



SENATE STANDING COMMITTEE REPORT

February 18, 2005

Page 1 of 1

Mr. President:

We, your committee on **Local Government** recommend that **Senate Bill 350** (first reading copy -- white) do pass.

Signed: _____


Senator Jeff Mangan, Chair

- END -

Committee Vote:
Yes 11, No 0.

400916SC.ssc





SENATE STANDING COMMITTEE REPORT

February 18, 2005

Page 1 of 1

Mr. President:

We, your committee on **Local Government** recommend that **Senate Bill 370** (first reading copy -- white) **do pass**.

Signed: _____

Senator Jeff Mangano, Chair

- END -

Committee Vote:
Yes 7, No 4.

400918SC.ssc

KJ



SENATE STANDING COMMITTEE REPORT

February 18, 2005

Page 1 of 1

Mr. President:

We, your committee on **Local Government** recommend that **Senate Bill 458** (first reading copy -- white) **do pass as amended.**

Signed: _____

Senator Jeff Mangan, Chair

And, that such amendments read:

1. Title, line 6.

Following: "OF THE"

Insert: "WRITTEN"

2. Page 1, line 24.

Following: "use"

Insert: ", "

Following: "construction"

Insert: ", "

3. Page 1, line 25.

Following: "the"

Insert: "written"

- END -

Committee Vote:

Yes 11, No 0.

400930SC.ssc

KH



SENATE STANDING COMMITTEE REPORT

February 18, 2005

Page 1 of 2

Mr. President:

We, your committee on Local Government recommend that Senate Bill 301 (first reading copy -- white) do pass as amended.

Signed: _____

Senator Jeff Mangan, Chair

And, that such amendments read:

1. Title, line 7.

Following: "LEVIES;"

Insert: "CHANGING THE CONTENTS OF THE PROPERTY TAX NOTICE;"

2. Title, line 9.

Following: "7-21-3410,"

Insert: "15-16-101,"

3. Page 7, line 6.

Insert: "Section 14. Section 15-16-101, MCA, is amended to read:

"15-16-101. Treasurer to publish notice -- manner of publication. (1) Within 10 days after the receipt of the property tax record, the county treasurer shall publish a notice specifying:

(a) that one-half of all taxes levied and assessed will be due and payable before 5 p.m. on the next November 30 or within 30 days after the notice is postmarked and that unless paid prior to that time the amount then due will be delinquent and will draw interest at the rate of $\frac{5}{6}$ of 1% per month from the time of delinquency until paid and 2% will be added to the delinquent taxes as a penalty;

(b) that one-half of all taxes levied and assessed will be due and payable on or before 5 p.m. on the next May 31 and that unless paid prior to that time the taxes will be delinquent and will draw interest at the rate of $\frac{5}{6}$ of 1% per month from the time of delinquency until paid and 2% will be added to the

Committee Vote:

Yes 11, No 0.

400920SC.ssc

KJ

delinquent taxes as a penalty; and

(c) the time and place at which payment of taxes may be made.

(2) (a) The county treasurer shall send to the last-known address of each taxpayer a written notice, postage prepaid, showing the amount of taxes and assessments due for the current year and the amount due and delinquent for other years. The written notice must include:

- (i) the taxable value of the property;
- (ii) the total mill levy applied to that taxable value;
- ~~(iii) the value of each mill in that county;~~
- ~~(iv)~~ (iii) itemized city services and special improvement district assessments collected by the county;
- ~~(v)~~ (iv) the number of the school district in which the property is located; and
- ~~(vi)~~ (v) the amount of the total tax due that is levied as city tax, county tax, state tax, school district tax, and other tax.

(b) If the property is the subject of a tax sale for which a tax sale certificate has been issued under 15-17-212, the notice must also include, in a manner calculated to draw attention, a statement that the property is the subject of a tax sale and that the taxpayer may contact the county treasurer for complete information.

