

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
59th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: By **CHAIRMAN MARK E. NOENNIG**, on January 20, 2005
at 3:00 P.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Mark E. Noennig, Chairman (R)
Rep. Hal Jacobson, Vice Chairman (D)
Rep. Wayne Stahl, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. Debby Barrett (R)
Rep. Mary Caferro (D)
Rep. Margaret H. Campbell (D)
Rep. Sue Dickenson (D)
Rep. Emelie Eaton (D)
Rep. Christopher Harris (D)
Rep. Gordon R. Hendrick (R)
Rep. Teresa K. Henry (D)
Rep. Mike Jopek (D)
Rep. Gary MacLaren (R)
Rep. Rick Maedje (R)
Rep. Dave McAlpin (D)
Rep. Tom McGillvray (R)
Rep. Bernie Olson (R)

Members Excused: None.

Members Absent: None.

Staff Present: Susan Fox, Legislative Branch
Kyanne Kelly, 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: HB 220, 1/13/2005; HB 218,
1/13/2005; HB 230, 1/13/2005
Executive Action: HB 70, HB 92, HB 19

HEARING ON HB 220

Opening Statement by Sponsor: REP. BOB LAKE (R), HD 88, opened the hearing on HB 220, Authorize electronic fund transfers between state and local governments.

00:00:39

Proponents' Testimony:

00:03:59 Paul Christofferson, Department of Administration

00:05:09 Harold Blattie, Montana Association of Counties

[EXHIBIT \(loh15a01\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:06:27

Closing by Sponsor:

00:14:35

HEARING ON HB 218

Opening Statement by Sponsor: REP. BERNIE OLSON (R), HD 10, opened the hearing on HB 218, Revise laws on mosquito control districts.

00:16:00

Proponents' Testimony:

00:25:13 Harold Blattie, Montana Association of Counties

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:28:39

Closing by Sponsor:

00:49:09

HEARING ON HB 230

Opening Statement by Sponsor: REP. HAL JACOBSON (D), HD 82,
opened the hearing on **HB 230**, Revise laws governing municipal
subdivisions.

00:49:25

Proponents' Testimony:

00:52:23 Dave Nielsen, Attorney for City of Helena

Opponents' Testimony: None

Informational Testimony:

00:59:45 Tammy McGill, Association of Planners

01:00:56 Ray Lazuk, Department of Environmental Quality

Questions from Committee Members and Responses:

01:01:28

Closing by Sponsor:

01:12:35

EXECUTIVE ACTION ON HB 70

Motion: REP. STAHL moved that HB 70 DO PASS.

Discussion:

01:28:06

[EXHIBIT\(loh15a02\)](#)

[EXHIBIT\(loh15a03\)](#)

Motion/Vote: REP. HARRIS moved that HB 70 BE AMENDED. Motion
carried 16-2 by voice vote with EATON and MCGILLVRAY voting no.

Motion/Vote: REP. STAHL moved that HB 70 DO PASS AS AMENDED.
Motion carried 14-4 by voice vote with DICKENSON, EATON, JOPEK,
and MCALPIN voting no.

EXECUTIVE ACTION ON HB 92

Motion: REP. OLSON moved that HB 92 DO PASS.

Discussion:

01:47:41

Motion: REP. OLSON moved that HB 92 BE AMENDED.

[EXHIBIT](#)(loh15a04)

Vote: Motion carried 16-2 by voice vote with HARRIS and MCGILLVRAY voting no.

Motion: REP. OLSON moved that HB 92 DO PASS AS AMENDED.

Discussion:

02:05:52

Vote: Motion failed 8-10 by roll call vote with CAFERRO, CAMPBELL, EATON, HENRY, JOPEK, MCALPIN, NOENNIG, and OLSON voting aye.

Motion/Vote: REP. NOENNIG moved that HB 92 BE TABLED, without objection, AND THE VOTE REVERSED. Motion carried 10-8.

EXECUTIVE ACTION ON HB 19

Motion: REP. ARNTZEN moved that HB 19 DO PASS.

Discussion:

02:14:56

Motion: REP. ARNTZEN moved that HB 19 BE AMENDED.

[EXHIBIT](#)(loh15a05)

Discussion:

02:15:30

REP. WAYNE STAHL, HD 35, SACO asked that the amendment be segregated. Without objection the committee agreed to segregate the amendment.

Motion/Vote: REP. STAHL moved that PART 2 OF THE AMENDMENT to HB 19 BE ADOPTED. The motion failed 1-17 by voice vote with REP. MAEDJE voting aye.

Motion/Vote: REP. ARNTZEN moved that PART THREE OF THE AMENDMENT be adopted. Motion carried 11-7 by roll call vote with CAFERRO, CAMPBELL, EATON, HARRIS, HENRY, JOPEK, and MCALPIN voting no.

Motion: REP. MAEDJE moved that HB 19 DO PASS AS AMENDED.

Discussion:

02:34:01

Substitute Motion/Vote: REP. DICKENSON moved that HB 19 BE TABLED. Motion carried 17-1 by roll call vote with NOENNIG voting no.

A Subcommittee was appointed by the chairman to create a Committee Bill to address this issue. MCALPIN, HARRIS, MACLAREN, STAHL are the subcommittee members.

REP. WAYNE STAHL, HD 35, SACO was appointed chairman of the subcommittee.

ADJOURNMENT

Adjournment: 5:50 P.M.

REP. MARK E. NOENNIG, Chairman

KYANNE KELLY, Secretary

MN/KK

Additional Exhibits:

EXHIBIT ([loh15aad0.PDF](#))