

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION COMMITTEE ON LOCAL GOVERNMENT

Call to Order: Chair Mike Lang, on January 30, 2019 at 3:00 PM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Mike Lang, Chair (R)
Sen. Terry Gauthier, Vice Chair (R)
Sen. Gene Vuckovich, Vice Chair (D)
Sen. Jason W. Ellsworth (R)
Sen. Steve Fitzpatrick (R)
Sen. Margaret (Margie) MacDonald (D)
Sen. Nate McConnell (D)
Sen. Roger Webb (R)

Members Excused: Sen. Jennifer Fielder (R)
Sen. Jon C. Sesso (D)

Members Absent: None

Staff Present: Toni Henneman, Legislative Branch
Jack Racicot, 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: SB 179, 1/28/2019

Executive Action: SB 161 - Do Pass As Amended
SB 163 - Do Pass

HEARING ON SB 179**Opening Statement by Sponsor:**

15:03:13 Sen. Douglas (Doug) Kary (R), SD 22, opened the hearing on SB 179, Prohibit expansion of prohibitions under Clean Air Act w/o approval by local gov.

[EXHIBIT\(los18a01\)](#)

[EXHIBIT\(los18a02\)](#)

Proponents' Testimony:

15:06:01 John Iverson, Montana Tavern Association (MTA)

[EXHIBIT\(los18a03\)](#)

15:07:55 Dax Cetraro, self

15:08:45 Ron Marshall, Montana Smoke Free Association

[EXHIBIT\(los18a04\)](#)

15:10:11 Don Jones, self

15:12:37 Ronda Wiggers, Montana Coin Machine Operators Association

15:13:22 Neil Peterson, Gaming Industry Association

Opponents' Testimony:

15:14:23 Amy Mackenzie-Sanders, Riverstone Board of Health (RBOH)

15:20:10 Andy Hunthausen, Lewis and Clark County Board of Health (LCCBOH)

15:23:12 Matt Kelley, health officer, Gallatin City-County Board of Health (GCCBOH)

[EXHIBIT\(los18a05\)](#)

15:28:43 Todd Harwell, Department of Public Health and Human Services

15:30:44 Heather O'Hara, Montana Hospital Association

15:31:38 Lois Fitzpatrick, American Cancer Society

[EXHIBIT\(los18a06\)](#)

15:34:36 Amanda Cahill, American Heart Association

Informational Testimony:

15:36:17 Dr. Greg Holzman, Department of Public Health and Human Services

Questions from Committee Members and Responses:

15:36:46 Sen. Ellsworth

15:37:38 Sen. Kary

15:38:40 Sen. MacDonald

15:39:40 Mr. Kelly, GCCBOH

15:42:18 Sen. MacDonald

15:42:41 Mr. Kelly

15:42:59 Sen. Fitzpatrick

15:43:34 Mr. Kelly

15:44:33 Sen. Fitzpatrick

15:44:44 Mr. Kelly

15:46:01 Sen. Fitzpatrick

15:46:23 Mr. Kelly

15:46:27 Sen. Fitzpatrick

15:46:29 Mr. Kelly
15:47:51 Sen. Fitzpatrick
15:48:09 Mr. Kelly
15:48:24 Sen. Fitzpatrick
15:48:46 Mr. Iverson, MTA
15:49:39 Sen. Webb entered the room.
15:50:09 Sen. Fitzpatrick
15:50:35 Mr. Iverson
15:51:37 Sen. Gauthier
15:51:54 Mr. Kelly
15:52:29 Sen. Gauthier
15:52:33 Mr. Kelly
15:52:36 Sen. Gauthier
15:52:44 Mr. Kelly
15:53:41 Sen. Gauthier
15:53:45 Mr. Kelly
15:53:51 Sen. MacDonald
15:54:20 Ms. Mackenzie-Sanders, RBOH
15:55:58 Sen. MacDonald
15:56:37 Mr. Jones, self
15:57:42 Sen. MacDonald
15:57:51 Mr. Jones
15:58:17 Sen. Ellsworth
15:58:47 Ms. Mackenzie-Sanders
15:59:12 Sen. Ellsworth
15:59:20 Ms. Mackenzie-Sanders
15:59:31 Chair Lang
16:00:07 Ms. Mackenzie-Sanders
16:00:26 Chair Lang
16:00:44 Ms. Mackenzie-Sanders
16:01:00 Chair Lang
16:01:12 Ms. Mackenzie-Sanders
16:02:03 Sen. McConnell
16:02:59 Mr. Jones
16:04:00 Sen. McConnell
16:04:11 Mr. Jones
16:04:31 Sen. McConnell
16:05:22 Mr. Hunthausen, LCCBOH
16:06:45 Sen. McConnell
16:07:26 Sen. Kary
16:07:47 Sen. Webb
16:08:01 Ms. Mackenzie-Sanders
16:08:07 Sen. Webb
16:08:12 Ms. Mackenzie-Sanders
16:08:15 Sen. Webb
16:08:20 Ms. Mackenzie-Sanders
16:08:28 Sen. Webb
16:08:36 Ms. Mackenzie-Sanders
16:08:42 Sen. Webb
16:08:55 Ms. Mackenzie-Sanders

Closing by Sponsor:

16:09:18 Sen. Kary

EXECUTIVE ACTION ON SB 161

16:23:30 **Motion:** Sen. Gauthier moved that **SB 161 DO PASS.**

16:24:08 **Motion:** Sen. Ellsworth moved that **SB 161 BE AMENDED.**

EXHIBIT(los18a07)

Discussion:

16:24:28 Chair Lang

16:24:46 Toni Henneman, Legislative Service Division (LSD)

16:25:26 **Vote:** Motion carried unanimously by voice vote of those present and voting.

16:25:46 **Motion/Vote:** Sen. Gauthier moved that **SB 161 DO PASS AS AMENDED.** Motion carried 9-0 by voice vote. Sen. Sesso voted by proxy. Sen. Fielder was excused.

EXECUTIVE ACTION ON SB 163

16:26:40 **Motion/Vote:** Sen. Gauthier moved that **SB 163 DO PASS.** Motion carried 9-0 by voice vote. Sen. Sesso voted by proxy. Sen. Fielder was excused.

16:27:09 Chair Lang

ADJOURNMENT

Adjournment: 4:28 PM

Jack Racicot, Secretary

jr

Additional Documents:

EXHIBIT([los18aad.pdf](#))