

MINUTES OF THE MEETING  
LOCAL GOVERNMENT COMMITTEE  
MONTANA STATE SENATE

January 13, 1979

The meeting of the Local Government Committee was called to order by Chairman, George McCallum, on January 13, 1979, at 1:30 in the Governor's Reception Room of the State Capitol Building.

ROLL CALL: All members were present with the exceptions of Senator Lockrem and Senator Peterson, who were excused.

Many visitors were present. (See attachment.)

CONSIDERATION OF SENATE BILL 14: Senator Watt of Senate District 49, one of the co-sponsors of the bill, gave a brief resume of the bill. This bill is an act to generally revise the laws relating to the powers and services of general power local governments; and providing an effective date. Senator Watt presented what he felt the Local Government Study Commission tried to do with HB 122.

Dave Wansenreid, of the Local Government Study Commission, explained that the bill provides four major elements, that being services, structures, powers, and finances. Senate Bills 15-20 deal mainly with services; Senate Bill 12 of the package deals mainly with structure. Mr. Wansenreid stated the effect of the bill is to provide counties with powers that they do not now have, and to give municipalities with new methods of exercising those powers. The goal of the bill is flexibility and accountability.

Senator Jergeson, co-sponsor of the bill, of Senate District 3, also gave a brief resume of the bill and reviewed the work of the interim sub-committee in local government laws. The Interim Committee was set up after the last Legislature to study HB 122.

Senator McCallum then called on the proponents of Senate Bill 14.

Mayor Ramey of the City of Helena stated that they felt this bill would help their community. The City of Helena favors the bill. (See attachment.)

Eva Spaulding of the League of Women Voters spoke in favor of the bill. (See attachment.)

Dean Zinnecker of the Montana Association of Counties spoke in favor of the bill, however, he did offer an amendment. (See attachment.) Mr. Zinnecker then called on some of the members of his organization to speak. First to speak was, Dale Skaalure, representing the Choteau County Commissioners, stated that his group is in favor of the bill. (See attachment.)

Robert Barber of the Fergus County Commissioners spoke in favor of Senate Bill 14.

Frank Steyaert, of the Cascade County Commissioners, and also L. W. Fasbender of the County Commissioners of Cascade County, both spoke in favor of the bill. (See attachment)

Everett Elliot of the Pondera County Commissioners spoke in favor of SB 14. Mr. Elliot suggested along with flexibility and accountability, perhaps credibility should be added.

John Buttleman representing Gallatin County and Mr. George Sager also representing Gallatin County both spoke in favor of the bill, and commented that they liked the flexibility which would be given to the local governments.

John Nesbo, representing Toole County Commissioners, spoke in favor of the bill. He also stated that there are many agencies within the county which overlap, and felt that SB 14 would perhaps correct this problem.

Larry Anderson of Chester, representing Liberty County stated that SB 14 would make their job easier and that he favors the bill also.

Dan Mizner of the League of Cities and Towns stated that his group favors the bill. Mr. Mizner then called upon others of his group starting with Harry Simons, Mayor of Shelby and also president of the League of Cities and Towns, spoke in favor of the bill.

Jim Van Arsdale, representing the City of Billings spoke in favor of Senate Bill 14. (See attachment.)

Mae Nan Ellingson, representing the City of Missoula, asked the committee to please pass SB 14, as it would help their city know what their job really is and where they stand.

Marie McAlear, of Twin Bridges supported the bill. (See attachment.)

Dan Mizner then commented on the other towns and cities that were not able to attend the hearing, and he told of their feeling regarding the bill.

A ten minute break was taken at this time.

Senator McCallum then asked for testimony from the opponents of Senate Bill 14.

May Jenkins, Billings County Treasurer, representing the Montana Association of Elected Officials, spoke against SB 14 and stated that her group unanimously opposes this bill.

Sally Jo Price of Superior representing the County Assessors Association spoke in opposition to the bill. (See attachment.)

Representative Paul Pistorie of Great Falls stated that he had thoroughly studied this bill during the last session and that he is still against this bill. (See attachments.)

John Bell representing the Montana Association of Clerk and Recorders, the Montana Association of County Treasurers and also the Peace Officers Association, feels that page 21 and Section 17 of this bill is behind the times.

Bill Burley of Polson, representing the Lake County Commissioners suggested that the committee rework the codes before they started something new.

Mrs. Ethel Harding, the Lake County Clerk and Recorder, stood in opposition to the bill. Mrs. Harding stated that she felt the bill would take power away rather than grant more power to the local government. (See attachment)

Bill Asher of the Agriculture Preservation Committee introduced Vernon Westlake also of the Agriculture Preservation Committee and asked him to speak for their group. Mr. Westlake stated that SB 14 misrepresents the ideals of the people of the State of Montana. He also feels that this bill is a definite attempt to reorganize the local government within the state, and the people do not want that. (See attachment.)

Darlene Hughes, Ravalli County Clerk and Recorder, representing the Montana Association of Clerk and Recorders, stated that her group was opposed to Senate Bill 14.

Dale Dye, sheriff of Ravalli County, representing the Montana Sheriffs and Peace Officers Association spoke against the bill. (See attachment) He then introduced Cascade County undersheriff, Walter Hammermeister, stated that the repercussions greatly outweigh the benefits of SB 14.

Edward Nelson, representing the Montana Taxpayer Association stated that the language of SB 14 was very liberal. (See attachment.)

Jim Hughes, representing Mountain Bell offered an amendment to SB 14. (See Attachment)

Phil Strobe representing the Montana Innkeepers Association offered an amendment to the Senate Bill 14. (See attachment)

Mons Tieger, representing the Montana Stockgrowers Association and also the Wool Growers Association spoke against the bill for his group.

Charlotte Edwards of Pondera County felt that some changes are needed but not as written in the bill and she suggested that the committee correct what is needed in the old laws.

Hank T. O'Reilly of Helena stated that the bill does not mention electing county officers. Mr. O'Reilly is against the bill. (See attachment)

Senator Watt made a few closing statements. Senator Watt stated that there are many problems in local government, and something needs to be done. Senator Watt feels that everybody should try to help with the bill and if they would like to see SB 14 amended, they should turn their amendments into the committee to be considered.

Senator Jergeson also made a few closing remarks. The Department of Community Affairs is already involved in local government. Senator Jergeson stated that he felt something should be done for the local governments.

Senator McCallum then opened the meeting to a question and answer period from the committee. Discussion was held, however, no action was taken on the bill at that time.

Senator McCallum stated that the committee would accept written testimony from everyone until the committee took action on the bill.

LOCAL GOVERNMENT COMMITTEE

PAGE FIVE  
JANUARY 13, 1979

ADJOURN: With no further discussion the meeting was adjourned  
at 4 p.m.

  
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CHAIRMAN, GEORGE MCCALLUM

ROLL CALL

LOCAL GOVERNMENT COMMITTEE

46th LEGISLATIVE SESSION - 1979

NAME	PRESENT	ABSENT	EXCUSED
GEORGE MCCALLUM, CHAIRMAN	✓		
LLOYD LOCKREN, VICE CHAIRMAN			✓
MAX CONOVER	✓		
JESSE A. O'HARA	✓		
BOB PETERSON			✓
A. T. (TOM) RASMUSSEN	✓		
PETE STORY	✓		
BILL THOMAS	✓		
ROBERT D. WATT	✓		

Each Day Attach to Minutes.

SENATE

COMMITTEE

BILL SB-14

VISITORS' REGISTER

DATE

1/13/97

Please note bill n

(check one)