(3) The municipality shall, upon request of the county treasurer, provide the information to be included under subsection ~~(2)(a)(iv)~~ (2)(a)(iii) ready for mailing.

(4) The notice in every case must be published once a week for 2 weeks in a weekly or daily newspaper published in the county, if there is one, or if there is not, then by posting it in three public places. Failure to publish or post notices does not relieve the taxpayer from any tax liability. Any failure to give notice of the tax due for the current year or of delinquent tax will not affect the legality of the tax.

(5) If the department revises an assessment that results in an additional tax of \$5 or less, an additional tax is not owed and a new tax bill does not need to be prepared. ""

Renumber: subsequent sections

- END -



SENATE STANDING COMMITTEE REPORT

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Page 1 of 1

Mr. President:

We, your committee on **Local Government** recommend that **Senate Bill 167** (first reading copy -- white) **do pass**.

Signed: _____

Senator Jeff Mangan, Chair

- END -

Committee Vote:
Yes 10, No 1.

400923SC.ssc

KJ

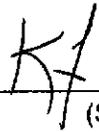
COMMITTEE FILE COPY

TABLED BILL

The **SENATE LOCAL GOVERNMENT COMMITTEE** TABLED **SB 237, SB 253, SB 309, SB 382**, by motion, on **Thursday, February 17, 2005**.



(For the Committee)



(Secretary of Senate)

10:00 2-18
(Time) (Date)

February 17, 2005

Jennifer Kirby, Secretary

Phone: 444-4440

PROXY VOTE

I, the undersigned, hereby authorize Senator ESP to

vote my proxy on any issue before the Senate Local Government

Committee held on Feb., 2005.

| | | |
|-------------------|-----------------------|---------------------|
| SB 370 | NO | Amendment B 301 Aye |
| SB 237 | Amendment | Do Pass SB 301 Aye |
| SB 237 | As Amended Yes | Amendment B 167 Aye |
| SB 237 | Table end reverse Aye | SB 167 Aye |

[Signature]
SENATOR

STATE OF MONTANA

Do Pass SB 382 Yes
 Table SB 309 NO
 Table SB 253 NO
 SB 382
 Do Pass SB 458 Yes

PROXY VOTE

I, the undersigned, hereby authorize Senator _____ to

vote my proxy on any issue before the Senate _____

Committee held on _____, 2005.

SB 350, 370, 327, 382, 309, 253, 301, 458, 167

Gayle M. Ross

SENATOR

STATE OF MONTANA

Moss

PROXY VOTE

LAURE

I, the undersigned, hereby authorize Senator LAURE to

vote my proxy on any issue before the Senate Local both

Committee held on 17 Feb 05, 2005.

| | | | | |
|----------------------|-------|----------|---------------------|----------|
| NO SB 458 | - NO | SB-253 | - NO YES | to TABLE |
| | | | | AMEND. Y |
| SB 382 | - NO | ✓ SB-450 | | Bill |
| | | | | AMEND. Y |
| SB 350 | - YES | ✓ SB-301 | | Bill |
| | | | | AMEND. Y |

~~SENATOR~~ Stouffer

SENATOR

STATE OF MONTANA

SB-167 Amend - N

SB-167 Bill- 10-1

Amend
yes → SB 237 - NO

SB 370 - NO 7-4

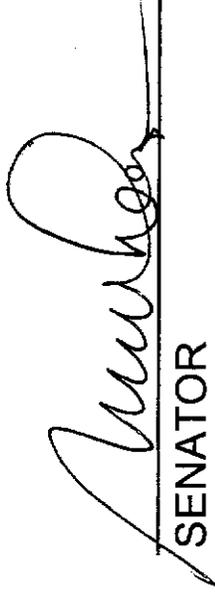
SB-309 YES to TABLE

PROXY VOTE

I, the undersigned, hereby authorize Senator MARGAN to

vote my proxy on any issue before the Senate Local Govt

Committee held on 2/17/2005, 2005.



