

MINUTES
MONTANA SENATE
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (S) LOCAL GOVERNMENT

Call to Order: Chair Sen. Chris Friedel-R, on February 15, 2023 at 2:34 PM, in 405

ROLL CALL

Members Present: Sen. Chris Friedel, Chair (R)
Sen. Kenneth Bogner, Vice Chair (R)
Sen. Mary Ann Dunwell, Vice Chair (D)
Sen. Ellie Boldman (D)
Sen. Forrest Mandeville (R)
Sen. Christopher Pope (D)
Sen. Jeremy Trebas (R)
Sen. Terry Vermeire (R)

Members Excused: Sen. Daniel Zolnikov (R)

Staff Present: Toni Henneman, Research Analyst
Lorna Mason, 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 317 02/13/2023

SB 319 02/13/2023

Executive Action:

SB 245 DO PASS AS AMENDED

SB 275 DO PASS

SB 285 DO PASS

14:37:46 Recessed

14:40:42 Reconvened

EXECUTIVE ACTION ON SB 245 - Revise municipal zoning to allow multifamily and mixed use development

14:42:30 **Motion:** Sen. Kenneth Bogner moved that **SB 245 DO PASS.**

14:43:04 **Motion:** Sen. Daniel Zolnikov moved that **SB 245 BE AMENDED.**

Discussion:

14:43:27 Sen. Daniel Zolnikov

14:45:15 Sen. Mary Ann Dunwell

14:45:48 Sen. Daniel Zolnikov

14:46:48 Sen. Mary Ann Dunwell

14:47:02 Sen. Daniel Zolnikov

14:48:13 Sen. Forrest Mandeville

14:49:10 Sen. Chris Friedel

14:43:04 **Vote:** Motion carried unanimously by voice vote.

14:44:41 **Motion:** Sen. Kenneth Bogner moved that **SB 245 DO PASS AS AMENDED.**

Discussion:

15:08:41 Sen. Christopher Pope

15:11:30 Sen. Mary Ann Dunwell

15:13:39 Sen. Ellie Boldman

15:17:06 Sen. Jeremy Trebas

15:18:07 Sen. Christopher Pope

15:20:10 Sen. Chris Friedel

15:22:42 Sen. Ellie Boldman

15:22:56 Sen. Chris Friedel

14:44:41 **Vote:** Motion failed unanimously by roll call vote.

14:50:23 **Motion:** Sen. Mary Ann Dunwell moved that **SB 245 BE AMENDED.**

Discussion:

14:50:23 Sen. Mary Ann Dunwell
14:51:45 Sen. Forrest Mandeville
14:52:58 Sen. Mary Ann Dunwell
14:53:24 Toni Henneman
14:53:55 Sen. Mary Ann Dunwell
14:54:45 Sen. Forrest Mandeville
14:54:54 Toni Henneman
14:56:09 Sen. Daniel Zolnikov
14:59:56 Sen. Jeremy Trebas
15:00:39 Sen. Ellie Boldman
15:01:44 Toni Henneman
15:02:08 Sen. Ellie Boldman
15:02:41 Sen. Mary Ann Dunwell
15:04:31 Sen. Ellie Boldman
15:04:59 Sen. Mary Ann Dunwell
15:05:34 Sen. Forrest Mandeville
15:07:37 Sen. Mary Ann Dunwell
14:50:23 **Vote:** Motion failed 6 - 3 by roll call vote with Sen. Boldman, Sen. Dunwell, Sen. Pope, voting yes.
14:51:20 **Motion:** Sen. Kenneth Bogner moved that **SB 245 DO PASS AS AMENDED.**
14:51:20 **Vote:** Motion carried 8 - 1 by roll call vote with Sen. Pope, voting no.

