

MINUTES
MONTANA HOUSE OF REPRESENTATIVES
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (H) LOCAL GOVERNMENT

Call to Order: Chair Rep. Larry Brewster-R, on February 2, 2023 at 3:00 PM, in 472

ROLL CALL

Members Present: Rep. Larry Brewster, Chair (R)
Rep. Marta Bertoglio, Vice Chair (R)
Rep. Jill Cohenour, Vice Chair (D)
Rep. Sherry Essmann (R)
Rep. Steven Galloway (R)
Rep. Steve Gist (R)
Rep. Steve Gunderson (R)
Rep. Kelly Kortum (D)
Rep. Jennifer Lynch (D)
Rep. Linda Reksten (R)
Rep. Kerri Seekins-Crowe (R)
Rep. Courtenay Sprunger (R)
Rep. Mark Thane (D)

Excused: Rep. Laurie Bishop (D)
Rep. Scot Kerns (R)
Rep. Katie Zolnikov (R)

Staff Present: LuCinda Blair, Secretary
Laura Sankey Keip, Research Analyst

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 and Date Posted:

HB 295 1/30/2023

HB 299 1/30/2023

Executive Action:

HB 187 DO PASS AS AMENDED

HB 241 DO PASS

HB 246 DO PASS AS AMENDED

HB 262 DO PASS AS AMENDED

SB 103 DO PASS

HEARING ON HB 299 – Revise resolution and ordinance requirements re: land use regulation enforcement

Opening Statement:

15:03:00 Rep. Jedediah Hinkle (R), HD 67, opened the hearing on HB 299, Revise resolution and ordinance requirements re: land use regulation enforcement.

Proponent Testimony:

15:08:00 Karen Alley, Montana Association of Counties (MACo)

15:10:05 Thomas Jodoin, Montana League of Cities and Towns (MTLCT)

15:11:20 Zach Brown, Gallatin County Commission (GCC)

15:15:45 Sean O’Callaghan, Montana Association of Planners

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

15:17:25 Rep. Steve Gunderson

15:17:40 Zach Brown, GCC

Closing Statement:

15:18:28 Rep. Jedediah Hinkle (R), HD 67, closed the hearing on HB 299.

HEARING ON HB 295 – Revise nepotism laws relating to small communities

Opening Statement:

15:19:00 Representative James Bergstrom (R), HD 30, opened the hearing on HB 295, Revise nepotism laws relating to small communities.

Proponent Testimony:

15:21:20 Jay King, Petroleum County Conservation District
15:24:53 Rebecca Boslough-King, Montana Association of Conservation Districts
15:26:15 Steve Wanderaas, McCone County Conservation District
15:28:50 Doug Bonsell, Carter County Conservation District
15:30:00 Zach Brown, Self

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

15:32:10 Rep. Steve Gunderson
15:33:04 Jay King
15:33:35 Rep. Steven Galloway
15:34:28 Rep. Courtenay Sprunger
15:35:10 Rep. James Bergstrom
15:35:35 Rep. Kelly Kortum
15:36:05 Doug Bonsell

Closing Statement:

15:36:40 Representative James Bergstrom (R), HD 30, closed the hearing on HB 295.
15:38:25 **Recessed**
16:20:10 **Reconvened**

EXECUTIVE ACTION ON HB 187 – Establish that child care is a residential use of property

16:20:30 **Motion:** Vice Chair Marta Bertoglio moved that **HB 187 DO PASS.**
16:20:50 **Motion:** Rep. Katie Zolnikov moved that **HB 187 BE AMENDED.**

Discussion:

16:21:00 Rep. Katie Zolnikov

Vote: Motion carried 15-1 by voice vote with Rep. Reksten, voting no.

Discussion:

16:23:33 **Motion:** Vice Chair Marta Bertoglio moved that **HB 187 DO PASS AS AMENDED.**

16:23:45 Rep. Jennifer Lynch

16:24:15 Rep. Steven Galloway

16:24:38 Rep. Sherry Essmann

16:26:45 Rep. Steve Gist

16:27:05 Rep. Courtenay Sprunger

16:28:10 Vice Chair Marta Bertoglio

16:29:10 Vice Chair Jill Cohenour

16:30:15 Rep. Scot Kerns

Vote: Motion carried 10-6 by roll call vote with Rep. Bertoglio, Rep. Essman, Rep. Galloway, Rep. Gist, Rep. Kerns, Rep. Reksten, voting no.

