

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION COMMITTEE ON LOCAL GOVERNMENT

Call to Order: Chair Edward Buttrey, on March 6, 2013 at 3:00 PM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Edward Buttrey, Chair (R)
Sen. Janna Taylor, Vice Chair (R)
Sen. Shannon Augare (D)
Sen. Dick Barrett (D)
Sen. Scott Boulanger (R)
Sen. Alan Olson (R)

Members Excused: Sen. Sue Malek (D)
Sen. Bruce Tutvedt (R)
Sen. Gene Vuckovich (D)

Members Absent: None

Staff Present: Charlene Devine, Committee Secretary
Leanne Kurtz, 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 & Date Posted: HB 258, 3/27/2013; HB 371, 3/27/2013; SJ 14, 3/27/2013

Executive Action: HB 258 Be Concurred In As Amended; HB 194 Be Concurred In As Amended; HB 50 Be Concurred In As Amended.

HEARING ON HB 258**Opening Statement by Sponsor:**

00:20:57 Rep. Bridget Smith (D), HD 31, opened the hearing on HB 258, Revise local government laws related to public notice.

00:22:46 Sen. Tutvedt entered the hearing.

00:22:57 Sen. Malek entered the hearing.

Proponents' Testimony:

00:22:59 Sen. Tutvedt left the hearing.

00:23:00 Sen. Olson left the hearing.

00:24:43 Shantil Siaperas, Montana Association of Counties (MACo)

00:27:13 John Barrows, Montana Newspaper Association (MNA)

00:29:01 Gordon Morris, Lewis and Clark County (LLC)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:30:01 Sen. Barrett

00:30:55 Rep. Smith

00:31:14 Sen. Barrett

00:31:58 John Barrows, MNA

00:32:29 Sen. Buttrey

00:32:59 Rep. Smith

00:33:16 John Barrows

Closing by Sponsor:

00:34:24 Rep. Smith

EXECUTIVE ACTION ON HB 258

00:41:30 **Motion:** Sen. Taylor moved that **HB 258 BE CONCURRED IN.**

00:41:45 **Motion/Vote:** Sen. Barrett moved that **HB BE AMENDED WITH A CONCEPTUAL AMENDMENT.** Motion carried unanimously by voice vote of those present and voting.

00:42:39 **Motion/Vote:** Sen. Taylor moved that **HB 258 BE CONCURRED IN AS AMENDED.** Motion carried 7-0 by voice vote of those present and voting. Sen. Barrett will carry the bill.

EXECUTIVE ACTION ON HB 194

00:43:05 Sen. Tutvedt entered the hearing.

00:43:06 **Motion:** Sen. Taylor moved that **HB 194 BE CONCURRED IN.**

00:43:30 **Motion:** Sen. Taylor moved that **HB 194 BE AMENDED.**
EXHIBIT(los48a01)

Discussion:

00:44:12 Chair Buttrey
00:44:21 Sen. Barrett
00:44:45 Sen. Tutvedt
00:44:53 Sen. Taylor

00:45:26 **Vote:** Motion carried unanimously by voice vote of those present and voting.

00:45:34 **Motion:** Sen. Taylor moved that **HB 194 BE CONCURRED IN AS AMENDED.**

Discussion:

00:45:55 Sen. Tutvedt
00:46:33 Leanne Kurtz, Legislative Services Division (LSD)

00:46:51 **Vote:** Motion carried 7-0 by voice vote of those present and voting. Sen. Augare will carry the bill.

EXECUTIVE ACTION ON HB 50

00:47:10 **Motion:** Sen. Taylor moved that **HB 50 BE CONCURRED IN.**

00:47:40 **Motion:** Sen. Tutvedt moved that **HB 50 BE AMENDED.**
EXHIBIT(los48a02)

Discussion:

00:47:51 Leanne Kurtz, Legislative Services Division (LSD)
00:48:35 Sen. Boulanger
00:48:51 Sen. Buttrey
00:48:56 Sen. Tutvedt
00:49:20 Leanne Kurtz, LSD
00:50:01 Sen. Buttrey
00:50:17 Leanne Kurtz
00:51:00 Sen. Augare
00:51:31 Sen. Malek
00:51:59 Sen. Buttrey

00:52:13 **Vote:** Motion carried 5-4 by roll call vote with Sens. Augare, Barrett, Malek and Vuckovich voting no. Sen. Olson and Sen. Vuckovich voting by proxy.

00:53:10 **Motion:** Sen. Tutvedt moved that **HB 50 BE CONCURRED IN AS AMENDED.**

Discussion:

00:53:16 Sen. Malek

00:53:59 Sen. Augare

00:54:59 Sen. Barrett

00:55:29 Sen. Olson entered the hearing.

00:55:45 Sen. Tutvedt

00:56:16 Sen. Augare

00:57:20 Sen. Tutvedt

00:57:58 Sen. Olson

00:58:22 Sen. Tutvedt

00:58:40 Sen. Augare

00:59:34 Sen. Barrett

01:01:03 Sen. Boulanger

01:01:21 Sen. Barrett

01:01:57 Sen. Olson

01:02:37 Sen. Malek

01:03:42 Sen. Olson

01:03:57 Leanne Kurtz

01:04:21 Sen. Tutvedt

01:04:42 Sen. Buttrey

01:05:04 **Vote:** Motion carried 5-4 by roll call vote with Sen. Augare, Sen. Barrett, Sen. Malek and Sen. Vuckovich voting no. Sen. Vuckovich voted by proxy. Sen. Olson will carry the bill.

HEARING ON SJ 14

Opening Statement by Sponsor:

01:06:22 Sen. Alan Olson (R), SD 23, opened the hearing on SJ 14, Resolution requesting an interim study of local government election procedures.

Proponents' Testimony:

01:08:56 Barbara Rush, representing self

01:11:24 Becky Stockton, representing self

01:12:30 Shantil Siaperas, Montana Association of Counties (MACo)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:13:32 Sen. Tutvedt
01:15:49 Sen. Olson
01:16:01 Sen. Taylor

Closing by Sponsor:

01:16:55 Sen. Olson

HEARING ON HB 371**Opening Statement by Sponsor:**

01:32:22 Rep. Pat Ingraham (R), HD 13, opened the hearing on HB 371, Revise county public auction laws.

Proponents' Testimony:

01:34:12 Shantil Siaperas, Montana Association of Counties (MACo)
[EXHIBIT\(los48a03\)](#)

01:35:18 Gordon Morris, Lewis and Clark County (LLC), Montana Association of County Road Supervisors (MACRS)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:36:12 Sen. Buttrey
01:36:54 Gordon Morris, LLC, MACRS
01:37:35 Sen. Buttrey
01:39:14 Rep. Ingraham
01:39:35 Sheryl Wood, Montana Association of Counties (MACo)
01:40:41 Sen. Malek
01:42:01 Sheryl Wood, MACo
01:42:30 Sen. Olson
01:44:25 Sheryl Wood
01:44:36 Sen. Buttrey
01:44:49 Sheryl Wood
01:44:59 Sen. Olson
01:45:06 Sen. Buttrey
01:45:26 Sen. Boulanger
01:46:39 Sheryl Wood
01:46:56 Sen. Buttrey
01:47:05 Sen. Barrett
01:48:13 Sheryl Wood

01:48:57 Sen. Buttrey
01:49:13 Sheryl Wood

Closing by Sponsor:

01:49:42 Rep. Ingraham

ADJOURNMENT

Adjournment: 4:35 P.M.

Charlene Devine, Secretary

cd

Additional Document

Additional Documents:

EXHIBIT([los48aad.pdf](#))