EXECUTIVE ACTION ON SB 275 - Revise definition of proposed mixing zone & well isolation zone

15:23:36 **Motion:** Sen. Kenneth Bogner moved that **SB 275 DO PASS.**

Discussion:

15:24:41 Sen. Forrest Mandeville
15:25:19 Sen. Christopher Pope

15:26:14 Sen. Forrest Mandeville
15:26:52 Sen. Christopher Pope
15:27:06 Sen. Ellie Boldman
15:27:14 Sen. Mary Ann Dunwell
15:23:36 **Vote:** Motion carried 6 - 3 by voice vote with Sen. Boldman, Sen. Dunwell,
Sen. Pope, voting no.

EXECUTIVE ACTION ON SB 285 - Revise subdivision sanitation laws

15:29:03 **Motion:** Sen. Kenneth Bogner moved that **SB 285 DO PASS.**
Discussion:
15:29:28 Sen. Christopher Pope
15:29:43 Sen. Mary Ann Dunwell
15:29:54 Toni Henneman
15:30:21 Sen. Mary Ann Dunwell
15:30:52 Toni Henneman
15:31:02 Sen. Christopher Pope
15:32:10 Sen. Forrest Mandeville
15:32:52 Sen. Mary Ann Dunwell
15:29:03 **Vote:** Motion carried 6 - 3 by voice vote with Sen. Boldman, Sen. Dunwell,
Sen. Pope, voting no.

HEARING ON SB 317 - Require partisan elections of certain city officials

Opening Statement:

15:34:34 Sen. Chris Friedel (R), SD 26, opened the hearing on SB 317, Require
partisan elections of certain city officials.

Proponent Testimony:

None

Opponent Testimony:

15:35:06 Ta'jin Perez, Native Voice
15:36:08 Norane Appling-Freistadt, self

15:39:59 Robyn Morrison, Montana League of Women Voters (LWV)

Informational Witness Testimony:

None

Questions from Committee:

15:43:48 Sen. Forrest Mandeville joined the meeting.
15:43:50 Sen. Jeremy Trebas
15:44:51 Sen. Chris Friedel-R
15:45:20 Sen. Christopher Pope
15:48:35 Sen. Chris Friedel-R
15:48:36 Sen. Forrest Mandeville
15:49:19 Sen. Chris Friedel-R
15:53:55 Sen. Terry Vermeire
15:54:21 Sen. Chris Friedel-R
15:55:43 Sen. Jeremy Trebas
15:55:50 Sen. Chris Friedel
15:56:36 Sen. Kenneth Bogner
15:57:50 Sen. Chris Friedel-R

Closing Statement:

15:45:50 Sen. Chris Friedel (R), SD 26, closed the hearing on SB 317.

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

Opening Statement:

15:58:46 Sen. Ellie Boldman (D), SD 45, opened the hearing on SB 319, Revise laws related to tracts of record.

Proponent Testimony:

16:00:17 Tyler Gernant, Missoula County Clerk and Treasurer
[EXHIBIT\(230215LOSa1\)](#)
16:06:45 Karen Alley, Montana Association of Counties (MACo)
16:09:32 Jennifer Hensley, County of Missoula
16:12:33 Ann Schwend, Montana Environmental Information Center (MEIC)

Opponent Testimony:

16:15:48 Kirk Adkins, Montana Association of Registered Land Surveyors (MARLS)
16:19:52 Bill Gowan, Montana Land and Title Association (MLTA)

Informational Witness Testimony:

None

Questions from Committee:

16:23:06 Sen. Forrest Mandeville
16:25:34 Kirk Adkins, MARLS
16:28:55 Sen. Christopher Pope
16:31:20 Karen Alley, MACo
16:32:46 Sen. Christopher Pope
16:33:00 Tyler Gernant, self
16:33:48 Sen. Mary Ann Dunwell
16:34:44 Tyler Gernant, self
16:37:15 Sen. Forrest Mandeville
16:39:04 Karen Alley, MACo

Closing Statement:

16:39:33 Sen. Ellie Boldman (D), SD 45, closed the hearing on SB 319.

ADJOURNMENT

Adjournment: 16:41:20

Lorna Mason, Secretary

Additional Documents: [EXHIBIT\(230215LOSaad\)](#)