SENATOR

STATE OF MONTANA

MONTANA STATE SENATE 2005 LEGISLATURE

VISITOR REGISTER

DATE Feb. 17, 2005SENATE COMMITTEE ON Local GovernmentBILLS BEING HEARD TODAY SB 237, SB 350, SB 370,
SB 382, SB 458

PLEASE PRINT

| NAME | PHONE | REPRESENTING | BILL # | SUPPORT | OPPOSE |
|--------------------|----------|------------------------|--------|---------|--------|
| Raymond Glendening | 442-1199 | AFSCME Council 9 | SB 370 | ✓ | |
| FRED BODHOLT | 829-3956 | SAVE OUR NEIGHBORHOODS | SB 350 | ✓ | |
| JERRY BALLAS | 549-1676 | MISOULA CITY COUNCIL | SB 350 | ✓ | |
| KATHY FRAME | 758-5687 | FLAT CO SHERIFF | SB 370 | ✓ | |
| BRIAN FRAME | 837-5024 | SELF | SB 370 | ✓ | |
| Sgt. L.D. GROSS | 837-6800 | FLAT CO SHERIFF | SB 370 | ✓ | |
| Sgt. Jamie Young | 388-5467 | Gallatin County | SB 370 | ✓ | |
| Edwin E. Blackler | 837-5196 | FOURHEAD COUNTY | SB 370 | ✓ | |
| DAVE WALSH | 752-4590 | FOURHEAD COUNTY | SB 370 | ✓ | |
| Rick Lower | 582-2132 | Gallatin Co. | SB 370 | ✓ | |
| Heidi Hirsch | 582-2132 | Gallatin Co. | SB 370 | ✓ | |
| DAVID W. MITCHELL | 258-4019 | DOAN | SB 370 | ✓ | |
| Sheenagh Lee | 377-7209 | Self | SB 370 | ✓ | |

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY

MONTANA STATE SENATE 2005 LEGISLATURE

VISITOR REGISTER

DATE FEB. 17, 2005

SENATE COMMITTEE ON Local Government

BILLS BEING HEARD TODAY SB237, SB, 350, SB370, SB382, SB458

| NAME | | PHONE | PLEASE PRINT REPRESENTING | BILL # | SUPPORT | OPPOSE |
|-------------|--|----------|---------------------------------|--------|-------------------------------------|--------------------------|
| Tymrak | | 587-8375 | Gallatin Co & Self | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Dave Castle | | 454-6820 | Cascade Co. Sheriff | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| LILJENSON | | 454-6883 | Cascade Co. Sheriff | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Kinsler | | 254-7982 | Yellowstone City Sheriff | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| McClure | | 256-6900 | Yellowstone City Sheriff | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| HELL | | 582-2125 | Yellowstone City Sheriff | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Hunt | | 258-3302 | GALLATIN CO. SHERIFF | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| H | | 756-1888 | MISSOULA CO. SHERIFF | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| GAN | | 431-6657 | Flathead Co. Sheriff | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| EL | | 721-0300 | LABORERS UNION | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | | 721-5229 | POT. OFF. ASST. OF MISSOULA CO. | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | | 543-7952 | MISSOULA | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | | 252-3677 | Missoula | SB350 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | | | Yellowstone CO. | SB350 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | | | Yellowstone CO. | SB370 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