SUPPORT OF

NAME

REPRESENTING

BILL #

<u>Miss Shadure</u>	<u>Cherokee County Comm</u>	<u>SB14</u>	<u>✓</u>	
<u>Robert B. Baker</u>	<u>Logan Co Comm</u>	<u>SB14</u>	<u>4</u>	
<u>Thomas L. Bertelsen</u>	<u>Self</u>	<u>SB14</u>	<u>✓</u>	
<u>Mr. Thomas Bertelsen</u>		<u>SB14</u>		
<u>Miss M. M. H. H.</u>	<u>Assessors Assoc</u>	<u>SB14</u>		<u>✓</u>
<u>Robert M. Wright</u>	<u>Cascade Co Council</u>	<u>SB14</u>	<u>✓</u>	
<u>Pat Stewart</u>	<u>Cascade County Council</u>	<u>SB14</u>	<u>✓</u>	
<u>Donna L. Stewart</u>	<u>Cascade Co Council</u>	<u>SB14</u>	<u>✓</u>	
<u>Miss L. Stewart</u>				
<u>Barbara M. M. M.</u>	<u>East Nelson</u>	<u>SB14</u>	<u>✓</u>	
<u>Charles G. Heath</u>	<u>Clerk of Court</u>	<u>SB14</u>		
<u>Harry Lee Meyer</u>	<u>Clerk of Court</u>			<u>4</u>
<u>Shel M. Harding</u>	<u>MACR Vice Pres + Lake Co</u>	<u>SB14</u>		<u>✓</u>
<u>Darlene E. Henderson</u>	<u>MACR Pres + Renville Co</u>	<u>SB14</u>		<u>4</u>
<u>Robert E. Edwards</u>	<u>MECOA, P. Review Co. Comm</u>	<u>"</u>		<u>4</u>
<u>Warren Harding</u>		<u>SB14</u>		
<u>W. D. F. Bender</u>	<u>Cascade Co. Comm</u>	<u>SB14</u>	<u>✓</u>	
<u>James R. Bennis</u>	<u>Cascade Co. Undersheriff</u>	<u>SB14</u>		<u>✓</u>
<u>John Bell</u>	<u>Sheriffs, Clerk &amp; Recorder</u>	<u>SB14</u>		
<u>Edward W. Wilson</u>	<u>Montana Twp. Assn. Pres.</u>	<u>SB.14</u>		<u>X</u>
<u>John H. H.</u>	<u>Montana Co. Assn. Pres.</u>	<u>SB14</u>		<u>✓</u>
<u>Paul E. H.</u>	<u>Montana Sheriff's Assn.</u>	<u>SB14</u>		
<u>W. L. Hammermeister</u>	<u>Mont. Sheriff's Assn. Pres.</u>	<u>SB14</u>		
<u>Bill. Riadito</u>	<u>interested citizens</u>	<u>SB14</u>	<u>✓</u>	

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY

SENATE

COMMITTEE

BILL

VISITORS' REGISTER

DATE

Please note bill no.

NAME

REPRESENTING

BILL #

(check one)  
SUPPORT OPPO

FRANKLIN H. STAYNOR

CASCADE CO. COMM.

SB  
14

✓

John E. Nesto

Toole Co. Comm - MACO

SB 14

✓

Larry D. Anderson

Liberty Co. Comm.

SB 14

✓

Dick Zwickler

Mt. Ann. of Counties

SB 14

✓

Jim Van Arsdale

City of Billings

SB 14

✓

Lorne Bigness

City of Billings

SB 14

✓

Myrle McElwaine

City of Billings

SB 14

✓

Lorne McElwaine

Mont. League / P.S.T.

SB 14

✓

Marie McElwaine

Town &amp; Drain Bridges

"

"

William Asher

AG. PRESERVATION ASSN

SB 14

✓

Frank B. Linder

Ag. Preservation Assn

SB 14

✓

Vernon L. Westlake

"

SB 14

✓

Paul Thomas

A. B. Preservation Assn

SB 14

✓

Ray Myers Jr.

"

"

✓

Lyle H. Davis

"

SB 14

✓

Norman Broekema

"

SB 14

✓

Paul C. Cross

City of Billings

SB 14

✓

W. A. Cook

Ag. Preservation Assn

SB 14

✓

Gene J. Volkman

"

SB 14

✓

Gordon D. Dinkler

"

SB 14

✓

Elden Ackerman

"

SB 14

✓

David A. O'Brien

Senator O'Brien's V.P.

SB 14

✓

Everett C. Elliott

Commissioner Rogers

SB 14

✓

W. A. Burley

Commissioner Lake

SB 14

✓

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY







SENATE LOCAL GOVERNMENT COMMITTEE

SB14 - Sponsored by Senators Watt and Jergeson

This bill, one of 13 introduced to generally revise the laws relating to local government, deals specifically with the powers and services authorized for general power local governments.

A side-by-side comparison of SB 14 (from HB 122, 1977 session) and existing law (in the old R.C.M. code numbers) is available for your reference.

The major features of the bill include:

(1) General Provisions and Definitions

Sections 1-33 (pp. 1-30) are the same in each of the 13 bills introduced by Senators Watt and Jergeson. These sections establish uniform definitions, common procedures, other provisions common to all forms of local government as well as general procedures relating to public meetings, records, and reports.

Section 9 (pp. 4-14) contains an inventory of general definitions that are used consistently throughout each of the 13 bills.

Common procedures such as petition, notice, protest, and administrative rule, requirements and procedures are available in one place and provide "one best way" to be available to all local governments.

(2) Powers of General Power Local Governments

Sections 34-37 (pp. 30-33) specifically relate to the powers of general power local governments, those local governments that have not adopted local government "home rule" (self-government powers.)

These sections detail the powers which any local government (cities, towns or counties) may exercise.

Section 34 (p. 30) details the distribution of legislative, executive and judicial power.

Section 35 (p. 30-31) outlines the legislative powers authorized for the governing body of any local government.

Section 36 (p. 31-33) lists the 24 general powers authorized for any local government.

(3) Services of General Power Local Governments

Sections 38-63 (pp. 33-55) authorize general powers local governments to provide certain services and establish the basic methods for administering and financing the authorized services.

Section 39 (p. 34) outlines 8 methods for providing any service or facility authorized by section 40.

Section 40 (pp. 34-38) lists over 50 specific services authorized for local governments.

Section 41 (pp. 38-40) enumerates 30 separate areas where local government can exercise regulatory powers.

Section 48-63 (pp. 44-55) provides various methods for local governments designed to minimize duplication and to encourage cooperation between counties and municipalities in service delivery and administration.

Section 60 (pp. 52-55) establish a uniform 5 miles for municipal extra-territorial powers.

Section 64 (p. 55) and 65 (p. 56) are technical sections to allow severability and an effective date.

SB 14 is derived from HB 122. The legislation in HB 122 was overwhelmingly defeated 4 years ago when 52 out of 56 counties voted against it. Indicating clearly that the people of Montana do not want this type of legislation. Yet (1977) there are still some legislators trying to force this subversive legislation down our throats. This bill would create a power hungry, bureaucratic monster

Under this bill the "governing body", whether one person or many is not stated, would have complete control. Also, the bill does not state whether this governing body will be elected or appointed.

This bill would set up a dictatorship in every county. A dictatorship with perpetual succession."

Some of the "governing bodys" powers are:

1. To retain or fire the present elected county officials as the governing body wishes.
2. Complete Legislative, Executive, and Judicial power.
3. Power to appropriate public funds.
4. Buy, sell, mortgage, rent, lease, hold, manage and dispose of any interest in real or personal property.
5. Borrow money, make grants and loans of money, property and services.
6. Power to control law enforcement, fire control, cemeteries, and dozens of other powers too numerous to mention.
7. Power to levy taxes to finance services.

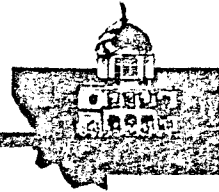
This bill emphasizes too much governmental control by a single person or group of persons. This bill is obviously subversive in intent. By its vested powers to combine counties it can take the first step to force Regionalism on the Montana people. Our present form of local government functions with a balance of power. I believe we should keep our present form of local government. Therefore, in order to keep our present form of Democratic local government, I urgently ask you to kill SB 14.

Signed *H. T. O'Reilly*

Box 221

Helen, Mont. 59

# MONTANA TAXPAYERS ASSOCIATION



P O BOX 4909

1706 NINTH AVE

HELENA, MONTANA 59601

406/442-2130

January 12, 1979

## Statement Regarding Senate Bill 14--Revising Local Government Powers

By: Montana Taxpayers Association  
S. Keith Anderson, President  
Edward W. Nelson, Executive Vice President

### Preliminary Statement

The Montana Taxpayers Association wishes to reiterate its opposition to the 13 bills that currently comprise House Bill 122 as introduced into the 1977 Legislative Session. This bill is an integral part of the Local Government recodification package and it is impossible to separate it from the entire text of the legislation.

Following the adoption of the Montana Constitution the legislature created the Local Government Committee to provide guidance and information to local governments in their study of alternate forms of government. There should be no doubt in anyone's mind that this committee was dedicated to the overthrow of existing governments and their efforts, financed with tax funds, was directed to that end.

In addition that committee drafted what we know as House Bill 122, some 875 pages to completely rewrite Montana Local Government Codes. This, despite the fact that Montana has a body of local government law that has been adopted by the legislature after careful and thoughtful consideration over a period of many years.

House Bill 122 was apparently written with a preconceived idea that the people of Montana would reject existing and traditional forms of government in favor of new forms allowing legislative and self-government powers. This did not come to pass. The people of Montana largely rejected proposed changes in government so in essence they rejected House Bill 122.

Throughout Senate Bill 14 you will find language geared not to existing forms of government but rather to those that were rejected and struck down by the people of Montana. Evidently the authors feel that the people of the state will overturn existing local governments and then by some stroke of magic House Bill 122 will apply to the situation.

In essence the language in Senate Bill 14 and its accompanying measures do not fit the governments in existence today.

