

## MINUTES

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

#### COMMITTEE ON LOCAL GOVERNMENT

**Call to Order:** Chair Geraldine Custer, on January 31, 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. Bruce Grubbs (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)

**Members Excused:** Rep. Casey Schreiner (D)  
Rep. Daniel Zolnikov (R)

**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 207, 1/17/2019; HB 236, 1/17/2019  
Executive Action: HB 154, HB 259

14:59:23 Chair Custer

**HEARING ON HB 207**

**Opening Statement by Sponsor:**

15:00:49 Rep. Kerry White (R), HD 64, opened the hearing on HB 207, Allow counties to review federal rights of way.

[EXHIBIT\(loh19a01\)](#)

[EXHIBIT\(loh19a02\)](#)

**Proponents' Testimony:** None

**Opponents' Testimony:** None

**Informational Testimony:**

15:12:08 Eric Bryson, Montana Association of Counties (MACo)

**Questions from Committee Members and Responses:**

15:12:31 Vice Chair Fern  
15:13:10 Eric Bryson, MACo  
15:14:33 Rep. Manzella  
15:15:17 Eric Bryson, MACo  
15:16:01 Rep. Garner  
15:16:33 Rep. White  
15:18:20 Rep. Garner  
15:18:51 Rep. White  
15:21:07 Rep. Marler  
15:21:47 Rep. White  
15:24:10 Rep. Pope  
15:25:09 Rep. White  
15:28:06 Rep. Pope  
15:29:43 Rep. White  
15:32:32 Vice Chair Gunderson  
15:33:20 Rep. White  
15:36:29 Vice Chair Gunderson  
15:37:14 Rep. White  
15:39:07 Rep. Kerr-Carpenter  
15:39:27 Eric Bryson, MACo  
15:39:33 Rep. Kerr-Carpenter  
15:39:48 Eric Bryson, MACo  
15:40:13 Rep. Skees  
15:40:24 Rep. White  
15:42:12 Rep. Skees  
15:42:24 Rep. White  
15:42:58 Vice Chair Fern  
15:43:47 Rep. White  
15:47:03 Rep. Manzella  
15:47:51 Rep. White  
15:49:27 Rep. Kerr-Carpenter  
15:49:57 Rep. White

**Closing by Sponsor:**

15:54:34 Rep. Kerry White (R), HD 64

**HEARING ON HB 236****Opening Statement by Sponsor:**

15:55:08 Rep. Dave Fern (D), HD 5, opened the hearing on HB 236, Generally revise building code program laws.

[EXHIBIT\(loh19a03\)](#)[EXHIBIT\(loh19a04\)](#)[EXHIBIT\(loh19a05\)](#)**Proponents' Testimony:**

15:59:07 Kelly Lynch, Montana League of Cities and Towns (MLCT)  
16:00:26 Abigail St. Lawrence, Montana Building Industry Association (MBIA)  
16:01:59 Aaron Bowman, City of Missoula  
16:05:34 Matthew Ellermann, City of Polson  
16:06:07 Aimee Grmoljez, City of Bozeman  
16:06:28 Craig Raymond, City of Great Falls  
16:08:18 Brian Anderson, City of Billings

**Opponents' Testimony:** None**Informational Testimony:** None**Questions from Committee Members and Responses:**

16:10:41 Rep. Skees  
16:11:33 Rep. Fern  
16:11:37 Rep. Skees  
16:12:02 Rep. Fern  
16:12:21 Kelly Lynch, MLCT  
16:13:08 Rep. Skees  
16:13:39 Kelly Lynch, MLCT  
16:14:03 Rep. Skees  
16:14:25 Kelly Lynch, MLCT

**Closing by Sponsor:**

16:14:42 Rep. Dave Fern (D), HD 5

16:15:56 Chair Custer

16:16:37 Recessed

16:32:52 Reconvened with Rep. Manzella excused.

**EXECUTIVE ACTION ON HB 154**

16:33:04 **Motion/Vote:** Rep. Gunderson moved that **HB 154 DO PASS**. Motion carried unanimously by voice vote. Rep. Manzella, Rep. Schreiner and Rep. Zolnikov voted by proxy.

**EXECUTIVE ACTION ON HB 259**

16:34:17      **Motion:** Rep. Gunderson moved that **HB 259 DO PASS.**

16:34:31      **Motion:** Rep. Gunderson moved that **HB 259 BE AMENDED.**  
**EXHIBIT**(loh19a06)

**Discussion:**

16:34:49      Rep. Fern

16:34:58      Ginger Aldrich, Legislative Services Division (LSD)

16:35:13      Rep. Manzella entered the meeting.

16:35:39      Chair Custer

16:35:54      Ginger Aldrich, LSD

16:36:13      Rep. Skees

16:36:27      Rep. Gunderson

16:36:40      Rep. Fern

16:36:49      **Vote:** Motion carried unanimously by voice vote. Rep. Schreiner and Rep. Zolnikov voted by proxy.

16:37:19      **Motion:** Rep. Gunderson moved that **HB 259 DO PASS AS AMENDED.**

**Discussion:**

16:37:30      Rep. Skees

16:37:57      Ginger Aldrich, LSD

16:38:25      **Vote:** Motion carried unanimously by voice vote. Rep. Schreiner and Rep. Zolnikov voted by proxy.

**ADJOURNMENT**

Adjournment: 16:38:55

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Chris Bushnell, Secretary

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Additional Documents:

**EXHIBIT**([loh19aad.pdf](#))