STATE PREPARED STATEMENT WITH COMMITTEE SECRETARY

MONTANA STATE SENATE 2005 LEGISLATURE

VISITOR REGISTER

DATE Feb. 17, 2005SENATE COMMITTEE ON LOCAL GOVERNMENTBILLS BEING HEARD TODAY SB 237, SB 350, SB 370, SB 382, SB 458

PLEASE PRINT

| NAME | PHONE | REPRESENTING | BILL # | SUPPORT | OPPOSE |
|---------------|----------|--------------------|----------------|---------|--------|
| Doug Adams | 862-1101 | City of Whitefish | 237 | ✓ | |
| ERIK GARBEN | 862-8586 | CITY OF WHITEFISH | 237 | ✓ | |
| Gary Marks | 863-2400 | City of Whitefish | 237 | ✓ | |
| Doug Lundell | 539-5943 | Gallatin County | 370 | ✓ | |
| JOHNNY ROGERS | 861-5487 | YELLOWSTONE COUNTY | 237 | ✓ | |
| JERRY BAZAN | 549-1678 | ANCHITBEIT | 237 | | ✓ |
| Jim Nugent | 258-4613 | City of Missoula | SB 350 | ✓ | |
| Jim Nugent | 258-4613 | City of Missoula | SB 382 | | ✓ |
| Jim Nugent | 258-4613 | City of Missoula | SB 458 | ✓ | |
| Steve Pitcher | 442-3921 | MT Stockgrowers | SB 382 | ✓ | |
| Don Judge | 459-1708 | Teonstis Local 190 | SB 370 | | |
| Kelly Jenkins | 444-2714 | PER BOARD | SB 370 | | X |
| Brian Goutkin | 582-2131 | Gallatin CSO | SB 370 | ✓ | |

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY

MONTANA STATE SENATE 2005 LEGISLATURE

VISITOR REGISTER

DATE Feb 17, 2005

SENATE COMMITTEE ON Local Government

BILLS BEING HEARD TODAY SB 237, SB 350, SB 370, SB 382, SB 458

PLEASE PRINT

| NAME | PHONE | REPRESENTING | BILL # | SUPPORT | OPPOSE |
|-------------------|----------|----------------------|--------|------------|--------|
| Terry Teichman | | PERB | 370 | | X |
| Jim Smith | | Sheriff's Assoc | 370 | ✓ | |
| Ed Tinsley | | L+C Cty. | 350 | ✓ | |
| Mike Ham's | 5817557 | Kall. County | 370 | ✓ See writ | |
| Bill Grant | 2389888 | MT AIA | 237 | | X |
| Susan Bjerke | 443-5801 | Arch. Soc. of Helens | 237 | | ✓ |
| Sen. John Brugger | 944-4640 | SDG | 237 | ✓ | |
| KAREN LASS | 656-6389 | HKM/self | 237 | | ✓ |
| BRETT CAMPBELL | 728-4611 | WGM/SELF | 237 | | X |
| Jay Skoog | 443-1160 | ACEC-Montana | 237 | | X |
| Jolie Showman | 495-3428 | ASCE - Montana | 237 | | X |
| Tammy McMill | | Montana Assoc | 350 | X | |
| KISS KATHERMAN | 444-3104 | STATE A&E DIV | 237 | | INFO |

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY

MONTANA STATE SENATE 2005 LEGISLATURE

VISITOR REGISTER

DATE Feb. 17, 2005

SENATE COMMITTEE ON Local Government

BILLS BEING HEARD TODAY SB 237, SB 350, SB 370, SB 382, SB 458

PLEASE PRINT

| NAME | PHONE | REPRESENTING | BILL # | SUPPORT | OPPOSE |
|--------------|----------|------------------------|----------------|---------|--------|
| Roger Foster | 443-4606 | Morrison Maiale / Self | SB 237 | | X |
| Jim Kembel | 439-6791 | AIA Montana MARLS | SB 237 | | X |
| Dave Zahrer | 761-3010 | Thomas, Dean & H/Kan | SB 237 | | X |
| Jim Kembel | 439-6791 | MARLS | SB 237 | | X |
| Alec Hansen | 442 8768 | CITIES | 350 282 458 | X | |
| M. S. KAKUK | 443-7788 | MT Assoc. Realtors | 507 458 | | INFO |
| | | | | | |
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PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY



MONTANA STATE SENATE

+++++ WITNESS STATEMENT +++++

NAME Ed Tinsley, Lewis & Clark County Commissioner

ADDRESS PO Box 1724 Helena 59624

HOME PHONE: 443-7126 WORK PHONE: 447-8302

REPRESENTING L+C County

APPEARING ON WHICH PROPOSAL ? SB 350

DO YOU: SUPPORT OPPOSE AMEND

COMMENTS:

on behalf of Lewis and Clark County
we strongly support this passage of this bill.
It only makes sense and is one more tool in the
toolbox of local government to ensure good planning.