There is no wide spread outcry for the adoption of this legislation on the part of the public. The elections defeating alternate forms of government prove this point. A questionnaire recently sent to the membership of MonTax has to date brought back 567 replies. Very clearly those doing business up and down main street do not want more controls by state and local governments over their businesses and lives. Very clearly they do not believe that local governments are under-funded. In fact the very opposite is true. A large percentage, 44 per cent for county government and 39 per cent for municipal government believe that counties and cities are over funded. Only 4 per cent believe that county government is under funded and 10 per cent believe that city government is under funded. The largest percentage 52 and 51 per cent believe that counties and cities have as much revenue as needed.

On the basis of our constituency we reject the need for this legislation. We believe that many supporting this legislation who are elected by the taxpayers in this state are not supporting the very people that elected them to office. It is obvious also that much of the support for this legislation comes from non-elected administrators in our counties and cities who are not responsible to the voters but instead are apparently interested in creating bureaucratic empires with an unlimited appetite for tax revenues.

#### Senate Bill 14

Section 1 illustrates clearly the philosophy that permeates all of the bills making up what we know as House Bill 122.

Section 1. Liberal Construction. The rule of law that the powers of local government shall be strictly construed as no application to the powers of local governments in Montana. Any reasonable doubt as to the existence of a power or authority granted by law to local government shall be resolved in favor of the power or authorities existence. (Page 1, Senate Bill 14)

This is the epitome of big brotherism. Those who wrote the legislation lead you to believe that this statement relates to the relationship between local government and the state. In our opinion this language intimates that the taxpayer is guilty until proven innocent. Essentially it reverses the legal concepts that have developed throughout the history of our State and Nation. It is an example of the supreme arrogance of those who wrote this legislation and their lack of consideration of the individual. Under such provision what chance does a private citizen have in a disagreement with local officials over, for example, the valuation of his home or existence when the question "shall be resolved in favor of the power or authorities existence."

The question whether the courts would rule in favor of the rights of the individual or in favor of the dominance of government over the individual is indeed frightening.

Throughout the legislation it is clear that Senate Bill 14 is simply an extension of Executive Reorganization and in this regard we think a fiscal note should be written as to the cost of local governments and to state government of the implementation of this legislation. The note should include not only additional personnel to state and local governments but additional facilities and the like.

Section 31 on page 29 provides that local government authority shall file with state agencies in a timely fashion all reports and information required by state law. Senate Bill 22 provides that if such agencies fail to provide the required information the Department of Community Affairs may issue an order stopping payment of any state financial aid to the local government.

Very plainly this imposes ultimate dominance over local government through the power of a dollar. If local governments fail to fall into line then gasoline taxes, liquor taxes and I presume even state equalization funds for local governments could be stopped until local governments performed to the dictates of the Department of Community Affairs.

Section 40 provides a shopping list where local government may exercise powers to provide "services and facilities". The list along with regulatory powers is all encompassing and can not help but mean an intrusion of the rights of individuals. For example on page 40 under 27 a local government may exercise the powers necessary to regulate in all or part--occupations, businesses and industries only to the extent that they affect the general health, safety, well-being or welfare of its inhabitants----. Who is to define what the regulations shall be of those occupations, businesses and industries as to "well-being" or "welfare of its inhabitants". Shades of 1984--?

In Section 51 it is stated that jurisdictional services can be funded by "levying taxes, imposing service charges or special assessments, or out of any other funds at its disposal." Jurisdictional services includes "services that will be available to or benefit the entire local government jurisdiction." There obviously is no limit or definition of the taxes, service charges or special assessments that can be levied.

Likewise in Section 52 established of services less than jurisdiction wide can be financed by levying subordinate "subordinate service district taxes, imposing service charges or special assessments, or out of other funds at its disposal." Again there is no definition or limitation of taxes.

Senate Bill 14 is obviously design to authorize if not promote additional county and municipal expenditures through increased tax rates.

In essence we reject the provisions of Senate Bill 14 and its accompanying legislation.

In conclusion we reiterate what we have stated so many times before. There is a body of well thought out law pertaining to local governments that has been passed by this legislature over a good number of years. Past legislators were not incompetent and their intentions were to benefit local governments. Laws were passed and amended as needed. Much of the legislation has been drafted by the Montana Association of Counties, the Montana League of Cities and Towns and those in public office.

This legislation has been recodified in Title VII so the excuse can no longer be put forth that these sections are scattered throughout the Codes of Montana. This was never a good argument to begin with.



These existing statutes can be readily amended if such amendments are necessary.

It should also be mentioned there is a great amount of case law pertaining to local statutes. These court decisions are explanatory in nature. After going through the various bills that embodies House Bill 122 I can see only a jungle of verbage that will need to be interpreted by the courts. The people of Montana should not have this burden cast upon them. It obviously is expensive to bring legal action to clarify the various statutes when language is in doubt. No organization or individual should have to foot such a legal bill.

In final analysis this legislation should be killed and attention given to the amendment of existing statutes if such amendments are necessary. The legislature can then go on to more important things and I say more important because we do have adequate legislation on the books and we shouldn't embark into the uncharted jungle of House Bill 122. This is one litter that should be mercifully disposed of.

## Consider the Taxpayer, Says MonTax

The last legislature created an Interim Committee on Local Government Laws. The committee is studying the ill fated local government bill (House Bill 122) that was killed during the 1977 session.

The following statement was prepared by S. Keith Anderson, President of the Montana Taxpayers Association and was submitted to the Interim Committee:

"Our opposition to House Bill 122 is well known. We disagree with the basic philosophy of the bill and also believe the legislation was so poorly drafted, so vague and complex, that it should not be placed into Montana law. In short, we believe the bill should be junked.

"We disagree with those that contend that our current local government statutes are a 'tangle of confusing, conflicting and unnecessarily complex' statutes which cause one to become 'suspicious that the pages were dropped on the way to the bindery and were never straightened out before they were bound.' This is an obvious insult to past members of the legislature and to those who drafted present law. Over the years the Montana legislature has diligently studied the problems of local government and have amended the statutes and added new statutes from time to time as the situation warranted. I might add that many of these statutes originated with public employee groups as well as the League of Cities and Towns and Association of Montana Counties.

"We feel that current statutes should be the basis for study of your committee and any revision should be amendments to existing law. A case in point, is Montana's bonding laws. These have been tested in the courts and are satisfactory to buyer and seller alike. They should not be tinkered with to the point where they would again have to be litigated. This is a very sensitive area as was demonstrated in the opposition to those provisions in House Bill 122.

"In view of the large amounts of non-property tax dollars currently available to local governments we believe that the interim committee should conduct a study and find out how much revenue is available to local governments and what it is being spent for. This includes federal revenue sharing as well as liquor taxes, gasoline taxes and the many non-tax revenue sources that are in the

expenditure picture. For example, for FY 1977, \$47.5 million in non-tax revenue was budgeted for county budgets compared to \$62.5 million in property taxes levied. This does not include the millions spent from so-called federal revenue sharing.

"The basic question is, 'do local governments really need additional revenues?' This goes back to the zero based budgeting concept of 'what functions of public services should local government perform that cannot be performed by the public sector.'

"Prior to the 1977 Legislature this association distributed a questionnaire to the association membership regarding many of the provisions in House Bill 122 as well as opinions concerning the level of state and local funding for government. In the end the association received over 1,200 of the questionnaires back representing over 50 per cent of the association membership. The membership is mainly main street business and agriculture and represents a material cross-section of those providing the jobs and paying the tax bill in this state. The questions clearly indicated that those doing business in Montana are not willing to pay additional taxes for the support of local government nor do they believe that local government needs additional revenue. For example, 87 per cent of those responding to the questionnaire were in opposition to an increased personal income tax even if a provision is made for the issue to be voted on by the people.

"It is our hopes that the committee will consider those that are paying the bill rather than those dedicated to increased revenues through increased property taxes and additional new sources of tax revenue for local governments. Better, the committee should address the issue of how to control local spending and how to limit local government and how to limit property taxes rather than giving carte-blanche to spend. It is ironic that those on ranches and farms and making a living on main street, as well as the average family, must restrain spending and live within income while government can continue to escalate either through additional revenues caused by inflation or higher and newer taxes. It is not too much to ask that government have the same financial discipline as is forced upon the private sector.

"We ask that you consider, 1. amending only existing statutes and such amendments be submitted through a number of bills by topic; 2. that a study be made of existing sources of revenue for local government; and, 3. that the study include restricting not only the scope of local government, but taxing authority as well."

# LEAGUE OF WOMEN VOTERS OF MONTANA

January 13, 1979

The League of Women Voters of Montana support SB11, An act to generally revise the laws relating to the powers and services of general power local governments; and providing an effective date.

The LWV advocates broadening the framework of Montana law to increase and encourage freedom of localities to adjust governmental structure and services to fit particular areas and needs. This is especially need<sup>d</sup> to solve problems in counties where there has been accelerated growth near the cities.

