

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: Chair Liz Bangerter, on March 14, 2013 at 3:00 PM, in Room 172 Capitol

ROLL CALL

Members Present:

Rep. Liz Bangerter, Chair (R)
Rep. Steve Fitzpatrick, Vice Chair (R)
Rep. Kathy Swanson, Vice Chair (D)
Rep. Tom Berry (R)
Rep. Clarena Brockie (D)
Rep. Amanda Curtis (D)
Rep. Pat Ingraham (R)
Rep. Steve Lavin (R)
Rep. David (Doc) Moore (R)
Rep. Jerry O'Neil (R)
Rep. Nicholas Schwaderer (R)
Rep. Tom Steenberg (D)
Rep. Nancy Wilson (D)

Members Excused: Rep. Roger A. Hagan (R)
Rep. Mary McNally (D)
Rep. Jonathan McNiven (R)
Rep. Casey Schreiner (D)
Rep. Daniel Zolnikov (R)

Members Absent: None

Staff Present: Ginger Aldrich, Legislative Branch
Sally Speer, 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: SB 209, 3/8/2013; SB 245, 3/8/2013; SB 147, 3/11/2013
Executive Action: SB 105; SB 132; SB 293

01:10:04 Chair Bangerter

EXECUTIVE ACTION ON SB 105

01:10:07 **Motion:** Rep. Fitzpatrick moved that **SB 105 BE CONCURRED IN**.

Discussion:

01:10:17 Chair Bangerter

01:10:27 Rep. Swanson

01:10:43 Rep. Wilson

01:11:16 Reps. McNiven, Zolnikov, Hagan, and McNally entered.

01:11:48 Rep. Brockie

01:12:39 Rep. McNally

01:13:20 Rep. Hagan

01:13:57 **Vote:** Motion carried 11-7 by roll call vote with Rep. Brockie, Rep. Curtis, Rep. McNally, Rep. Schreiner, Rep. Steenberg, Rep. Swanson and Rep. Wilson voting no. Rep. Schreiner voted by proxy. Rep. McNiven will carry the bill.

EXECUTIVE ACTION ON SB 132

01:15:44 **Motion/Vote:** Rep. Fitzpatrick moved that **SB 132 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Schreiner voted by proxy. Rep. Ingraham will carry the bill.

01:15:55 Chair Bangerter

EXECUTIVE ACTION ON SB 293

01:16:12 **Motion/Vote:** Rep. Fitzpatrick moved that **SB 293 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Schreiner voted by proxy. Rep. Moore will carry the bill.

01:17:00 Chair Bangerter

HEARING ON SB 209

Opening Statement by Sponsor:

01:17:31 Sen. Ron Arthun (R), SD 31, opened the hearing on SB 209, Authorize resort area district to issue bonds and pledge resort tax revenue.

Proponents' Testimony:

01:20:23 Les Loble, Big Sky Resort Area District (BSRAD)

EXHIBIT(loh55a01)

01:22:58 David O'Connor, Big Sky Chamber of Commerce

01:24:24 Mike Scholz, Self

01:25:24 Mona Jamison, BSRAD

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:29:42 Rep. O'Neil
01:30:01 Ms. Jamison, BSRAD
01:31:00 Rep. Hagan
01:31:43 Ms. Jamison, BSRAD
01:32:06 Rep. Hagan
01:32:42 Ms. Jamison, BSRAD
01:32:47 Rep. McNiven
01:34:34 Ms. Jamison, BSRAD
01:34:39 Rep. McNiven
01:34:45 Ms. Jamison, BSRAD
01:36:12 Rep. McNiven
01:36:39 Ms. Jamison, BSRAD
01:37:09 Rep. Berry
01:37:16 Rep. Zolnikov
01:37:39 Ms. Jamison, BSRAD
01:37:51 Rep. Zolnikov
01:38:01 Ms. Jamison, BSRAD
01:38:22 Rep. Zolnikov
01:38:58 Ms. Jamison, BSRAD
01:39:15 Rep. Zolnikov
01:40:00 Ms. Jamison, BSRAD
01:40:31 Rep. McNiven
01:41:34 Ms. Jamison, BSRAD
01:41:42 Rep. McNally
01:41:59 Ms. Jamison, BSRAD
01:42:36 Rep. Berry
01:42:55 Sen. Arthun
01:43:44 Rep. Schwaderer
01:43:51 Ms. Jamison, BSRAD

Closing by Sponsor:

01:45:46 Sen. Arthun

HEARING ON SB 245

Opening Statement by Sponsor:

01:46:14 Sen. Ron Arthun (R), SD 31, opened the hearing on SB 245, Revise reference to financial investments by fire relief associations.

Proponents' Testimony:

01:47:50 John Semple, Montana Fire Alliance (MFA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:48:58 Rep. O'Neil
 01:49:12 Mr. Semple, MFA
 01:49:39 Rep. O'Neil
 01:50:10 Mr. Semple, MFA

Closing by Sponsor:

01:50:35 Sen. Arthun

HEARING ON SB 147**Opening Statement by Sponsor:**

01:51:55 Sen. Edward Buttrey (R), SD 13, opened the hearing on SB 147, Generally revise subdivision review criteria laws regarding agriculture.