Ed Tinsley

PLEASE LEAVE PREPARED STATEMENT WITH
COMMITTEE SECRETARY



MONTANA STATE SENATE

+++++ WITNESS STATEMENT +++++

NAME Michael Harris

ADDRESS 311 West Main Room 304

HOME PHONE: 581 7357 WORK PHONE: _____

REPRESENTING Gallatin County

APPEARING ON WHICH PROPOSAL ? SB 370

DO YOU: SUPPORT X OPPOSE _____ AMEND _____

COMMENTS:

Gallatin County Commission has reviewed and supports SB 370. The provisions will be a short term financial impact to the county but will be a future financial savings to the county through retention and cost savings through training of new officers.

We ask a do pass for this bill.

Thank

Mike Harris

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY

PRESENTED TO SENATE LOCAL GOVERNMENT
February 17, 2005
Detention Officers Association of Missoula County

The Forgotten Cop
(Author Unknown)

What would the average citizen say if it were proposed that Police Officers be assigned to a neighborhood which was inhabited by no one but criminals and those Officers would be unarmed, patrol on foot and be heavily out numbered? I wager that the overwhelming public response would be that the Officers would have to be crazy to accept such an assignment. However as you read this such a scenario is being played out in all areas of the country.

We are Correctional Officers. Not Guards (who are people that watch school crossings). We work at minimum, medium, and maximum security Correctional Facilities. We are empowered by the State to enforce its Penal Laws, rules, and regulations of the Department of Correctional Services. In short we are Policemen. Our beat is totally inhabited by convicted felons who, by definition, are people who tend to break laws, rules, and regulations. We are out numbered by as many as 50 to 1 at various times of our work day and contrary to popular belief, we work without a side arm. In short, our necks are on the line every minute of every day.

A Correctional Facility is a very misunderstood environment. The average person has very little knowledge of it's workings. Society sends it's criminals to Correctional Facilities and as time passes, each criminal's crime fades from our memory until the collective prison population becomes a horde of bad people being warehoused away from decent society in a place where they can cause no further harm. There is also the notion that prison inmates cease to be a problem when they are incarcerated.

Correctional Facilities are full of violence perpetrated by the prison population against the prison population and facility staff. Felonies are committed daily but are rarely reported. They are called "unusual incidents" and rarely result in criminal prosecution. Discipline is handled internally and, as a rule, the public is rarely informed of these crimes. In the course of maintaining order in these facilities, many Officers have endured the humiliation of having urine and feces thrown at them. Uncounted Correctional Officers have been kicked, bitten, stabbed and slashed with home made weapons, taken hostage, murdered and even raped in the line of duty, all while being legally mandated to maintain their Professional Composure and refraining from any retaliation which could be the basis for dismissal from service.

In addition to these obvious dangers, Correctional Officers face hidden dangers in the form of AIDS, Tuberculosis, Hepatitis B and C. Courts are now imposing longer sentences and the prison population is increasing far beyond the systems designated capacity. As the public demands more police on the street, governments everywhere are cutting police in prison where violence reins supreme, jeopardizing all those working behind prison walls.

Although you will never see us on "911" or "Top Cops" we are Law Enforcement Professionals. We are the "FORGOTTEN COP," hidden from public view, doing a dangerous beat, hoping someday to receive the respect and approval from the public who "WE SILENTLY SERVE."