We support this legislation as a way of permitting additional cooperative agreements and activities by local governments.

We are in favor of local governments assuming any powers not specifically denied them by the Constitution or statutory law.

Presented by Eva Spaulding

( *City of Billings* )  
**STUDY COMMISSION**

PUBLIC LIBRARY

BILLINGS, MONTANA

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Chairman

JEAN G. DIMICH  
Vice-Chairman

MELVIN P. HOINESS  
Secy-Treasurer

HEWES D. AGNEW, M.D.

DONALD W. BAKER

JEROME J. CATE

DAVID M. HUMMEL, JR.

JULIE BYE, Staff

Office Phone: 406-248-1721

February 10, 1977

TO: Representative Paul Pistoria

FROM: Carol Heald  
Chairman, City Study Commission

RE: House Bill 122

House Bill 122 needs to be passed. If it is not:

1. Charter governments have no amendment procedures;
2. Non-partisan election procedures are not established, except for council-manager governments;
3. Self government powers are not as clearly defined.

The January 22nd hearing clearly demonstrated broad public support for this bill. Local governments need it. Please support and help pass House Bill 122.

*Thank you,  
Carol Heald*

Dear Legislator:

This is a letter that I received from Carol Heald, Chairman of the Study Commission, City of Billings.

How does she interpret Public Support when all the proponents were all public servants in one way or another?

Attached is my answer.

*Rep. Paul G. Pistoria*

Rep. Paul G. Pistoria

District #39

Great Falls, Montana



*The Big Sky Country*

MONTANA STATE HOUSE OF REPRESENTATIVES

REP. PAUL G. PISTORIA  
DISTRICT NO. 39  
2421 CENTRAL AVE.  
GREAT FALLS, MONTANA 59401

COMMITTEES:  
LOCAL GOVERNMENT  
HIGHWAYS AND TRANSPORTATION

February 14, 1977

Carol Heald, Chairman  
Billings Study Commission  
Public Library  
Billings, Montana

Dear Miss Heald:

I received your letter today asking me to vote for H.B. 122 on Local Government because of the overwhelming Public Testimony in support of this bill at the hearing here in Helena on Saturday, January 22, 1977 and that it must pass. WHY? I now am going to give you much interesting news why this bill should not pass and why I will vote against this bill.

If the 56 counties and the 126 cities in our state wanted to turn over the power that is vested to them in H.B. 122, why then did only 4 counties make a change and only 26 cities made some changes, with all the pressure and power in your command? The answer is simple, the electors did not want any part of it. That is why.

Who are the ones supporting H.B.122, not the citizens or electors, only the elected officials who were involved in making up H.B.122, study commission members and study commission members whose proposals were defeated soundly.

You state that the Public Testimony at the January 22, 1977 hearing in Helena clearly demonstrated public support of the bill. Well, for your information, I heard the whole testimony and wrote down the names of the 60 proponents that testified.

Do you know who they were? I do, I made a note of all of them. They were as follows:

- 8 - Study Commission members whose proposals were defeated.
- 10 - City Aldermen past or present
- 7 - Mayors past or present
- 14 - Members who were totally involved in writing up H.B.122.
- 7 - County Commissioners past and present
- 1 - City Manager, Helena
- 2 - Missoula University Professors
- 1 - Assistant to the Governor
- 1 - League of Cities
- 1 - Chamber of Commerce

1 - Sierra Club  
2 - League of Women Voters  
1 - City Engineers  
1 - Planning Director  
2 - Health Department  
1 - Weed Control  
60 - Total

You can see that not a single citizen connected with government testified in support of this monstrous document.

There was a parade of proponents making the same testimony -- saying "I support" over and over -- No reason for doing so. Two that testified quoted that they drove 500 miles just to say support. They were in some way being paid at taxpayers expense. No doubt, many that testified, turned in their expense account for travel, etc. to their local governments.

Therefore, I am entirely opposed to H.B.122.

Enclosed are a few copies of a cartoon that I made up on H.B.122. It explains it all. I passed out copies in the halls and the roof caved in. You probably will soon hear what happened.

Our forefathers and parents came to America for only one purpose - "FREEDOM".

There is no dollar sign on "FREEDOM" for me. I DO NOT SELL. I hope that I have explained why we should be against H.B.122.

If you have a bulletin board near you, post these cartoons for people to read and learn the truth how democracy works.

Sincerely yours,

*Paul G. Pistoria*  
Rep. Paul G. Pistoria - Dist 39  
*Great Falls, Mont*



*The Big Sky Country*

MONTANA STATE HOUSE OF REPRESENTATIVES

REP. PAUL G. PISTORIA  
DISTRICT NO. 39  
2421 CENTRAL AVE.  
GREAT FALLS, MONTANA 59401

COMMITTEES:  
LOCAL GOVERNMENT  
HIGHWAYS AND TRANSPORTATION

March 1, 1977

Dear Legislator:

These are other remarks on H.B.122 which occurred in our Local Government Committee.

(I) This is what I call the Monstrous People's Control Bill - That is how Hitler took over.

(II) The guest editorial written up by Mr. Gerke in the Helena Independent Record on Friday, February 18, 1977 was not by him. It was written up by Dale Harris, Staff Member and Director of Local Government Review. Mr. Gerke could not have possibly written up this editorial because of the time involved. After reading it, you realize it was by Mr. Harris not Mr. Gerke. Much time was required to write this up at the taxpayers expense.

(III) Of the many citizens that had written to me, not a single one was for H.B.122 or, had they offered any amendments.

(IV) The many amendments offered, especially by the Sheriffs and others, were not adopted because the committee stated "Oh, let the Senate do it".

(V) The 300 and over amendments acted on in Local Government Committee were completed in 8 executive sessions, while hearing other bills February 7, 8, 9, 10, 12, 14, 16, 18 final night. No one in his right mind could act intelligently on these important amendments in that short time. The Citizens at home are being let down and none of us are geniuses. In fact, I can proudly say that 70 to 80% of the amendments were adopted without a thorough knowledge of why we should place it in the bill. It will always bother me.

(VI) On a few occasions when the opponents spoke against certain parts of H.B.122, Rep. Gerke would speak up saying that it is simple to correct, I will take care or straighten it out. I did want to make personal objections to those remarks but I knew I would be gaveled down in committee.

(VII) Also, once or twice Mr. Gerke stated it would be terrible if this bill was killed because of the money spent towards making this Code giving the impression that due to the amount of money spent, it should pass.

(VIII) This is a matter that we should be aware of (1) U. S. District Judge Benjamin C. Dawkins, Jr., on July 16, 1976 declared the City Government of Shreveport, Louisiana was unconstitutional - CIVIL ACTION - No. 74-272.

(2) U. S. District Judge Virgil Pittman on October 22, 1976 also declared the City Government of Mobile, Alabama was unconstitutional - CIVIL ACTION - No. 75-297-P.

In both cases, their decisions were based on the City Manager Forms of Government and was not representative of the people. Also H.B.122 takes representation away from the people.

(IX) My conscience would always bother me the rest of my life if I had voted for this bill. I would have failed my people at home and the many citizens throughout our state who oppose this Monstrous People's Control Bill.

Thank you.

Sincerely yours,

Paul G. Pistoria

Rep. Paul G. Pistoria  
District #39  
Great Falls, Montana





*The Big Sky Country*

## MONTANA STATE HOUSE OF REPRESENTATIVES

REP. PAUL G. PISTORIA  
DISTRICT NO. 39  
2421 CENTRAL AVE.  
GREAT FALLS, MONTANA 59401

March 5, 1977

COMMITTEES:  
LOCAL GOVERNMENT  
HIGHWAYS AND TRANSPORTATION

### WHAT HAS HAPPENED TO OUR "IMMIGRANT OFF-SPRINGS", WHO MADE AMERICA GREAT?

As a son of an Italian Immigrant Parents, I must speak up with harsh words regardless of those that may think that they are being offended to Save America on the principle that our Great Nation was founded. There would have been no America today if it were not for our immigrants from whom all of us decended, be them Italians, Germans, Irish, English, Austrians, Swedes and many other nationalities who couldn't even speak the language. They didn't come to America to destroy but, for only one purpose in mind - the type of freedom which they did not have in their homeland and wanted to live where trust, honesty and freedom of choice existed.

They pushed carts, walked to school, walked to work, dug ditches, worked in the mines, farmed by hand and even built hydro-electric dams, steam plants and transmission lines to produce and transmit electricity. Also worked at all other crafts, all of which was their own choice. They worked hard, didn't have time to complain and made the best of everything with little finance and were happy. No one wanted support at the taxpayers expense. They had great pride and self respect of their fellow man. They just built this great nation and for their own self-respecting future to show the whole world how it was done, and, am proud to have been a part of it. I will never surrender my freedom.

