

## MINUTES

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

#### COMMITTEE ON LOCAL GOVERNMENT

**Call to Order:** Chair Liz Bangerter, on February 7, 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. Jonathan McNiven (R)  
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)

**Members Excused:** Rep. Daniel Zolnikov (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: SB 41, 2/1/2013 HB 349, 2/4/2013  
Executive Action: HB 314

00:29:21 Chair Bangerter

**EXECUTIVE ACTION ON HB 314**

00:30:33 **Motion:** Rep. Fitzpatrick moved that **HB 314 DO PASS.**

00:30:49 **Motion:** Rep. Bangerter moved that **HB 314 BE AMENDED.**  
**EXHIBIT(loh27b01)**

**Discussion:**

00:31:27 Rep. Hagan  
00:31:30 Ginger Aldrich, LSD  
00:32:16 Chair Bangerter  
00:32:20 Rep. Hagan  
00:34:08 Chair Bangerter  
00:34:11 Rep. Wilson  
00:35:21 Rep. Hagan  
00:35:32 Chair Bangerter  
00:35:37 Rep. Hagan

00:36:44 **Motion/Vote:** Rep. Bangerter moved that **HB 314 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Zolnikov voted by proxy.

00:37:43 Rep. Wilson  
00:37:48 Chair Bangerter

00:38:46 **Motion:** Rep. Wilson moved that **HB 314 BE AMENDED.**

00:40:36 Chair Bangerter  
00:40:40 Rep. Ingraham  
00:41:18 Chair Bangerter  
00:41:29 Rep. O'Neil  
00:41:41 Ms. Aldrich, LSD  
00:41:58 Rep. O'Neil  
00:42:20 Ms. Aldrich, LSD  
00:42:29 Rep. Schreiner  
00:42:50 Chair Bangerter  
00:42:54 Rep. Moore  
00:43:15 Rep. McNally  
00:43:48 Chair Bangerter

00:43:57 Rep. Wilson **WITHDREW MOTION HB 314 BE AMENDED.**

00:44:20 Chair Bangerter  
00:44:27 Rep. Hagan  
00:44:39 Ms. Aldrich, LSD  
00:45:24 Chair Bangerter

**HEARING ON HB 349****Opening Statement by Sponsor:**

00:45:48 Rep. Galen Hollenbaugh (D), HD 81, opened the hearing on HB 349, Provide for state reimbursing counties for legislative referenda ballot costs.

**Proponents' Testimony:**

00:46:16 Linda McCulloch, Secretary of State, State of Montana (SOS)

**EXHIBIT(loh27b02)**

00:49:38 Chair Bangerter

00:50:18 Maureen Connors, Montana Association of Counties (MACo)

00:50:28 J. C. Weingartner, Montana Education Association/Montana Federation of Teachers (MEA/MFT)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:51:10 Rep. Ingraham  
00:51:53 Sec. McCulloch, SOS  
00:52:01 Rep. Bangerter  
00:52:05 Rep. McNiven  
00:52:53 Sec. McCulloch, SOS  
00:53:46 Rep. Bangerter  
00:53:50 Rep. Lavin  
00:54:21 Rep. Hollenbaugh  
00:55:19 Rep. Lavin  
00:55:49 Rep. Hollenbaugh  
00:56:00 Rep. Bangerter  
00:56:03 Rep. Fitzpatrick  
00:56:14 Sec. McCulloch, SOS  
00:56:32 Rep. Zolnikov entered the meeting.  
00:56:43 Rep. Fitzpatrick  
00:56:51 Sec. McCulloch, SOS  
00:57:00 Rep. Fitzpatrick  
00:57:39 Sec. McCulloch  
00:58:04 Chair Bangerter  
00:58:10 Rep. Moore

**Closing by Sponsor:**

00:58:16 Rep. Hollenbaugh

00:59:34 Chair Bangerter

01:00:01 Recessed.

01:12:00 Reconvened.

**HEARING ON SB 41**

01:12:04 Chair Bangerter

**Opening Statement by Sponsor:**

01:12:25 Sen. Edward Buttrey (R), SD 13, opened the hearing on SB 41, Prohibiting consideration of future subdivision impact.

01:14:30 Chair Bangerter

**Proponents' Testimony :**

01:14:40 Amy Fisher, Montana Association of Realtors (MAR)

01:16:25 Dustin Stewart, Montana Building Industry Association (MBIA)

01:19:40 Joe Roberts, Montana Association of Registered Land Surveyors (MARLS)

01:21:16 Tara DePuy, MACo

**Opponents' Testimony:**

01:23:35 Cassie Perkins, Montana Smart Growth Coalition (MSGC)

01:26:37 Ann Hedges, Montana Environmental Information Center (MEIC)

01:28:36 Janet Ellis, Montana Audubon Society (MAS)

01:30:06 Jim Smith, Montana Association of Planners (MAP)

**EXHIBIT(loh27b03)**

01:32:48 Kate Cholewa, City of Missoula

**Informational Testimony:**

01:33:46 Jack Walsh, self

01:34:53 Rep. Bangerter

**Questions from Committee Members and Responses:**

01:35:06 Rep. Schwaderer

01:35:15 Sen, Buttrey

01:35:26 Rep. Schwaderer

01:36:11 Sen. Buttery

01:37:33 Rep. O'Neil

01:37:42 Sen. Buttery

01:37:50 Rep. O'Neil

01:37:59 Sen. Buttery

01:38:15 Chair Bangerter

01:38:20 Ms. DePuy, MACo

01:39:16 Rep. O'Neil

01:39:43 Ms. DePuy, MACo

01:40:32 Rep. Wilson

01:40:46 Ms. DePuy, MACo

01:41:21 Rep. Wilson

01:41:42 Ms. DePuy, MACo

01:44:02 Rep. Wilson

01:44:28 Ms. DePuy, MACo

01:45:07 Rep. Wilson

01:45:13 Sen. Buttery

01:45:21 Rep. Wilson

01:46:15 Sen. Buttery

01:47:21 Rep. McNally  
01:47:35 Ms. DePuy, MACo  
01:47:47 Rep. McNally  
01:48:13 Ms. DePuy, MACo  
01:48:31 Rep. McNally  
01:48:39 Sen. BATTERY  
01:49:32 Rep. McNally  
01:49:57 Sen. BATTERY  
01:50:13 Chair Bangerter

**Closing by Sponsor:**

01:50:22 Sen. BATTERY

**EXHIBIT(loh27b04)**

01:52:16 Chair Bangerter  
01:53:03 Rep. Ingraham  
01:53:16 Chair Bangerter

**ADJOURNMENT**

Adjournment: 01:54:09

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Sally Speer, Secretary

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Additional Documents:

**EXHIBIT([loh27bad.pdf](#))**