

MINUTES

MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: Chair Janna Taylor, on March 16, 2015 at 3:00 PM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Janna Taylor, Chair (R)
Sen. Edward Buttrey, Vice Chair (R)
Sen. Dick Barrett (D)
Sen. Mary McNally (D)
Sen. JP Pommichowski (D)
Sen. Scott Sales (R)
Sen. Bruce Tutvedt (R)
Sen. Gordon Vance (R)
Sen. Gene Vuckovich (D)

Members Excused: Sen. Scott Sales (R)

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 367, 3/4/2015

Executive Action: HB 289, Removed from Table, Be Concurred In; HB 164, Be Concurred In; HB 334, Be Concurred In As Amended; HB 504, Be Concurred In As Amended; HB 523, Be Concurred In As Amended; HB 548, Motion Withdrawn; HB 555, Vote tied, (bill remains in committee); HB 367, Be Concurred In

EXECUTIVE ACTION ON HB 289

00:00:46 **Motion/Vote:** Sen. Buttrey moved that **HB 289 BE REMOVED FROM TABLE.** Motion carried 7-1 by voice vote with Sen. Pomnichowski voting no. Sen. Sales was excused.

00:01:12 **Motion:** Sen. Buttrey moved that **HB 289 BE CONCURRED IN.**

Discussion:

00:03:08 Harold Blattie, executive director, Montana Association of Counties (MACo)
 00:05:48 Sen. Pomnichowski
 00:10:13 Mr. Blattie, MACo
 00:11:27 Sen. Barrett
 00:13:05 Mr. Blattie
 00:14:20 Sen. Vuckovich
 00:14:54 Greg Chilcott, Montana Association of Counties (MACo), Ravalli County
 00:16:47 Sen. Buttrey
 00:17:17 Mr. Chilcott, MACo
 00:17:42 Sen. Buttrey
 00:17:52 Sen. Barrett
 00:18:10 Sen. McNally
 00:18:24 Chair Taylor
 00:18:30 Sen. McNally
 00:19:51 Mr. Blattie
 00:20:29 Sen. Pomnichowski

00:23:15 **Vote:** Motion carried 8-1 by roll call vote with Sen. Pomnichowski voting no. Sen. Sales voted by proxy. Sen. Buttrey will carry the bill.

HEARING ON HB 367

Opening Statement by Sponsor:

00:24:17 Rep. Geraldine Custer (R), HD 39, opened the hearing on HB 367, Generally revise local government fees.

Proponents' Testimony:

00:25:43 Regina Plettenberg, Montana Association of Clerk and Recorders
 00:27:10 Linda Stoll, Montana Association of Clerk and Recorders
 00:28:43 Harold Blattie, executive director, Montana Association of Counties

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:29:11 Rep. Custer

00:29:39 Chair Taylor

EXECUTIVE ACTION ON HB 164

00:30:00 **Motion:** Sen. Buttrey moved that **HB 164 BE CONCURRED IN.**

Discussion:

00:30:10 Leanne Kurtz, Legislative Services Division

00:30:27 **Vote:** Motion carried 8-0 by voice vote. Sen. Sales was excused. Sen. Tutvedt will carry the bill.

EXECUTIVE ACTION ON HB 334

00:30:44 **Motion:** Sen. Buttrey moved that **HB 334 BE CONCURRED IN.**

Discussion:

00:30:50 Sen. Buttrey

00:31:01 Leanne Kurtz, Legislative Services Division

00:31:49 Chair Taylor

00:32:03 **Motion:** Sen. Pomnichowski moved that **HB 334 BE AMENDED.**
EXHIBIT(los54a01)

Discussion:

00:33:20 Sen. Pomnichowski

00:33:31 **Vote:** Motion carried 8-0 by voice vote. Sen. Sales was excused.

00:33:39 **Motion:** Sen. Buttrey moved that **HB 334 BE CONCURRED IN AS AMENDED.**

Discussion:

00:33:48 Sen. Pomnichowski

00:34:36 Sen. Vance

00:35:12 Sen. Buttrey

00:35:27 **Vote:** Motion carried 7-1 by voice vote with Sen. Vance voting no. Sen. Sales was excused. Sen. Pomnichowski will carry the bill.

00:35:38 Sen. Buttrey

00:35:51 Chair Taylor

EXECUTIVE ACTION ON HB 504

00:36:28 **Motion:** Sen. Buttrey moved that **HB 504 BE CONCURRED IN.**

Discussion:

00:36:35 Sen. Buttrey

00:37:05 **Motion:** Sen. Vance moved that **HB 504 BE AMENDED.**

EXHIBIT(los54a02)

Discussion:

00:37:15 Sen. Vance

00:38:09 Sen. Pomnichowski

00:38:20 Leanne Kurtz, Legislative Services Division (LSD)

00:38:23 Sen. Pomnichowski

00:39:06 Sen. Tutvedt

00:39:18 **Vote:** Motion carried 8-0 by voice vote. Sen. Sales was excused.