All day yesterday, we heard the controversy such as who would have the power to close a business due to health conditions, the power to tax, the power to zone, the power to annex, the power to control and police our lives and so many more. What has happened? None of us know what really is in this bill especially as amended. The amendments will never be clear to any of us, even the attorneys who probably have to be hired, do not know how to find this or that. This was verified by one of the attorneys on March 3rd. Let's continue to preserve our 200 years/<sup>of freedom</sup> that has recently been celebrated. Now my final remarks.....

*Rep. Paul G. Pistoria*  
Rep. Paul G. Pistoria, Dist. #39  
Great Falls, Montana

## MY FINAL PERSONAL VIEWS

FOR HEARING ON LOCAL GOVERNMENT  
HB 122  
AGAINST THIS BILL

January 22, 1977

The 1975 Legislators provided, in Sec. 16-5117(1) of the Codes of Montana, that the state commission on local government shall make a detailed study of local government, and prepare a revised code of local government law based on its studies, and make other recommendations for improvement of local government.

My views in my studies, I've learned that the state commission on local government is of the opinion that it can and did, in fact, "go beyond a mere recodification of existing local government laws." (page 3 Staff Report 10, dated April 28, 1976).

And the commission and staff has in fact accomplished substantive revision of county and city government beyond recognition of that which is presently contained in Titles 11 and 16 of the Revised Codes of Montana.

We have all taken the same sacred oath of office, to uphold the constitutions of the United States and Montana, in addition to the laws thereof.

The commission (as members thereof) and its staff have not taken such an oath of office.

We have each faithfully promised the electors of our respective districts to earnestly and honestly exercise their trust to safeguard and preserve their government, without guess or conjecture, but with knowledge and understanding.

I challenge my colleagues, respectfully, and submit that you have not had time or opportunity to read and understand HB 122, and I will honestly confess that such is the case with me.

I question its form, its constitutionality, and lawfulness;  
It covers many subject matters not expressed in its title and, if I  
now make a decision in this session, then I will vote it "Not Pass"

The U. S. Declaration of Independence states:

"Prudence, indeed, will dictate, that governments  
long established should not be changed for light  
and transient causes."

Although the elected process for choosing who governs us may  
not be perfect, I believe that over the past 200 years, we in  
America have fared better than in those countries where those who  
govern are not elected by a vote of the people.

Let us not be in too much of a hurry to do away with this process.

*Paul G. Pistoria*

PAUL G. PISTORIA, Representative  
District #39

PGP/emk

Rep. Paul G. Patton, Dist #39  
Great Falls, Mont.  
Feb. 17, 1977

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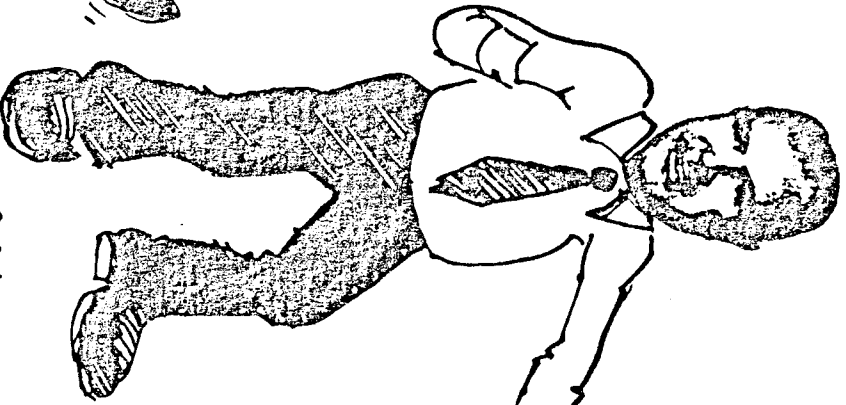
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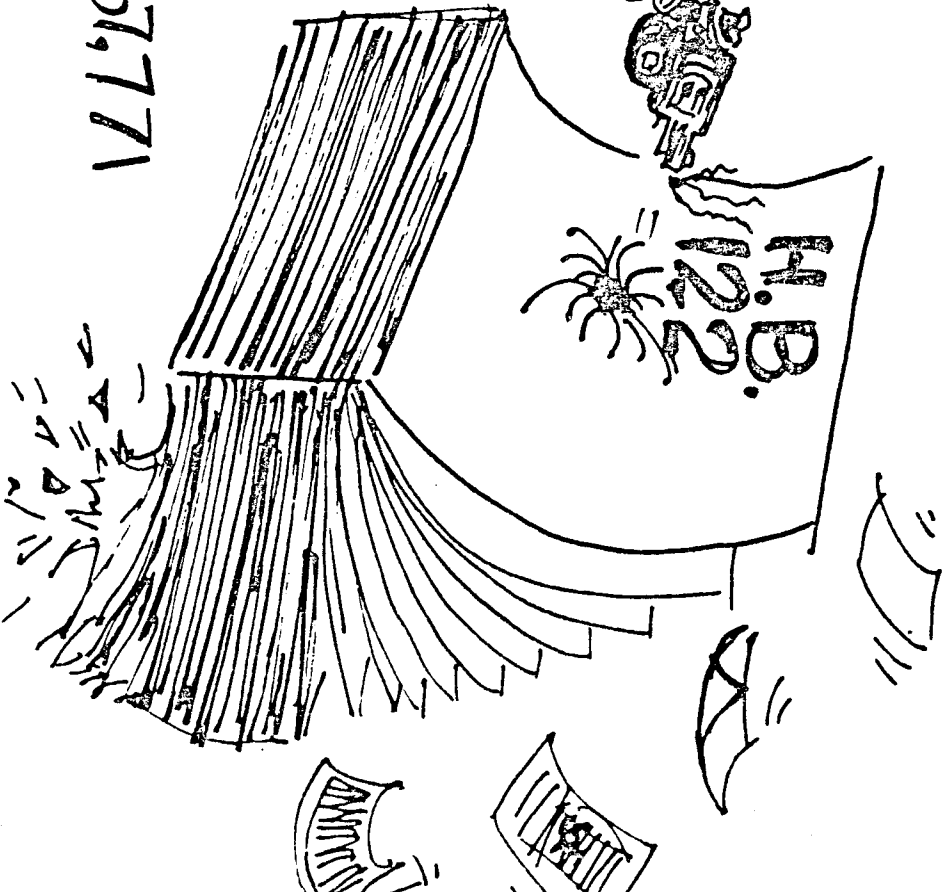
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H.B.  
122

All of our \$1,867,771  
For nothing -

\$\$\$ Doesn't Buy  
"FREE DOM"





*The Big Sky Country*

MONTANA STATE HOUSE OF REPRESENTATIVES

REP. PAUL G. PISTORIA  
DISTRICT NO. 39  
2421 CENTRAL AVE.  
GREAT FALLS, MONTANA 59401

Thursday, March 17, 1977

COMMITTEES:  
LOCAL GOVERNMENT  
HIGHWAYS AND TRANSPORTATION

Dear Honorable Senators:

I FEEL THIS IS IMPORTANT ENOUGH FOR EACH OF YOU TO READ, AS I FEEL IT DOES APPLY TO THE OUTCOME OF YOUR VOTE ON HB 122.

I do not know whether or not you have been following my actions in trying to stop the Great Falls City Commissioners from contracting out the operation of the new \$20,000,000 Sewer Treating Plant to an out of State California private firm. It was totally financed by the taxpayers and, is being done against the will of our wonderful citizens.

That is why, early this session, I introduced H.B. 187 which gives the right of the users or taxpayers the right to vote whether they want to contract out certain services or not.

I - Read the attached H.B. 187.

II - Read the attached testimony that I had worked up in support of H.B. 187.  
IT IS ACCURATE.

III - Read the attached article in the Great Falls Tribune dated Wednesday, March 16, 1977. You will note that City Commissioners totally snubbed and ignored the petition with 4702 signatures of interested citizens who receive sewer service and are against contracting out of the operation of the new \$20,000,000 Sewer Treating Plant.

If Great Falls now ignores the will of the citizens the right to petition, God only knows what will happen if H.B. 122 passes. They will have complete control and will be run by dictators. Let's stop this kind of reckless venture.

Thank you.

