

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

Call to Order: Chair Marta Bertoglio-R, on March 21, 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. Laurie Bishop (D)
Rep. Sherry Essmann (R)
Rep. Steven Galloway (R)
Rep. Steve Gist (R)
Rep. Scot Kerns (R)
Rep. Kelly Kortum (D)
Rep. Jennifer Lynch (D)
Rep. Linda Reksten (R)
Rep. Kerri Seekins-Crowe (R)
Rep. Courtenay Sprunger (R)
Rep. Katie Zolnikov (R)

Members Excused: Rep. Steve Gunderson (R)
Rep. Mark Thane (D)

Staff Present: Heather Kellum, 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 & Date Posted:

SB 143 03/14/2023
SB 158 03/14/2023
SB 173 03/14/2023
SB 319 03/20/2023

Executive Action:

SB 23
SB 130
SB 142

HEARING ON SB 143 - Allow for a referendum to terminate citizen initiated zoning district

Opening Statement:

15:01:45 Sen. John Esp (R), SD 30, opened the hearing on SB 143, Allow for a referendum to terminate citizen initiated zoning district.

Proponent Testimony:

15:05:33 Shelby Demars, United Property Owners of Montana

15:06:36 Karen Alley, Montana Association of Counties

15:08:44 Henry Kriegel, Americans for Prosperity

15:09:21 John Ostlund, Yellowstone County Commissioner

Opponent Testimony:

15:11:23 Ann Hedges, Montana Environmental Information Center

15:15:14 Edward Barta, Private Citizen

Informational Witness Testimony:

None

Questions from Committee:

None

Closing Statement:

15:17:33 Sen. John Esp (R), SD 30, closed the hearing on SB 143.

15:29:20 Rep. Thane has arrived

HEARING ON SB 158 - Revise family transfer law

Opening Statement:

15:19:20 Sen. Jason Ellsworth (R), SD 43, opened the hearing on SB 158, Revise family transfer law.

Proponent Testimony:

15:24:15 Kenton Hicether, Private Citizen

15:25:55 Terry Nelson, Private Citizen

15:27:58 Rob Arnaud, Private Citizen

15:29:34 Matt Cottle, Private Citizen

Opponent Testimony:

15:31:26 Eric Bryson, Montana Association of Counties

15:33:00 Ann Schwend, Montana Environmental Information Center

15:35:26 Constance Neumann, Private Citizen

15:37:48 Amy Seaman, Montana Audubon

15:39:32 Andrew Hagemeyer, Montana Association of Planners

15:41:47 Tim Worley, Missoula County Planning

Informational Witness Testimony:

None

Questions from Committee:

15:43:44 Rep. Steven Galloway

15:47:05 Vice Chair Jill Cohenour

15:51:54 Rep. Steve Gist

15:54:20 Rep. Steven Galloway

15:57:26 Rep. Laurie Bishop

Closing Statement:

16:02:44 Sen. Jason Ellsworth (R), SD 43, closed the hearing on SB 158.

Opening Statement:

16:06:31 Sen. Kenneth Bogner (R), SD 19, opened the hearing on SB 173, Revise county road abandonment process laws.

Proponent Testimony:

16:07:39 Roy Rost, Commissioner of Fallon County

16:11:01 Karen Alley, Montana Association of Counties

16:13:24 Joe Briggs, Cascade County Commissioner

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

16:15:47 Rep. Steven Galloway

Closing Statement:

16:16:08 Sen. Kenneth Bogner (R), SD 19, closed the hearing on SB 173.

HEARING ON SB 319 - Revise laws related to tracts of record

Opening Statement:

16:16:35 Sen. Ellie Boldman (D), SD 45, opened the hearing on SB 319, Revise laws related to tracts of record.

Proponent Testimony:

16:18:56 Tyler Gernant, Missoula County

16:26:12 Tim Worley, Missoula County Planning

16:26:57 Andrew Hagemeyer, Montana Association of Planners

Opponent Testimony:

16:28:58 Bill Gowen, Montana Land Title Association

16:33:44 Ryan Dahlke, Montana Department of Transportation
[EXHIBIT\(230321LOHa1\)](#)
16:38:57 Valerie Wilson, Department of Transportation
16:41:28 Kirk Adkins, Montana Association of Registered of Land Surveyors

Informational Witness Testimony:

None

Questions from Committee:

16:46:43 Rep. Steven Galloway
16:56:03 Rep. Mark Thane
16:59:14 Rep. Steven Galloway
17:00:43 Rep. Laurie Bishop

Closing Statement:

17:02:43 Sen. Ellie Boldman (D), SD 45, closed the hearing on SB 319.

17:06:18 **Recessed**

17:26:38 **Reconvened**

EXECUTIVE ACTION ON SB 23 - Require county to approve certain condominiums

17:26:59 **Motion:** Rep. Marta Bertoglio moved that **SB 23 BE CONCURRED IN.**
17:26:59 **Vote:** Motion carried unanimously by voice vote.
17:26:59 **Carrier Assigned:** Rep. Steven Galloway

EXECUTIVE ACTION ON SB 130 - Allow for a county consolidated land use board

17:28:09 **Motion:** Rep. Marta Bertoglio moved that **SB 130 BE CONCURRED IN.**
17:28:09 **Vote:** Motion carried unanimously by voice vote.
17:28:09 **Carrier Assigned:** Rep. Katie Zolnikov

EXECUTIVE ACTION ON SB 142 - Provide oversight of local impact fee laws

17:29:56 **Motion:** Rep. Marta Bertoglio moved that **SB 142 BE CONCURRED IN.**

Discussion:

17:29:58 Vice Chair Jill Cohenour

17:30:15 **Motion:** Rep. Jill Cohenour moved that **SB 142 BE AMENDED.**

Discussion:

17:30:31 Rep. Steven Galloway

17:30:41 Vice Chair Jill Cohenour

17:30:59 Vice Chair Marta Bertoglio

17:30:15 **Vote:** Motion failed 11 - 5 by voice vote with Rep. Bishop, Rep. Cohenour, Rep. Kortum, Rep. Lynch, Rep. Thane, voting yes.

17:53:26 **Motion:** Rep. Marta Bertoglio moved that **SB 142 BE CONCURRED IN.**

17:53:26 **Vote:** Motion carried 11 - 5 by voice vote with Rep. Bishop, Rep. Cohenour, Rep. Kortum, Rep. Lynch, Rep. Thane, voting no.

17:53:26 **Carrier Assigned:** Rep. Scot Kerns

ADJOURNMENT

Adjournment: 17:34:48

Heather Kellum, Secretary

Additional Documents: [EXHIBIT\(230321LOHaad\)](#)