00:39:34 **Motion:** Sen. McNally moved that **HB 504 BE AMENDED.**

EXHIBIT(los54a03)

Discussion:

00:39:48 Ms. Kurtz, LSD

00:40:13 Sen. McNally

00:40:44 Sen. Tutvedt

00:40:55 Harold Blattie, Montana Association of Counties (MACo)

00:41:59 Sen. Tutvedt

00:42:04 Ms. Kurtz

00:42:29 Sen. Pomnichowski

00:42:58 Ms. Kurtz

00:43:18 Chair Taylor

00:43:37 **Vote:** Motion carried 8-0 by voice vote. Sen. Sales was excused.

00:43:45 **Motion:** Sen. Buttrey moved that **HB 504 BE CONCURRED IN AS AMENDED.**

Discussion:

00:43:51 Sen. Vance

00:44:09 Chair Taylor

00:44:20 Sen. Tutvedt

00:45:09 Sen. Barrett

00:47:51 Chair Taylor

00:48:05 Sen. Tutvedt

00:48:38 Chair Taylor

00:48:47 Sen. Vuckovich

00:48:51 Chair Taylor
 00:48:57 Harold Blattie, MACo

00:49:25 **Vote:** Motion carried 6-3 by roll call vote with Sen. Sales, Sen. Taylor and Sen. Vance voting no. Sen. Sales voted by proxy. Sen. Tutvedt will carry the bill.

EXECUTIVE ACTION ON HB 523

00:50:11 **Motion:** Sen. Buttrey moved that **HB 523 BE CONCURRED IN.**

00:50:23 **Motion:** Sen. Vance moved that **HB 523 BE AMENDED.**
[EXHIBIT\(los54a04\)](#)

Discussion:

00:50:30 Sen. Vance
 00:51:17 Sen. Buttrey
 00:51:51 Sen. Tutvedt

00:52:30 **Vote:** Motion failed 4-5 by roll call vote with Sen. Pomnichowski, Sen. Sales, Sen. Taylor and Sen. Vance voting aye. Sen. Sales voted by proxy.

00:53:16 **Motion/Vote:** Sen. Taylor moved that **HB 523 BE AMENDED WITH A CONCEPTUAL AMENDMENT.** Motion carried by roll call vote with Sen. Tutvedt, Sen. Vuckovich, Sen. Vance and Sen. Barrett voting no. Sen. Sales voted by proxy.

00:53:31 Chair Taylor

00:54:13 **Motion/Vote:** Sen. Taylor moved that **HB 523 BE CONCURRED IN AS AMENDED.** Motion carried 6-3 by roll call vote with Sen. Sales, Sen. Taylor and Sen. Vance voting no. Sen. Sales voted by proxy. Sen. Buttrey will carry the bill.

EXECUTIVE ACTION ON HB 548

00:55:22 **Motion:** Sen. Buttrey moved that **HB 548 BE CONCURRED IN.**

00:55:35 **Substitute Motion/Vote:** Sen. Pomnichowski made a substitute motion that **HB 548 BE TABLED.** Substitute Motion failed 4-5 by roll call vote with Sen. Barrett, Sen. McNally, Sen. Pomnichowski and Sen. Vuckovich voting aye. Sen. Sales voted by proxy.

Discussion:

00:56:32 Sen. McNally
 00:57:09 Sen. Pomnichowski
 00:58:00 Sen. Tutvedt
 00:58:16 Without objection, Sen. Buttrey withdrew the BE CONCURRED IN motion.

EXECUTIVE ACTION ON HB 555

00:58:22 **Motion:** Sen. Buttrey moved that **HB 555 BE CONCURRED IN.**

Discussion:

00:58:39 Sen. Pomnichowski

00:59:57 Chair Taylor

01:00:02 Sen. Tutvedt

01:00:35 Sen. Barrett

01:02:16 Sen. Pomnichowski

01:03:01 Chair Taylor

01:03:07 Leanne Kurtz, Legislative Services Division

01:03:39 Sen. Pomnichowski

01:04:16 **Vote:** Motion failed 4-4 by roll call vote with Sen. Barrett, Sen. Buttrey, Sen. McNally and Sen. Vance voting aye. Sen. Sales was excused.

01:05:09 Chair Taylor

01:05:29 Sen. Vance

01:05:43 Chair Taylor

EXECUTIVE ACTION ON HB 367

01:06:01 **Motion/Vote:** Sen. Buttrey moved that **HB 367 BE CONCURRED IN.**
Motion carried 7-2 by voice vote with Sen. Sales and Sen. Vance voting
no. Sen. Sales voted by proxy. Sen. McNally will carry the bill.

01:06:23 Chair Taylor

01:06:41 Sen. Vance

01:06:47 Chair Taylor

ADJOURNMENT

Adjournment: 3:43 P.M.

Charlene Devine, Secretary

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Additional Documents:

EXHIBIT([los54aad.pdf](#))