

## MINUTES

### MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON LOCAL GOVERNMENT

**Call to Order:** Chair Edward Buttrey, on January 16, 2013 at 3:00 PM, in Room 405 Capitol

#### ROLL CALL

**Members Present:**

Sen. Edward Buttrey, Chair (R)  
Sen. Janna Taylor, Vice Chair (R)  
Sen. Shannon Augare (D)  
Sen. Dick Barrett (D)  
Sen. Scott Boulanger (R)  
Sen. Sue Malek (D)  
Sen. Alan Olson (R)  
Sen. Gene Vuckovich (D)

**Members Excused:** Sen. Tutvedt (R)

**Members Absent:** None

**Staff Present:** Charlene Devine, Committee Secretary  
Leanne Kurtz, Legislative Branch

**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 40, 1/8/2013; SB 41, 1/8/2013; SB 77, 1/8/2013

**HEARING ON SB 40****Opening Statement by Sponsor:**

00:33:29 Sen. Edward Buttrey (R), SD 13, opened the hearing on SB 40, Generally revising provisions governing subdivision review.

[EXHIBIT\(los08a01\)](#)

**Proponents' Testimony:**

00:37:01 Bill VanCanagan, Montana Association of Realtors (MAR)  
00:40:55 Tom Llewellyn, Developer Billings, Montana  
00:42:38 Teresa Polumsky, Bitterroot Valley Board of Realtors (BVBOR)  
00:44:13 Dustin Stewart, Montana Building Industry Association (MBIA)  
00:44:40 Amy Fisher, Montana Association of Realtors (MAR)  
00:45:22 Joe Roberts, Montana Association of Registered Land Surveyors (MARLS)  
00:46:07 Austin James, Missoula Organization of Realtors (MOR)

**Opponents' Testimony:**

00:47:10 Marty Lambert, Montana County Attorney's Association (MCAA)  
00:52:26 Tara DePuy, Montana Association of Counties (MACo)  
00:56:36 Jim Smith, Montana Association of Planners (MAP)

[EXHIBIT\(los08a02\)](#)

00:57:42 Joe Briggs, Montana Association of Counties (MACo)  
00:59:12 Gordon Morris, Lewis and Clark County (LLC)  
00:59:48 Ann Hedges, Montana Environmental Information Center (MEIC)  
01:02:51 Casey Perkins, Montana Smart Growth Coalition (MSGC)  
01:05:09 Kate Cholewa, City of Missoula

[EXHIBIT\(los08a03\)](#)

01:06:04 Jacob Cowgill, Montana Farmers Union

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:07:29 Sen. Barrett  
01:08:24 Joe Briggs, MACo  
01:08:55 Sen. Vuckovich  
01:09:41 Sen. Buttrey  
01:15:10 Sen. Malek  
01:18:04 Tara DePuy, MACo  
01:19:13 Sen. Boulanger  
01:19:25 Teresa Polumsky, BVBOR

**Closing by Sponsor:**

01:20:36 Sen. Buttrey

**HEARING ON SB 41**

**Opening Statement by Sponsor:**

01:22:51 Sen. Edward Buttrey (R), SD 13, opened the hearing on SB 41, Prohibiting consideration of future subdivision impact.

**Proponents' Testimony:**

01:24:14 Bill VanCanagan, Montana Association of Realtors (MAR)  
01:26:36 Tom Llewellyn, Developer, Billings, Montana  
01:29:39 Teresa Polumsky, Bitterroot Valley Board of Realtors (BVBOR)  
01:30:46 Dustin Stewart, Montana Building Industry Association (MBIA)  
01:31:47 Amy Fisher, Montana Association of Realtors (MAR)  
01:32:12 Austin James, Missoula Organization of Realtors (MOR)  
01:33:54 Joe Roberts, Montana Association of Registered Land Surveyors (MARLS)  
01:35:23 Marty Lambert, Montana County Attorney's Association (MCAA)

**Opponents' Testimony:**

01:38:11 Casey Perkins, Montana Smart Growth Coalition (MSGC)  
01:38:59 Tara DePuy, Montana Association of Counties (MACo)  
01:40:10 Jim Smith, Montana Association of Planners (MAP)

**EXHIBIT(los08a04)**

01:41:14 Gordon Morris, Lewis & Clark County (LLC)  
01:41:50 Ann Hedges, Montana Environmental Information Center (MEIC)

**EXHIBIT(los08a05)**

01:43:07 Kate Cholewa, City of Missoula  
01:44:07 Jacob Cowgill, Montana Farmers Union

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:45:42 Sen. Malek  
01:47:08 Tom Llewellyn, Developer

**Closing by Sponsor:**

01:47:55 Sen. Buttrey

**HEARING ON SB 77**

**Opening Statement by Sponsor:**

01:51:48 Sen. John Brenden (R), SD 18, opened the hearing on SB 77, Revise municipal contract competitive bidding law - no bid required up to \$100K.

[EXHIBIT\(los08a06\)](#)

**Proponents' Testimony:**

01:55:05 Ron Audet, Mayor, Scoby, Montana  
02:02:14 Bill Bronson, Montana League of Cities and Towns (MLCT)  
02:03:42 Kate Cholewa, City of Missoula  
02:04:45 Melissa Lewis, City of Shelby  
02:05:42 Maureen Connor, Montana Association of Counties (MACo)  
02:06:03 Alec Hanson, Montana League of Cities and Towns (MLCT)  
02:07:56 Ed Bartlett, Yellowstone County  
02:09:34 Gordon Morris, Lewis & Clark County (LLC)  
02:10:43 Leonard Wortman, Jefferson County  
02:11:24 Bob Vogal, Montana School Board Association (MSBA)  
02:12:30 Jim Smith, Montana Rural Education Association (MREA)  
02:12:57 Jerry Jimison, Mayor, Glendive, Montana

**Opponents' Testimony:**

02:15:09 Cary Hegreberg, Montana Contractors Association (MCA)  
02:20:17 Riley Johnson, National Federation of Independent Business (NFIB)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

02:22:03 Sen. Vuckovich  
02:23:25 Sen. Brenden  
02:25:13 Chairman Buttrey  
02:25:38 Melissa Lewis, Shelby

**Closing by Sponsor:**

02:26:15 Sen. Brenden

[EXHIBIT\(los08a07\)](#)

**ADJOURNMENT**

Adjournment: 5:29 P.M.

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Charlene Devine, Secretary

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Additional Documents:

**EXHIBIT([los08aad.pdf](#))**