EXECUTIVE ACTION ON SB 103 – Revise airport courtesy car insurance requirements

16:33:10 **Motion:** Vice Chair Marta Bertoglio moved that **SB 103 BE CONCURRED IN.**

Vote: Motion carried unanimously by voice vote.

Carrier Assigned: Rep. Scot Kerns

EXECUTIVE ACTION ON HB 262 – Revise local government financial reporting and audit requirements

16:34:30 **Motion:** Vice Chair Marta Bertoglio moved that **HB 262 DO PASS.**

16:35:18 **Motion:** Vice Chair Marta Bertoglio moved that **HB 262 BE AMENDED.**

Discussion:

16:35:30 Rep. Jill Cohenour

Vote: Motion carried unanimously by voice vote.

16:36:40 **Motion:** Vice Chair Marta Bertoglio moved that **HB 262 DO PASS AS AMENDED.**

Discussion:

16:36:50 Rep. Steven Galloway

Vote: Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 246 – Allow for the zoning of tiny dwelling units

16:34:30 **Motion:** Vice Chair Marta Bertoglio moved that **HB 246 DO PASS.**

16:35:18 **Motion:** Vice Chair Marta Bertoglio moved that **HB 246 BE AMENDED.**

Discussion:

16:38:59 Vice Chair Jill Cohenour

16:39:10 Rep. Scot Kerns

16:40:00 Laura Sankey Keip

16:40:40 Rep. Steve Gunderson

16:41:25 Rep. Laurie Bishop

16:43:45 Rep. Steven Galloway

Vote: Motion carried 15-1 by voice vote with Rep. Bishop, voting no.

16:47:30 **Motion:** Vice Chair Marta Bertoglio moved that **HB 246 DO PASS AS AMENDED.**

Vote: Motion carried unanimously by roll call vote.

EXECUTIVE ACTION ON HB 241 – Prohibit government from requiring buildings be constructed with solar panels

16:49:10 **Motion:** Vice Chair Marta Bertoglio moved that **HB 241 DO PASS.**

Discussion:

16:49:40 Vice Chair Jill Cohenour

16:50:18 Rep. Steve Gunderson

16:50:38 Rep. Steve Gist

16:51:11 Rep. Steven Galloway

16:52:14 Rep. Kelly Kortum

16:52:40 Rep. Mark Thane

16:54:50 Rep. Courtenay Sprunger

16:55:30 Rep. Linda Reksten

Vote: Motion carried 11-5 by voice vote with Rep. Bishop, Rep. Cohenour, Rep. Kortum, Rep. Lynch, Rep. Thane, voting no.

ADJOURNMENT

Adjournment: 16:57:24

LuCinda Blair, Secretary

Additional Documents: EXHIBIT(230202LOH)



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

LOCAL GOVERNMENT COMMITTEE

ROLL CALL

DATE: 2-2-2023

NAME	PRESENT	ABSENT/EXCUSED
VICE CHAIR BERTOGLIO	✓	
VICE CHAIR COHENOUR	✓	
REP. BISHOP		X
REP. GALLOWAY	✓	
REP. GIST	✓	
REP. GUNDERSON	✓	
REP. KORTUM	✓	
REP. SPRUNGER	✓	
REP. ZOLNIKOV		X
REP. THANE	✓	
REP. REKSTEN	✓	
REP. SEEKINS-CROWE	✓	
REP. LYNCH	✓	
REP. ESSMANN	✓	
REP. KERNS		X
CHAIR BREWSTER	✓	

16 MEMBERS



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES
AUTHORIZED
COMMITTEE PROXY
68TH LEGISLATIVE SESSION

I request to be excused from the Local Gov't Committee.

I desire to leave my proxy vote with Rep. Zelnikov.

