

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON LOCAL GOVERNMENT

**Call to Order:** Chair Geraldine Custer, on January 15, 2019 at 3:00 PM, in Room 472  
Capitol

#### ROLL CALL

**Members Present:**

Rep. Geraldine Custer, Chair (R)  
Rep. Dave Fern, Vice Chair (D)  
Rep. Steve Gunderson, Vice Chair (R)  
Rep. Greg DeVries (R)  
Rep. Frank Fleming (R)  
Rep. Rodney Garcia (R)  
Rep. Frank Garner (R)  
Rep. Derek J. Harvey (D)  
Rep. Emma Kerr-Carpenter (D)  
Rep. Jasmine Krotkov (D)  
Rep. Theresa Manzella (R)  
Rep. Marilyn Marler (D)  
Rep. Christopher Pope (D)  
Rep. Derek Skees (R)  
Rep. Daniel Zolnikov (R)

**Members Excused:** Rep. Bruce Grubbs (R)  
Rep. Casey Schreiner (D)

**Members Absent:** None

**Staff Present:** Ginger Aldrich, Legislative Branch  
Chris Bushnell, 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 55, 1/4/2019; HB 124, 1/4/2019; HB 125, 1/4/2019

15:01:20 Chair Custer

### **HEARING ON HB 55**

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

15:03:14 Rep. Forrest Mandeville (R), HD 57, opened the hearing on HB 55, Revise Sanitation in Subdivisions Act.

15:04:51 Chair Custer

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

15:05:31 Tim Davis, Montana Department of Environmental Quality (DEQ)

#### **EXHIBIT(lah07a01)**

15:11:59 Lori Christenson, Gallatin City County Health Department

15:15:05 Shannon Therriault, Environmental Health of Missoula, Montana Environmental Health Association, Montana Public Health Association, Association of Montana Public Health Officials

15:17:41 Steve Kilbreath, Casne & Associates

15:20:28 Jay Skoog, American Council of Engineering Companies of Montana, (ACEC of Montana)

15:21:33 Jeff Larsen, Montana Environmental Consultants Association (MECA)

15:24:26 Rick Breckenridge, Self

15:27:22 Buck Breckenridge, Self

15:27:59 Abigail St. Lawrence, Montana Building Industry Association

15:28:58 Tim Burton, Montana League of Cities and Towns (MLCT)

15:29:47 Tara DuPuy, Montana Association of Counties (MACO)

15:30:54 Sam Sill, Montana Association of Realtors (MAR)

**Opponents' Testimony:** None

**Informational Testimony:** None

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

15:32:20 Rep. Garner

15:32:41 Tim Davis, DEQ

15:33:41 Rep. Garner

15:33:52 Jeff Larson, ACEC of Montana

15:34:13 Rep. Garner

15:34:52 Rep. Mandeville

15:35:13 Rep. Garner

15:35:17 Rep. Mandeville

15:36:03 Chair Custer

15:36:35 Tim Davis, DEQ

15:37:07 Chair Custer

**Closing by Sponsor:** None

**HEARING ON HB 124****Opening Statement by Sponsor:**

15:37:41 Rep. Forrest Mandeville (R), HD 57, opened the hearing on HB 125, Limit use of emergency ordinances by local government.

**EXHIBIT(loh07a02)**

**Proponents' Testimony:**

15:40:49 Greg Rauschendorfer, Self, Lower Yellowstone Rural Electric Cooperative

15:42:47 Shane Gorder, Richland County

15:44:44 Tara Dupuy, Montana Association of Counties (MACO)

**EXHIBIT(loh07a03)**

15:49:19 Tim Burton, Montana League of Cities and Towns (MLCT)

15:49:38 Jeff Barber, Montana Association of Planners (MAP)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

15:50:18 Rep. Fern

15:51:58 Tara DuPuy, MACO

15:52:43 Rep. Pope

15:52:42 Rep. Grubbs joined the meeting

15:53:06 Tara DuPuy, MACO

**Closing by Sponsor:**

15:54:15 Rep. Mandeville (R), HD 57

**HEARING ON HB 125****Opening Statement by Sponsor:**

15:55:37 Rep. Forrest Mandeville (R), HD 57, opened the hearing on HB 124, Authorize county commissioners to lift agricultural covenants - limited situation.

**Proponents' Testimony:**

15:57:05 Abigail St. Lawrence, Montana Building Industry Association (MBIA)

15:59:13 Brian Popiel, Montana Building Industry Association (MBIA)

16:01:16 Sam Sill, Montana Association of Realtors (MAR)

**Opponents' Testimony:**

16:02:43 Tim Burton, Montana League of Cities and Towns (MLCT)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

16:08:01 Rep. Garner

16:08:36 Tim Burton, MLCT

16:08:44 Rep. Garner

16:09:09 Ginger Aldrich, Legislative Services Division (LSD)

16:09:34 Rep. Garner  
16:09:56 Tim Burton, MLCT  
16:11:06 Rep. Garner  
16:11:38 Rep. Mandeville  
16:12:20 Rep. Marler  
16:12:55 Rep. Mandeville  
16:13:05 Rep. Marler  
16:13:20 Rep. Mandeville  
16:13:59 Vice Chair Fern  
16:14:45 Tim Burton, MLCT  
16:15:46 Vice Chair Fern  
16:16:01 Tim Burton, MLCT  
16:16:37 Rep. Pope  
16:17:58 Rep. Mandeville  
16:18:24 Abigail St. Lawrence, Montana Building Industry Association (MBIA)  
16:20:49 Rep. Pope  
16:21:35 Abigail St. Lawrence, MBIA  
16:22:52 Chair Custer  
16:23:11 Tim Burton, MLCT  
16:23:43 Chair Custer  
16:24:13 Shane Gorder, Richland County

**Closing by Sponsor:**

16:24:52 Representative Mandeville (R), HD 57

**Committee Business: Presentation on Subdivision**

16:26:21 Tara DuPuy, Montana Association of Counties (MACO)

**EXHIBIT(loh07a04)****EXHIBIT(loh07a05)**

16:52:03 Vice Chair Fern  
16:52:45 Tara DuPuy, MACO  
16:53:56 Vice Chair Gunderson  
16:54:23 Tara DuPuy, MACO  
16:55:32 Vice Chair Gunderson  
16:55:55 Tara DuPuy, MACO  
16:57:55 Chair Custer  
16:58:31 Tara DuPuy, MACO  
17:03:18 Vice Chair Fern  
17:03:42 Tara DuPuy, MACO  
17:05:11 Chair Custer

**ADJOURNMENT**

Adjournment: 17:05:28

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Chris Bushnell, Secretary

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Additional Documents:

**EXHIBIT**([loh07aad.pdf](#))