Sincerely yours,

*Rep. Paul G. Pistoria*

Paul G. Pistoria, Representative  
District #39  
Great Falls, Montana

## COMMITTEE OF THE WHOLE AMENDMENT

MR. CHAIRMAN: I MOVE TO AMEND HOUSE BILL NO. 187 as follows:

1. Amend title, page 1, line 10.

Following: "before a"

Strike: "local government"

Insert: "municipality with a population of 10,000 or more"

2. Amend page 1, section 1, lines 17 and 18.

Following: "(2),(a)"

Strike: "local government"

Insert: "municipality with a population of 10,000 or more"

3. Amend page 1, section 1, line 22.

Following: line 21

Strike: "local government"

Insert: "municipality"

4. Amend page 1, section 1, line 23.

Following: "If a"

Strike: "local government"

Insert: "municipality with a population of 10,000 or more"

5. Amend page 2, section 1, line 1.

Following: line 25, page 1

Strike: "local government"

Insert: "municipality"

6. Amend page 2, section 1, lines 6 and 7.

Following: "if the"

Strike: "local government"

Insert: "municipality"

7. Amend page 2, section 1, line 9

Following: "a"

Strike: "local government"

Insert: "municipality with a population of 10,000 or more"

*Re-Paul G. Listera Int*

Objection Raised to  
Adverse Committee Report

Local Government

HOUSE BILL NO. 187

INTRODUCED BY PISTORIA, FRATES

TEAGUE, KENNY, O'CONNELL, RYAN

1 A BILL FOR AN ACT ENTITLED: "AN ACT TO REPEAL AND  
2 AFFIRMATIVE--VOTE--BY--THE--QUALIFIED--ELECTORS--BEFORE--AN  
3 AMENDMENT--TO--THE--GOVERNMENT--SERVICE--MAY--BE--PAID--BY  
4 PURCHASING--THE--SERVICES--FROM--A--PUBLIC--OR--PRIVATE--VENDOR, IN  
5 ELECTION APPROVAL BY A MAJORITY OF THE QUALIFIED ELECTORS  
6 VOTING BEFORE A LOCAL GOVERNMENT MAY CONTRACT WITH A PRIVATE  
7 VENDOR FOR CERTAIN SERVICES."

13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 Refer to Introduced Bill

15 (Strike everything after the enacting clause and insert:)

16 Section 1. Vote required to contract for certain  
17 services. (1) Except as provided in subsection (2), a local  
18 government may contract with a private vendor to provide  
19 water, sewer, garbage collection, parking, or fire  
20 protection services only if the contract is voted upon and  
21 approved by a majority of the qualified electors of the  
22 local government voting on the question.

23 (2) (a) If a local government is providing a service  
24 listed in subsection (1) by means of a contract with a  
25 private vendor on (the effective date of this act), the

1 local government may continue to provide that service by  
2 means of contracting with private vendors without submitting  
3 any future contracts to voter approval as required by  
4 subsection (1). This exemption includes new or renewal  
5 contracts for the same service with the same vendor or  
6 different vendors. The exemption is lost if the local  
7 government ceases to provide the service by means of a  
8 private vendor.

9 (b) In an emergency situation, a local government may  
10 enter a contract with a private vendor to provide any  
11 service listed in subsection (1). The contract may only  
12 cover the period of time during which the emergency exists.

-End-

January 31, 1977

IN SUPPORT OF MY H.B. 127

DEAR LEGISLATORS:

I HAVE ALWAYS BEEN A FIRM BELIEVER IN OUR AMERICAN PROCESS, THE FREE ENTERPRISE SYSTEM, ON WHICH OUR NATION WAS FOUNDED, BUT I ALSO BELIEVE THAT OUR CITIZENS, THE TAXPAYERS, WHO PAY THE BILL, SHOULD HAVE THE RIGHT TO DETERMINE WHETHER THEY WANT CERTAIN SERVICES WHICH WERE ADOPTED MANY YEARS AGO ON A NON-PROFIT BASIS, WOULD BE CONTRACTED OUT OR NOT.

THE REASON WHY THE MUNICIPALITIES MAINTAIN AND FURNISH THESE OPERATING SERVICES IS BECAUSE IT DOES OPERATE ON A NON-PROFIT BASIS. THEY DO NOT HAVE TO PAY ANY TAXES SUCH AS TAXES ON GASOLINE, OIL, TIRES, ONLY MINOR LICENSE FEES ON CARS, TRUCKS AND OTHER MOVING EQUIPMENT AND NO STATE OR FEDERAL INCOME TAXES. WHAT A BARGAIN WE ARE NOW RECEIVING! IF THESE CERTAIN SERVICES ARE CONTRACTED OUT AND OPERATED BY PRIVATE BUSINESSES, THEY WOULD HAVE TO PAY FOR ALL OF THESE TAXES. THEY MUST MAKE ENOUGH PROFIT IN ORDER TO EXIST, CONSEQUENTLY THIS EXTRA TAX AND PROFIT WILL BE PASSED ON TO THE TAXPAYER.

THERE HAD TO BE A REASON IN THE FIRST PLACE WHY THE MUNICIPALITIES WERE GIVEN THIS RIGHT AS A NON-PROFIT OPERATION IN ORDER TO GIVE THESE SERVICES AS SUCH, AT LESS COST TO THE TAXPAYER.

HERE IS THE ANSWER. THANK GOD, OUR ELECTED OFFICIALS, WHO WERE A GREAT BELIEVER IN OUR PRIVATE FREE ENTERPRISE SYSTEM (MORE SO THEN THAN SOME OF OUR ELECTED OFFICIALS TODAY) SAW FIT 200 YEARS AGO TO SAVE OUR TAXPAYERS MUCH ADDITIONAL COST TO PROVIDE THESE SERVICES AT THE TIME DECIDED ON THIS METHOD ON A NON-PROFIT BASIS.

THEY KNEW THEN THAT IT WOULD COST MORE FOR PRIVATE BUSINESS TO TAKE ON THIS VENTURE. THEY WERE SMARTER THAN WE ARE TODAY AND WERE AHEAD OF THE TIMES TO COME UP WITH SUCH A PLAN.

YES, I AM ALSO CONCERNED ABOUT THE EMPLOYEES LOSING THEIR JOBS AND THEREBY WOULD ALSO BE LOSING THEIR PENSIONS.

AN EXAMPLE - AS IN GREAT FALLS. THEY HAVE BEEN TRYING FOR SOMETIME TO CONTRACT ALL OF THE GARBAGE DISPOSAL BUT HAVE FAILED DUE TO MY BEING A CITIZEN ADVOCATE AND CHAIRMAN OF THE SAVE GREAT FALLS CLUB. IT WOULD HAVE EFFECTED 33 EMPLOYEES -- ABOUT 15 WOULD HAVE LOST SOME OF THEIR JOBS AND THEIR PERS PENSIONS, THE OTHERS WOULD HAVE LOST SOME OF THEIR PENSIONS TOO. FOR THOSE EMPLOYEES 45 TO 50 YEARS OR OLDER, IT WOULD BE IMPOSSIBLE TO FIND ANOTHER JOB. WE ALL SHOULD HAVE A HEART AND CONSIDER SUCH A SITUATION AS THIS.

JUST RECENTLY, SINCE I CAME TO THE LEGISLATIVE SESSION, THE CITY OF GREAT FALLS HAS LET OUT BIDS TO CONTRACT THE OPERATION OF THE NEW \$20,000,000 SEWER TREATING PLANTS TO OUT OF STATE FIRMS. THIS WOULD ALSO EFFECT MANY PRESENT EMPLOYEES AND IT DOES REQUIRE AN ADDITIONAL 25 EMPLOYEES TO OPERATE. THEY HAVE NOT ATTEMPTED TO TRAIN IN ANY WAY, THE PRESENT GOOD LOYAL EMPLOYEES....WHY?

I DO BELIEVE THIS STEMS FROM A TREND ADVOCATED BY OUT OF STATE APPOINTED CITY MANAGERS. THESE MUNICIPALITIES ARE SHIRKING THEIR DUTIES AGAINST PUBLIC SENTIMENT. I ALSO BELIEVE, IT IS A METHOD IN TRYING TO GET AWAY FROM BARGAINING WITH UNION WORKERS.

YES, THE UNIONS ARE NOT ALL PERFECT, NOR IS PRIVATE BUSINESS PERFECT EITHER. IT PROBABLY IS A GOOD THING THAT WE DO HAVE UNIONS OTHERWISE THESE WORKERS WOULD NOT BE RECEIVING THEIR DESERVED SALARIES TO LIVE ON.

I ALSO BELIEVE THAT FOR ONE REASON OR ANOTHER, YOU ARE APT TO HAVE LESS CONTROVERSY OVER BARGAINING THAN WITH PRIVATE BUSINESS BECAUSE THE EMPLOYEES KNOW THAT THEY ARE WORKING FOR ALL OF THE COMMUNITY AT THE TAXPAYERS EXPENSE.

IF THE MUNICIPALITIES CLAIM THAT THEY DO NOT HAVE ANY POWER TO DO THIS NOW, GOD KNOWS WHAT THEY WILL DO WITH THE ADDITIONAL POWERS THAT WILL BE GIVEN TO THEM IF H.B. 122 SHOULD BE ADOPTED. LET'S NOT SHIRK OUR DUTY AS LEGISLATORS. WE WERE ELECTED TO PROTECT OUR CITIZENS



AN EXAMPLE: HERE IS A CLEAR CUT EXPLANATION WHY CERTAIN SERVICES SHOULD NOT BE CONTRACTED OUT AND THE CITIZENS SHOULD VOTE ON THIS ISSUE.