01:56:20 Chair Bangerter

Proponents' Testimony:

01:57:17 Dustin Stewart, Montana Building Industry Association (MBIA)

[EXHIBIT\(loh55a02\)](#)

02:00:57 Bill VanCanagan, Montana Association of Realtors (MAR)

02:05:12 Gloria Roark, Self

[EXHIBIT\(loh55a03\)](#)**[EXHIBIT\(loh55a04\)](#)**

02:08:23 Janet Zentgraf, Self

[EXHIBIT\(loh55a05\)](#)

02:11:43 Marilyn Hatch, Self

[EXHIBIT\(loh55a06\)](#)

02:12:26 Pauline Dean, Self

[EXHIBIT\(loh55a07\)](#)

02:13:30 John Richards, Self

02:15:35 Theresa Polumsky, Self

02:16:46 Austin James, Missoula Organization of Realtors

02:20:05 Amy Fisher, MAR

[EXHIBIT\(loh55a08\)](#)

02:20:29 Chuck Denowh, Self

02:23:57 Bill Chandler, Self

[EXHIBIT\(loh55a09\)](#)

02:24:21 John Plohyer, Self

[EXHIBIT\(loh55a10\)](#)

02:25:45 Joe Roberts, Montana Association of Registered Land Surveyors (MARLS)

02:27:33 Harold Blattie, Montana Association of Counties (MACo)

Opponents' Testimony:

02:28:09 Kelly Flaherty-Settle, Self

02:31:41 Jacob Cowgill, Montana Farmers Union (MFU)

02:33:32 Alan Mackie, Self

02:40:26 Marty Tuttle, Chief Legal Council (COM)

02:45:29 Kate Cholera, City of Missoula

02:46:37 Andrew Hagemeyer, Self

02:48:34 Andy Hayes, Self
02:50:34 Maureen Edwards, Self
02:53:23 Bonnie Buckingham, Community Food and Agriculture Coalition (CFAC)

EXHIBIT(loh55a11)

02:55:08 Cole Mannix, Self
02:56:15 Wally Congeon, Self

EXHIBIT(loh55a12)

03:02:44 Jim Cusker, Self
03:04:17 Elizabeth Costello, Self
03:04:35 Jim Smith, Montana Association of Planners (MAP)

EXHIBIT(loh55a13)

03:05:19 Annie Henscher, AgLand Network of Montana

EXHIBIT(loh55a14)

03:05:47 Sarah Roubik, Self

EXHIBIT(loh55a15)

03:06:07 Linda Gryczan, Grow Montana
03:07:59 Casey Perkins, Montana Smart Growth Coalition

Informational Testimony: None

Questions from Committee Members and Responses:

03:08:26 Rep. Fitzpatrick
03:09:33 Rep Buttrey
03:09:42 Rep. Fitzpatrick
03:09:50 Mr. Congeon, Self
03:10:42 Rep. Fitzpatrick
03:10:49 Mr. Congeon, Self
03:11:55 Rep. Fitzpatrick
03:12:26 Mr. Congeon, Self
03:13:27 Rep. Fitzpatrick
03:14:07 Mr. Tuttle, COM
03:14:17 Rep. Moore
03:14:59 Mr. Tuttle, COM
03:15:11 Rep. Schwaderer
03:17:05 Mr. Tuttle, COM
03:17:10 Rep. Wilson
03:17:57 Ms. Heron, AgLand Network of Montana
03:18:43 Rep. Wilson
03:18:48 Ms. Heron, AgLand Network of Montana
03:19:27 Rep. Wilson
03:20:29 Mr. Mackie, Self
03:24:04 Rep. McNally
03:24:49 Mr. Mackie, Self
03:25:00 Rep. McNally
03:25:11 Mr. Mackie, Self
03:26:44 Rep. McNally
03:27:31 Mr. Tuttle, COM
03:27:39 Rep. McNally
03:28:53 Ms. Roark, Self
03:30:56 Rep. McNally

03:32:22 Ms. Roark, Self
03:32:47 Rep. McNally
03:33:10 Ms. Flaherty-Settle, Self
03:35:31 Rep. McNally
03:35:39 Rep. Moore
03:35:55 Mr. Plohyer, Self
03:37:42 Rep. Moore
03:37:47 Rep. Fitzpatrick
03:38:07 Sen. Buttrey
03:38:18 Rep. McNally
03:39:01 Wally Congdon, Montana Cattlemen's Association (MCA)
03:39:19 Chair Bangerter
03:39:57 Mr. Mackie, Self
03:40:34 Chair Bangerter
03:41:38 Mr. Mackie, Self
03:43:33 Chair Bangerter
03:43:39 Sen. Buttrey

Closing by Sponsor:

03:44:11 Sen. Buttrey

03:48:56 Chair Bangerter

EXHIBIT(loh55a16)

ADJOURNMENT

Adjournment: 03:53:45

Sally Speer, Secretary

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Additional Documents:

EXHIBIT([loh55aad.pdf](#))