

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: By **CHAIRMAN ELSIE ARNTZEN**, on March 22, 2007 at 3:11 P.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Elsie Arntzen, Chairman (R)
Rep. Wayne Stahl, Vice Chairman (R)
Rep. Brady Wiseman, Vice Chairman (D)
Rep. Duane Ankney (R)
Rep. Mark Blasdel (R)
Rep. Bob Ebinger (D)
Rep. Wanda Grinde (D)
Rep. Pat Ingraham (R)
Rep. Hal Jacobson (D)
Rep. William J. Jones (R)
Rep. Deborah Kottel (D)
Rep. Gary MacLaren (R)
Rep. Bill Nooney (R)
Rep. Jesse O'Hara (R)
Rep. Diane Sands (D)

Members Excused: None.

Members Absent: Rep. Betsy Hands (D)

Staff Present: Sonja Lee, Legislative Branch
Pam Schindler, 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: SJR 26, SB 503, SB 527, 3/15/2007
Executive Action: SB 203, SB 245, SB 261

HEARING ON SJR 26

Opening Statement by Sponsor:

00:03:06 Sen. Rick Laible (R), SD 44, opened the hearing on SJR 26, Interim study of zoning and land use planning.

Proponents' Testimony:

00:10:15 Tim Davis, Montana Smart Growth Coalition
00:11:33 Glen Oppel, Montana Association of Realtors
00:12:23 Steve Pilcher, Montana Stockgrowers Association
00:13:53 Myra Shults, Land Use Attorney, Montana Association of Counties
00:15:18 Gordon Morris, Lewis and Clark County Commissioners
00:16:19 Mike Kaddis, City of Missoula
00:19:15 Alec Hansen, Montana League of Cities and Towns

Opponents' Testimony: None

Informational Testimony: Informational

Questions from Committee Members and Responses:

00:22:51 Rep. Ingraham
00:24:58 Sen. Laible
00:27:07 Rep. Arntzen
00:27:39 Sen. Laible
00:31:54 Rep. Nooney
00:32:16 Mr. Oppel

Closing by Sponsor:

00:32:33 Sen. Laible

Received at the conclusion of SJR 26:

[EXHIBIT](#)(loh61a01)

HEARING ON SB 503

Opening Statement by Sponsor:

00:34:22 Sen. Gary Perry (R), SD 35, opened the hearing on SB 503, Extend county zoning protest period.

Proponents' Testimony:

00:35:39 Steve White, Gallatin County Commissioner

[EXHIBIT \(loh61a02\)](#)

00:39:52 Michael Harris, Gallatin County Legislative Liaison

00:41:23 Steve Pilcher, Montana Stockgrowers Association

00:43:07 Glen Oppel, Montana Association of Realtors

00:43:27 Gordon Morris, Lewis and Clark County Commissioners

Opponents' Testimony:

00:43:58 Linda Stoll, Montana Association of Planners

Informational Testimony: None

Questions from Committee Members and Responses:

00:45:51 Rep. Sands

00:46:21 Sen. Perry

00:46:41 Mr. White

00:48:42 Rep. Nooney

00:49:21 Mr. White

00:53:26 Rep. Arntzen

00:54:22 Mr. Harris

00:56:45 Mr. White

Closing by Sponsor:

01:02:58 Sen. Perry

HEARING ON SB 527

Opening Statement by Sponsor:

01:03:20 Sen. Kim Gillan (D), SD 24, opened the hearing on SB 527, Revise condominium exemption for subdivision review.

Proponents' Testimony:

01:05:55 Myra Shults, Land Use Attorney, Montana Association of Counties

[EXHIBIT \(loh61a03\)](#)

[EXHIBIT \(loh61a04\)](#)

01:19:38 Tim Davis, Montana Smart Growth Coalition

01:21:35 Mike Sehestedt, Deputy County Attorney, County of Missoula, Missoula, Montana

[EXHIBIT \(loh61a05\)](#)

01:27:23 Linda Stoll, Montana Association of Planners, Lake
County

Opponents' Testimony:

01:34:39 Glen Oppel, Montana Association of Realtors

EXHIBIT (loh61a06)

01:37:49 Rod Wilson, President, Billings Association of Realtors

01:43:00 Carol Hardy, Attorney, Pedersen and Hardy, P.C.,
Billings, Montana

EXHIBIT (loh61a07)

01:55:33 Rick Leuthold, Engineering Inc., Billings, Montana

EXHIBIT (loh61a08)

02:09:22 Dan Wells, Past President, Billings Home Builders
Association

02:10:33 Fred Rogers, Real Estate Broker, Billings, Montana

02:12:51 Miles Inken, Real Estate Developer/Marketer, Billings,
Montana

Informational Testimony: None

Questions from Committee Members and Responses:

02:16:31 Rep. Ingraham

02:17:08 Ms. Shults

02:19:59 Ms. Hardy

02:20:41 Rep. Grinde

02:21:11 Mr. Leuthold

02:21:57 Ms. Stoll

02:22:41 Rep. Sands

02:23:16 Mr. Sehestedt6

02:26:33 Ms. Stoll

02:28:43 Rep. Ebinger

02:29:10 Mr. Rogers

02:32:43 Mr. Wells

02:35:53 Ms. Hardy

02:37:06 Rep. Ingraham

02:37:39 Ms. Stoll

02:38:44 Ms. Shults

Closing by Sponsor:

02:41:30 Sen. Gillan

EXECUTIVE ACTION ON SB 203

02:46:10 **Motion:** Rep. O'Hara moved that **SB 203 BE CONCURRED IN.**

Discussion:

02:46:44 Rep. Arntzen

02:47:38 Rep. Ebinger

02:47:57 **Vote:** Motion that **SB 203 BE CONCURRED IN** carried unanimously by voice vote 11-0 with Reps. Kottel, Hands, Nooney, Ankney, and MacLaren absent with no proxys signed. Rep. Wiseman voted by proxy. Rep. Sands to carry on House Floor.

EXECUTIVE ACTION ON SB 245

02:49:43 **Motion:** Rep. Jacobson moved that **SB 245 BE CONCURRED IN.**

Discussion:

02:49:55 Rep. Ingraham

02:50:17 **Vote:** Motion that **SB 245 BE CONCURRED IN** carried unanimously by voice vote 11-0 with Reps. Kottel, Hands, Nooney, Ankney, and MacLaren absent with no proxies signed. Rep. Wiseman voted by proxy. Rep. Jones to carry on House Floor.

EXECUTIVE ACTION ON SB 261

02:52:49 **Motion/Vote:** Rep. Ingraham moved that **SB 261 BE CONCURRED IN.** Motion carried unanimously by voice vote 11-0 with Reps. Kottel, Hands, Nooney, Ankney, and MacLaren absent with no proxies signed. Rep. Wiseman voted by proxy. Rep. Hendrick to carry on House Floor.

ADJOURNMENT

Adjournment: 6:05 P.M.

REP. ELSIE ARNTZEN, Chairman

PAM SCHINDLER, Secretary

EA/ps

Additional Exhibits:

EXHIBIT ([loh61aad.pdf](#))