IF PRIVATE BUSINESS TAKES ON SUCH AN OPERATION TO MAKE A NET PROFIT, IT MUST GROSS AN INCOME ABOVE THE AMOUNT IT NOW COSTS FOR A MUNICIPALITY TO OPERATE. IT MUST PAY .48% FEDERAL CORPORATE INCOME TAX, .06 3/4 STATE CORPORATE INCOME TAX AND .05% OTHER TAXES ON THE GROSS INCOME.

ALSO, IF THE MUNICIPALITY IS NOW A NON-PROFIT OPERATION AND BECOMES A CONTRACTED OPERATION, IT THEN MIGHT BE QUESTIONABLE WHETHER IT WOULD HAVE TO PAY OTHER TAXES ON THE EQUIPMENT.

NOW, BY USING A \$1,000,000 OPERATION BY MUNICIPALITIES VERSUS THE SAME OPERATION BY PRIVATE BUSINESS. IT MUST EARN A GROSS NET INCOME OF \$248,447.20 ABOVE THE \$1,000,000 OPERATION IN ORDER TO EARN A NET PROFIT OF 10% AS SHOWN BELOW.

THESE ARE THE PERCENTAGE OF TAXES AS FOLLOWS:

AVERAGE -.48% FEDERAL CORPORATE INCOME TAX

AVERAGE -.06 3/4% STATE CORPORATE INCOME TAX

AVERAGE -.05% OTHER TAXES (WHICH IS A LOW FIGURE)

.59 3/4%

TOTAL .59 3/4% TAXES OF GROSS INCOME TO EARN ABOVE A \$1,000,000 OR WOULD BE APPROXIMATELY AN ADDITIONAL \$248,447.20 ABOVE THE \$1,000,000 TO NET A 10% NET PROFIT AS SHOWN BELOW.

ASSUMING TAX RATES OF:

FEDERAL CORPORATE RATE .48%

STATE CORPORATE RATE .06 3/4

OTHER MISC. TAX RATE .05%

.59 3/4% TOTAL

(1 - TAX) = AFTER TAX TAKE HOME

(1 - .5975) = .4025

X .4025 = \$100,000

X = .4025/\$100,000

X = \$248,447.20 - .....\$248,447.20 BEFORE TAX DEDUCTION

X .4925 INCOME AFTER TAXES

.5975 - \$148,447.21 TAX PD \$99,999.998 INCOME AFTER TAXES

+.4025 - \$ 99,999.998 INCOME AFTER TAX

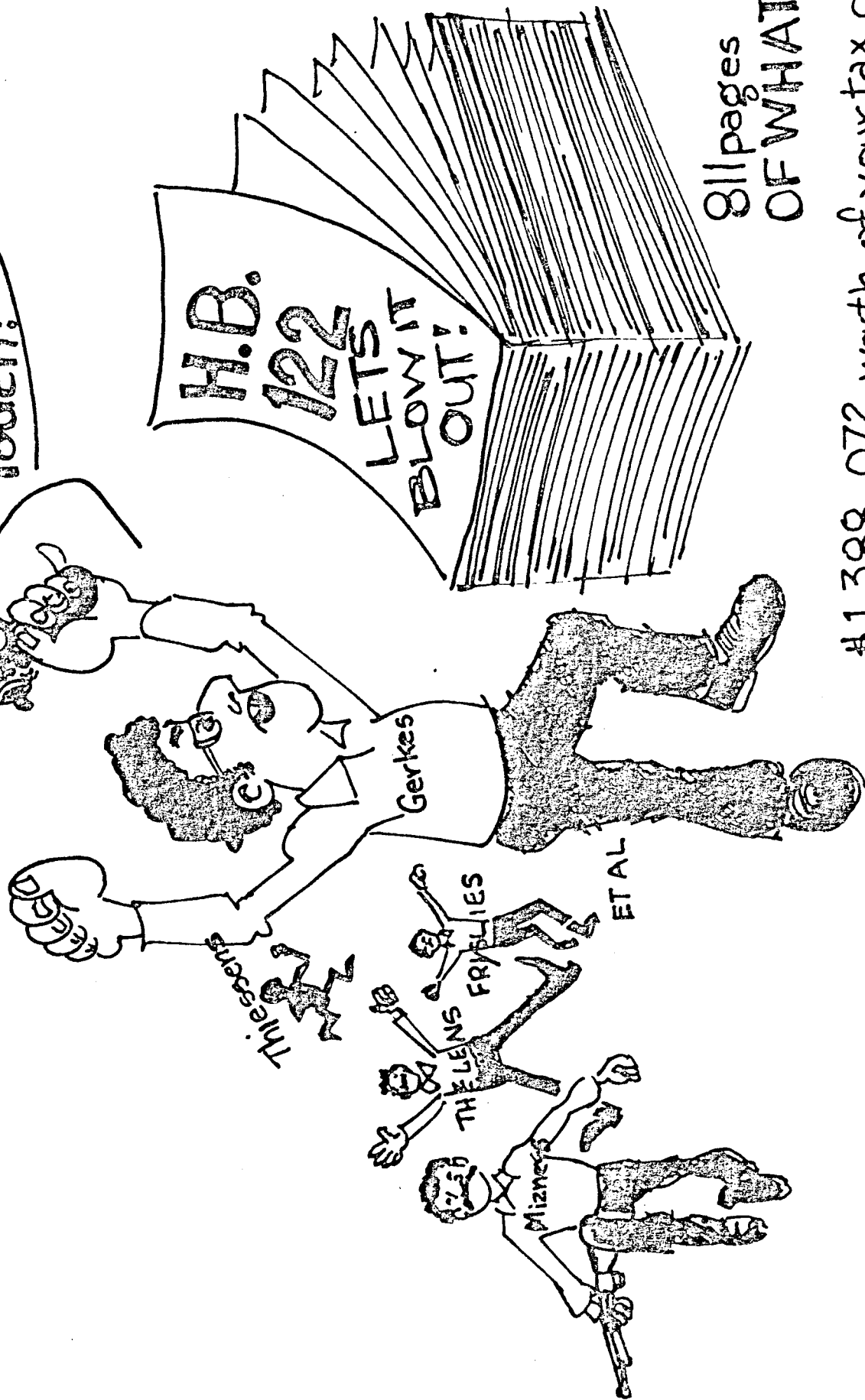
1.0000 - \$248,447.20 TOTAL - THIS EXTRA AMOUNT WILL HAVE TO BE PASSED ON TO THE TAXPAYER WHO RECEIVE THE SERVICE.

THE PURPOSE OF LOCAL, COUNTY AND STATE GOVERNMENTS IS TO PROVIDE CHEAPER SERVICES THAN THE PUBLIC MAY RECEIVE OTHERWISE.

*Paul G. Pistoria*

REP. PAUL G. PISTORIA, DISTRICT #59

It's our  
Baby, Don't  
Touch!



811 pages  
OF WHAT!!

\$1,388,072 worth of your tax dollar  
and they want \$479,699 more!!

Rep. Paul H. Pistorius - Dist #39  
Great Falls, Mont.  
Feb. 8, 1977

# Great Falls

No. 306—91st Year

Great Falls, Montana, Wednesday, March 16, 1977

READ THIS TRIBUNE ARTICLE  
WED. MAR. 16, 1977 & YOU CAN SEE  
WHAT IS NOW HAPPENING IN  
GREAT FALLS, THE ELECTED  
CITY OFFICIALS ARE IGNORING  
4702 CITIZENS THE RIGHT TO  
PETITION.

WHAT WILL HAPPEN TO OUR  
CITIZENS RIGHTS IF H.B. 122  
PASSES? - THIS CAN HAPPEN IN  
YOUR TOWN OR CITY, TOO.

IT WILL BE TOTALLY RUN BY  
A BUNCH OF DICTATORS. THIS  
SPEAKS FOR ITSELF.

*Rep - Paul G. Pistone*

4,702 protest city contract proposal

By RALPH POMNICHOWSKI  
Tribune Staff Writer

Ostrem noted that there is no proposal case, said Spall, the commission should to lease the plant outright — but only to hold the matter in abeyance until after the

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By BERT LI  
Tribune Staff

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for Midrange

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here the drill continued  
The drill was conducted  
all agencies in order to  
Tribune Photo by Stuart S.

Brief

Pregnancy b  
WASHINGTON



STATE OF MONTANA

Office of the Legislative Fiscal Analyst

STATE CAPITOL  
HELENA, MONTANA 59601  
406/449-2986

JOHN D. LAFAVER  
LEGISLATIVE FISCAL ANALYST

February 1, 1977

TO: Representative Paul G. Pistoria  
FROM: John D. LaFaver, Legislative Fiscal Analyst  
SUBJECT: Local Government Study Funding

A handwritten signature, likely of John D. LaFaver, is written in ink to the right of the "FROM:" line.

