwaderer (R)  
Rep. Tom Steenberg (D)  
Rep. Nancy Wilson (D)  
Rep. Daniel Zolnikov (R)

**Members Excused:** Rep. Jonathan McNiven (R)

**Members Absent:** None

**Staff Present:** Ginger Aldrich, Legislative Branch  
Sally Speer, 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: HB 314, 1/28/2013  
Executive Action: HB 231, HB 258, HB 246

00:15:00 Chair Bangerter

**EXECUTIVE ACTION ON HB 231**

00:15:40 **Motion:** Rep. Fitzpatrick moved that **HB 231 DO PASS.**

00:15:56 **Motion:** Rep. Berry moved that **HB 231 BE AMENDED.**  
**EXHIBIT(lah21a01)**

**Discussion:**

**EXHIBIT(lah21a02)**

00:17:01 Rep. Berry

00:17:04 Chair Bangerter

00:17:07 Rep. Berry

00:17:20 Rep. O'Neil

00:17:57 Rep. Berry

00:18:04 **Vote:** Motion carried unanimously by voice vote. Rep. McNiven voted by proxy.

00:18:26 **Motion:** Rep. Fitzpatrick moved that **HB 231 DO PASS AS AMENDED.**

**Discussion:**

00:18:45 Rep. Wilson

00:18:56 Chair Bangerter

00:19:00 Rep. Hagan

00:21:30 Rep. McNiven entered the meeting.

00:22:40 Chair Bangerter

00:22:44 Rep. Ingraham

00:25:28 chair Bangerter

00:25:36 Rep. McNally

00:26:30 Rep Moore

00:26:52 Rep. Brockie

00:27:17 Chair Bangerter

00:27:22 **Vote:** Motion failed 2-16 by voice vote with Rep. Hagan and Rep. O'Neil voting aye.

00:28:06 **Motion/Vote:** Rep. Fitzpatrick moved that **HB 231 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 258**

**EXHIBIT(lah21a03)**

00:28:35 **Motion:** Rep. Fitzpatrick moved that **HB 258 DO PASS.**

**Discussion:**

00:28:56 Rep. Bangerter

00:29:00 Rep. Ingraham

00:29:20 Chair Bangerter

00:29:35 Rep. Berry

00:30:13 Chair Bangerter  
 00:30:17 Rep. McNiven  
 00:31:00 Chair Bangerter  
 00:31:07 Rep. Swanson

00:31:14 **Vote:** Motion carried 16-2 by voice vote with Rep. O'Neil and Rep. Schwaderer voting no.

#### **EXECUTIVE ACTION ON HB 246**

00:31:38 **Motion/Vote:** Rep. Fitzpatrick moved that **HB 246 DO PASS**. Motion failed 3-15 by voice vote with Rep. O'Neil, Rep. Schwaderer and Rep. Zolnikov voting aye.

00:32:25 Chair Bangerter

00:33:15 **Motion/Vote:** Rep. Fitzpatrick moved that **HB 246 BE TABLED AND THE VOTE REVERSED**. Motion carried 17-1 by voice vote with Rep. Zolnikov voting no.

00:37:38 Recessed.  
 00:46:00 Reconvened.

00:46:15 Chair Bangerter  
 00:46:18 Rep. Lavin not in the meeting.

#### **HEARING ON HB 314**

##### **Opening Statement by Sponsor:**

00:46:28 Rep. Doug Kary (R), HD 48, opened the hearing on HB 314, Revising special district laws.

##### **Proponents' Testimony:**

00:48:35 Harold Blattie, Executive Director, Montana Association of Counties (MACo)  
 00:52:50 Chair Bangerter

##### **Opponents' Testimony:**

00:53:00 Chair Bangerter  
 00:53:02 Ed Bartlett, City of Billings  
 00:58:27 Chair Bangerter  
 00:58:32 Kate Cholewa, City of Missoula  
 01:00:18 Chair Bangerter  
 01:00:28 Alec Hansen, Montana League of Cities and Towns (MLCT)  
 01:03:04 Rep. Brockie left the meeting.  
 01:04:57 Chair Bangerter

**Informational Testimony:** none

##### **Questions from Committee Members and Responses:**

01:05:10 Rep. McNally  
 01:05:16 Rep. Kary  
 01:05:36 Rep. McNally

01:05:42 Rep. Kary  
01:07:06 Chair Bangerter  
01:07:10 Rep. McNally  
01:07:29 Rep. Kary  
01:08:41 Chair Bangerter  
01:08:45 Rep. McNiven  
01:09:08 Rep. Kary  
01:09:14 Rep. Ingraham  
01:09:24 Rep. Kary  
01:09:46 Chair Bangerter  
01:09:50 Mr. Blattie, MACo  
01:09:56 Rep. Ingraham  
01:10:26 Mr. Blattie, MACo  
01:11:41 Chair Bangerter  
01:11:45 Rep. Moore  
01:11:49 Mr. Kary  
01:11:52 Rep. Moore  
01:12:46 Rep. Kary  
01:13:26 Rep. Moore  
01:13:29 Mr. Blattie, MACo  
01:14:13 Chair Bangerter  
01:14:17 Rep. McNiven  
01:14:27 Mr. Bartlett, City of Billings  
01:15:02 Rep. McNiven  
01:15:06 Mr. Bartlett, City of Billings  
01:16:39 Rep. McNiven  
01:17:14 Mr. Bartlett, City of Billings  
01:18:04 Rep. McNiven  
01:18:06 Chair Bangerter  
01:18:10 Rep. Zolnikov  
01:18:42 Rep. Kary  
01:19:36 Rep. Zolnikov  
01:19:56 Rep. Kary  
01:20:06 Rep. Wilson  
01:20:19 Mr. Bartlett, City of Billings  
01:21:00 Rep. Wilson  
01:21:22 Mr. Bartlett, City of Billings  
01:22:10 Chair Bangerter  
01:22:15 Rep. Steenberg  
01:22:57 Mr. Bartlett, City of Billings  
01:23:27 Chair Bangerter  
01:23:32 Rep. Steenberg  
01:25:16 Chair Bangerter  
01:25:20 Rep. McNally  
01:25:49 Mr. Hansen, MLCT  
01:28:37 Chair Bangerter  
01:28:41 Rep. Schwaderer  
01:28:57 Mr. Bartlett, City of Billings  
01:29:01 Rep. Schwaderer  
01:29:33 Mr. Bartlett, City of Billings

01:32:13 Rep. Schwaderer  
01:33:01 Mr. Bartlett, City of Billings  
01:34:20 Rep. Schwaderer

**Closing by Sponsor:**

01:34:38 Rep. Kary  
  
01:36:58 Chair Bangerter

**ADJOURNMENT**

Adjournment: 01:37:52

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Sally Speer, Secretary

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Additional Documents:

**EXHIBIT([loh21aad.pdf](#))**