PLEASE USE PEN

BILL	MOTION (Include AMENDMENT #)	AYE	NO
262	As Once Amended	✓	
	HB 262, 001, 001		
246	As Once Amended	✓	
	HB 0246, 001, 001	✓	
241		✓	

BILL	MOTION (Include AMENDMENT #)	AYE	NO

I authorize my vote to be matched with that of Rep. Bertoglio for any amendments proposed on this date.

Rep. [Signature]
(Signature)

Kerri Seekins-Crowe
(Print Name)

[Date]
(Meeting Date)



House Standing Committee Report

February 02, 2023

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To the Speaker,

We, your committee on **(H) Local Government** recommend that **House Bill 187** (first reading copy – white) **Do Pass as Amended**. The referenced amendment is HB0187.001.003.

Signed: 

Rep. Larry Brewster-R, Chair

-End-

Committee Vote:

Yes 10, No 6



House Standing Committee Report

February 02, 2023

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To the Speaker,

We, your committee on **(H) Local Government** recommend that **House Bill 241** (first reading copy – white) **Do Pass**.

Signed: 

Rep. Larry Brewster-R, Chair

-End-

Committee Vote:

Yes 11, No 5



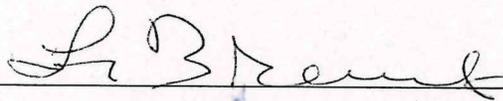
House Standing Committee Report

February 02, 2023

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To the Speaker,

We, your committee on **(H) Local Government** report that **House Bill 246** (first reading copy – white) **Do Pass as Amended**. The referenced amendment is HB0246.001.001.

Signed: 

Rep. Larry Brewster-R, Chair

-End-

Committee Vote:

Yes 16, No 0



House Standing Committee Report

February 02, 2023

page 1 of 1

To the Speaker,

We, your committee on **(H) Local Government** recommend that **House Bill 262** (first reading copy – white) **Do Pass as Amended**. The referenced amendment is HB0262.001.001.

Signed: _____

Rep. Larry Brewster-R, Chair

-End-

Committee Vote:

Yes 16, No 0



House Standing Committee Report

February 02, 2023

page 1 of 1

To the Speaker,

We, your committee on (H) **Local Government** recommend that **Senate Bill 103** (first reading copy – white) **Be Concurred In.**

Carrier: Rep. Kerns

Signed: 

Rep. Larry Brewster-R, Chair

-End-

Committee Vote:

Yes 16, No 0



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

VISITOR REGISTER

LOCAL GOVERNMENT COMMITTEE

DATE 2-2-2023

BILL NO: HB2915

SPONSOR(S): Bergstrom

SHORT TITLE: Revise nepotism laws

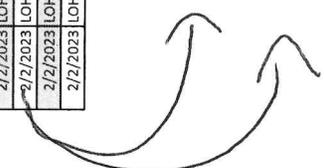
Please leave prepared testimony with the clerk. Witness Statement forms are available if you care to submit written testimony.

PLEASE PRINT PLEASE PRINT PLEASE PRINT PLEASE PRINT

Table with 5 columns: Name, Representing, Support, Oppose, Informt'l. Contains handwritten entries for J. King and Rebecca Boslough-King.

LOH Remote Participant List

Date	Committee	H/S	Bill #	Position	Requester Name	Location	Email	Phone	Affiliation
2/2/2023	LOH	HB	295	Proponent	Sean O'Callaghan	Bozeman, MT	sean@callaghanllc.com	(406) 594-2222	Montana Association of Planners
2/2/2023	LOH	HB	295	Proponent	Rebecca Boslough-King	Helena, MT	rebecca@bosloughking.com	(406) 767-1945	Montana Association of Conservation Districts
2/2/2023	LOH	HB	295	Proponent	Steve Wandraas	Circle, MT	stevew@wandraas.com	(406) 531-7854	McCone Conservation District
2/2/2023	LOH	HB	295	Proponent	Doug Bonsell	Etalaka, MT	bonsell.doug@gmail.com	(406) 775-7117	Carter County Conservation District



 Steve Hentel ; MACD + Fergus CD

 Dean Ross ; MACD + Garfield CD