

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON LOCAL GOVERNMENT

**Call to Order:** Chair Edward Greef, on February 3, 2015 at 3:00 PM, in Room 172  
Capitol

#### ROLL CALL

##### **Members Present:**

Rep. Edward Greef, Chair (R)  
Rep. Steve Fitzpatrick, Vice Chair (R)  
Rep. Kathy Swanson, Vice Chair (D)  
Rep. Geraldine Custer (R)  
Rep. Frank Garner (R)  
Rep. Denise Hayman (D)  
Rep. Kathy Kelker (D)  
Rep. Debra Lamm (R)  
Rep. Forrest Mandeville (R)  
Rep. Nate McConnell (D)  
Rep. Christopher Pope (D)  
Rep. Vince Ricci (R)  
Rep. Tom Richmond (R)  
Rep. Tom Steenberg (D)  
Rep. Nancy Wilson (D)  
Rep. Daniel Zolnikov (R)

**Members Excused:** Rep. Tom Berry (R)  
Rep. Moffie Funk (D)  
Rep. Steve Lavin (R)  
Rep. Nicholas Schwaderer (R)

**Members Absent:** None

**Staff Present:** Ginger Aldrich, Legislative Branch  
Noah Horan, 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 312, 2/3/2015; SB 113, 2/3/2015; SB 28, 2/3/2015  
Executive Action on: HB 293; HB 302

00:01:27 Chair Greef

### **HEARING ON HB 312**

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

00:01:38 Rep. Nancy Wilson (D), HD 95, opened the hearing on HB 312, Require MDT to consider growth policies and neighborhood plans.

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

00:05:54 David Nielsen, Montana League of Cities and Towns (MLCT)  
00:06:42 John MacDonald, City of Missoula  
00:07:33 Hollie Lund, Montana Association of Planners (MAP)  
00:08:33 Erin Farris-Olsen, Montana Smart Growth Coalition (MSGC)  
00:09:31 Ann Hedges, Montana Environmental Information Center (MEIC)

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

00:11:41 Lynn Zanto, Montana Department of Transportation (MDT)  
00:18:59 Spook Stang, Motor Carriers of Montana  
00:22:25 Steve Wade, Montana Contractors Association

**Informational Testimony:** None

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

00:24:01 Rep. Kelker  
00:24:37 Rep. Wilson

#### **EXHIBIT(loh24a01)**

00:28:45 Chair Greef  
00:28:58 Rep. Mandeville  
00:29:36 Lynn Zanto, MDT  
00:30:17 Rep. Mandeville  
00:30:34 Lynn Zanto, MDT  
00:31:09 Chair Greef  
00:31:17 Rep. Hayman  
00:32:14 Lynn Zanto, MDT  
00:34:07 Rep. Hayman  
00:34:15 Lynn Zanto, MDT  
00:34:46 Rep. McConnell  
00:35:22 Rep. Wilson  
00:38:07 Rep. Pope  
00:40:16 Lynn Zanto, MDT  
00:42:39 Rep. Pope  
00:44:08 Lynn Zanto, MDT  
00:46:40 Chair Greef  
00:47:05 Rep. Garner  
00:47:39 Rep. Wilson  
00:47:55 Rep. Garner  
00:48:30 Rep. Wilson  
00:49:18 Rep. Lamm

00:49:47 Rep. Wilson  
00:50:56 Rep. Steenberg  
00:51:29 Lynn Zanto, MDT  
00:51:59 Rep. Mandeville  
00:52:30 Rep. Wilson  
00:53:02 Rep. Mandeville  
00:54:00 Rep. Wilson  
00:55:16 Chair Greef

**Closing by Sponsor:**

00:55:47 Rep. Wilson

00:56:11 Chair Greef

**HEARING ON SB 28**

**Opening Statement by Sponsor:**

00:56:39 Sen. Jill Cohenour (D), SD 42, opened the hearing on SB 28, Revise state revolving loan fund laws.

[EXHIBIT\(loh24a02\)](#)

**Proponents' Testimony:**

00:58:50 Anna Miller, Montana Department of Natural Resources and Conservation (DNRC)  
01:01:51 David Nielsen, Montana League of Cities and Towns (MLCT)  
01:02:34 Matt Vincent, Silver Bow County  
01:04:02 Steve Wade, Montana Rural Water Systems  
01:05:17 Danette Gleason, Silver Bow County

**Opponents' Testimony:** None

**Informational Testimony:**

01:06:42 Todd Teegarden, Department of Environmental Quality (DEQ)

**Questions from Committee Members and Responses:**

01:07:29 Rep. Ricci  
01:07:55 Anna Miller, DNRC

**Closing by Sponsor:**

01:09:16 Sen. Cohenour

01:09:54 Chair Greef

**HEARING ON SB 113**

**Opening Statement by Sponsor:**

01:10:12 Sen. Jon Sesso (D), SD 37, opened the hearing on SB 113, Generally revise Montana board of investment laws.

**Proponents' Testimony:**

01:18:10 Danette Gleason, Silver Bow County  
01:20:36 David Nielsen, Montana League of Cities and Towns (MLCT)  
01:21:33 Matt Vincent, Silver Bow County

**Opponents' Testimony:** None**Informational Testimony:**

01:23:21 David Ewer, Board of Investments

**EXHIBIT(lch24a03)****Questions from Committee Members and Responses:**

01:30:25 Rep. Steenberg  
01:31:12 David Ewer, Board of Investments

**Closing by Sponsor:**

01:32:29 Sen. Sesso  
  
01:34:56 Chair Greef  
01:35:46 Recess  
01:48:30 Reconvened

**EXECUTIVE ACTION ON HB 293**

01:49:00 **Motion:** Rep. Fitzpatrick moved that **HB 293 DO PASS.**

**Discussion:**

01:49:18 Rep. Swanson  
01:49:58 Rep. Kelker  
01:50:35 Rep. Schwaderer  
01:51:25 Rep. Pope  
01:52:14 Rep. Custer  
01:53:45 Rep. Zolnikov  
01:54:24 Rep. Funk  
01:56:03 Chair Greef  
01:56:06 Rep. Lamm  
01:56:28 Rep. Schwaderer  
01:58:00 Chair Greef

01:58:16 **Vote:** Motion failed 10-10 by roll call vote with Rep. Berry, Rep. Custer, Rep. Fitzpatrick, Rep. Garner, Rep. Greef, Rep. Lamm, Rep. Lavin, Rep. Mandeville, Rep. Richmond and Rep. Schwaderer voting aye. Rep. Berry, Rep. Lavin and Rep. Ricci voted by proxy.

02:00:12 **Motion/Vote:** Rep. Fitzpatrick moved that **HB 293 BE TABLED.** Motion carried unanimously by voice vote. Rep. Berry, Rep. Lavin and Rep. Ricci voted by proxy.

**EXECUTIVE ACTION ON HB 302**

02:00:45 **Motion:** Rep. Fitzpatrick moved that **HB 302 DO PASS.**

**Discussion:**

02:01:00 **Motion:** Rep. Mandeville moved that **HB 302 BE AMENDED.**  
**EXHIBIT(lah24a04)**

**Discussion:**

02:02:11 Chair Greef  
02:02:16 Ginger Aldrich, Legislative Services Division (LSD)  
02:02:40 Rep. McConnell  
02:02:53 Chair Greef  
02:02:56 Ginger Aldrich, LSD  
02:03:42 Chair Greef  
02:04:21 Rep. Mandeville  
02:04:28 Ginger Aldrich, LSD  
02:04:47 Rep. Pope  
02:05:07 Chair Greef  
02:05:42 Rep. Custer  
02:06:23 Chair Greef

02:06:29 **Vote:** Motion carried 18-2 by voice vote with Rep. McConnell and Rep. Schwaderer voting no. Rep. Berry, Rep. Lavin and Rep. Ricci voted by proxy.

02:07:20 **Motion:** Rep. Fitzpatrick moved that **HB 302 DO PASS AS AMENDED.**

**Discussion:**

02:07:41 Rep. Kelker  
02:08:30 Ginger Aldrich, LSD  
02:09:10 Rep. Kelker  
02:09:40 Rep. Schwaderer  
02:10:12 Rep. Mandeville  
02:10:55 Rep. Fitzpatrick  
02:11:37 Rep. Pope  
02:13:35 Rep. Fitzpatrick  
02:13:40 Rep. Funk  
02:14:28 Rep. McConnell  
02:14:58 Rep. Steenberg  
02:15:30 Rep. Zolnikov  
02:15:41 Rep. Garner

02:16:54 **Vote:** Motion carried 12-8 by roll call vote with Rep. Funk, Rep. Hayman, Rep. Kelker, Rep. McConnell, Rep. Pope, Rep. Steenberg, Rep. Swanson and Rep. Wilson voting no. Rep. Berry, Rep. Lavin and Rep. Ricci voted by proxy.

02:21:42 Rep. Hayman

**ADJOURNMENT**

Adjournment: 02:22:58

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Noah Horan, Secretary

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Additional Documents:

**EXHIBIT([loh24aad.pdf](#))**