As you requested, the following figures indicate the amount of state general fund allocated to the local government study effort.

DJL:s1

General Fund appropriated to the state commission on local government:

<u>Fiscal 1976</u>	<u>Fiscal 1977</u>
\$263,903	\$212,469

The commission had approximately 33 employees at its peak level.

In addition to the funding of the state commission, general fund was provided as grants to units of local government to establish their planning efforts. Those grants are as follows:

<u>Fiscal 1976</u>	<u>Fiscal 1977</u>
\$607,800	\$303,900

In total, \$1,388,072 of state funds were appropriated to the local government study effort.

*\$1,388,072 - SPENT SO FAR  
WAS BUDGETED  
479,699 - MORE REQUESTED  
\$1,867,771 - TOTAL - TAXPAYERS  
1,000,000 - APPROX - FEDERAL  
FUNDS THUS FAR  
\$2,867,771 - TOTAL EXPENDITURE  
PLUS MORE HIDDEN  
EXPENSES.*

*Rep. Paul G. Pistor  
Dist #39.  
Great Falls, Va.*

TESTIMONY BEFORE SENATE LOCAL GOVERNMENT COMMITTEE

JANUARY 13, 1979

SENATE BILL 14

MR. CHAIRMAN, THE CITY OF HELENA IS IN SUPPORT OF SENATE BILL 14. THE CITY OF HELENA HAS ADOPTED A CHARTER FORM OF GOVERNMENT WITH SELF-GOVERNMENT POWERS SO THIS BILL DOES NOT DIRECTLY AFFECT US. HOWEVER, BECAUSE STATE STATUTE GIVES US ALL POWERS NOT PROHIBITED BY, OR IN CONFLICT WITH STATE LAWS, WE BELIEVE IT WOULD BE HELPFUL TO CLARIFY THE POWERS GRANTED TO CITIES. AS WE VIEW PROSPECTIVE ACTIONS, WE MUST CONTINUOUSLY TRY TO DECIDE WHETHER IT WOULD BE IN CONFLICT WITH A STATE LAW. AS YOU CAN APPRECIATE, THIS IS SOMETIMES A DIFFICULT TASK GIVEN THE CURRENT FRAGMENTED NATURE OF LOCAL GOVERNMENT LAW. THE CONSOLIDATION AND CLARIFICATION OF LOCAL GOVERNMENT POWERS PROVIDED BY SENATE BILL 14 WOULD HELP HELENA DETERMINE WHERE WE STAND IN RELATION TO THE LAW AND HOW TO BEST EXERCISE OUR SELF GOVERNMENT POWERS.

THE SAME IS TRUE OF THE OTHER LOCAL GOVERNMENT BILLS SPONSORED BY SENATORS WATT AND JERGESON THAT WILL COME BEFORE THIS COMMITTEE. THEIR PASSAGE, IN WHATEVER FORM, WILL BE HELPFUL IN CLARIFYING HELENA'S SELF GOVERNMENT POWERS. THANK YOU.

*Kathleen Ramey  
Mayor  
City of Helena*

The assessors of Montana are very  
 proud of the fact that they are  
 elected by the people they serve.  
 Under Section 3 sub-section 4  
 of Senate Bill 14, under the  
~~new~~ reorganization the door  
 is opened to put an end to the  
 right of the people to elect their  
 county officials and to place  
 that power in the hands of just  
 a few. The people of Montana  
 have already voted to keep  
 that door closed.

# 15 Local Government with general  
 powers are to be given legislative  
 powers How can <sup>a</sup> the governing  
 unit submit itself as a law

days a month every attempt  
to fulfill this duty properly.  
They can not? It will find  
them becoming full time administrators  
or employing someone to fulfill  
this obligation. Either way it  
means more outlay for the taxpayer.

The governing body is given  
2 years to formulate its service plan.  
It will also require full time  
attention to ensure no loss of  
current services. Thus to ensure  
no loss of service & to ensure a  
complete annual review of the  
services we find ourselves again  
looking at <sup>an additional</sup> ~~more outlay~~ full  
time administration.



Enactment of S. B. 14's increased  
cost to the taxpayer & enactment of  
its chance to remove the right  
of the people to elect their officials  
and thus place control in the  
hands of a few we ask  
that you vote against S.B. #14

as representative of the Assoc.  
Assoc. I thank you for this  
opportunity & for your attention.



## CITY OF BILLINGS


WILLIAM B. FOX  
MAYOR

220 NORTH 27TH STREET  
P. O. BOX 1178  
BILLINGS, MONTANA 59103  
PHONE (406) 248-7511

### TESTIMONEY TO BE PRESENTED TO THE LOCAL GOVERNMENT COMMITTEE OF THE STATE OF MONTANA January 13, 1979

The City of Billings adopted the Charter form of government in 1977. By so doing, the City Government assumed many of the powers and services detailed in Senate Bill 14 being considered by this Committee. The City Council of Billings is aware that the bill under study today would not affect the City's operation, but we would like to share with the Committee our general position that the concept of increased local control and increased local accountability inherent in the bill is valid and does function. The experience of Billings in adopting the Charter form of government and adapting to it have been, on the whole, beneficial. Transferring the powers and responsibilities of government to the local level is a concept that the City Council of Billings strongly supports.

In this regard, we support Senate Bill 14 as it represents another step of increasing the ability of local government to respond to the needs and desires of the local populace.

  
WILLIAM B. FOX  
MAYOR

# Cascade County

*State of Montana*

TELEPHONE: (406) 761-6700



Great Falls, Montana 59401

January 12, 1979

The Honorable George McCallum  
Chairman  
Local Government Committee  
Montana State Senate  
Capitol Building  
Helena, Montana 59601

Dear Senator McCallum:

It is my pleasure to appear before you today as a representative of the Board of County Commissioners of Cascade County, to testify in favor of Senate Bill No. 14.

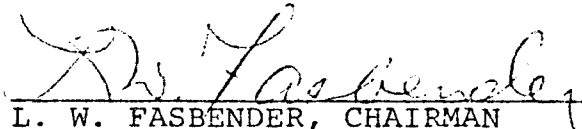
We, the Board of County Commissioners of Cascade County support this legislation and commend you for your interest.

We are aware that Section 34, Distribution of Powers, is the section which seem to cause the Legislative Body the most trouble. We feel this problem could be solved in those counties which have general powers, simply by amending this section to state that any ordinances passed would stipulate the elected or appointed official who would be responsible for the administration of the ordinance.

We have enclosed for your consideration our comments in more detail, and respectfully request your favorable consideration on Senate Bill 14.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS  
OF CASCADE COUNTY

  
L. W. FASHBENDER, CHAIRMAN

  
FRANKLIN H. STEYAERT, VICE-CHAIRMAN

  
JACK T. WHITAKER, MEMBER

# Cascade County

*State of Montana*

TELEPHONE: (406) 761-6700



Great Falls, Montana 59401

January 12, 1979

Senator George McCallum, Chairman  
and Members of the Local Government Committee  
State Senate  
Capitol Building  
Helena, Montana 59601

Gentlemen:

We, as the Board of County Commissioners of Cascade County, commend you for your interest in local government and wish to express our support of Senate Bill 14.

We feel this particular bill, if passed, will allow the Counties to deal effectively with the citizens and the problems of the citizens that arise daily. One of the problems experienced by Cascade County is the fact that we have a very large county that are unincorporated but heavily populated. These areas have problems that are unique to the area, but not necessarily to the entire rural area. An example of the problems are speed limits, building codes and dog problems. The Board of County Commissioners have been asked by some of the citizens in these populated areas for help to solve such problems, but because any action taken by the Board of County Commissioners must be on a county wide basis, any action would cause more problems than would be solved.

Other features of this bill we support without reservation are as follows:

Section 10 which provides for but does not mandate the adoption of Administrative Rules. Although this section does not mandate the adoption of Administrative Rules, we feel such rules should be adopted and this will be the case in Cascade County.

We feel the sections dealing with public notices and public hearings are well written and support these sections.

Section 14, which deals with petitions is extremely well written and we support this section without reservation.

Section 34, Distribution of Powers, is the section which seems to cause the Legislative Body the most trouble. I feel



The Honorable George McCallum  
and Members of the Senate Local Government Committee  
Helena, Montana  
January 12, 1979  
Page -2-

this problem could be solved in those counties which have general powers simply by amending this section to mandate that any ordinance passed would stipulate the elected or appointed official who would be responsible for the administration of the ordinance.

We feel there is undue concern about granting ordinance powers to counties with general powers, obviously when the state Constitution was written, the delegates did not feel this was a major problem when they included the Commissioner form of government as one of the alternative forms available to the Local Government Study Commissions.

When the citizens of Cascade County voted to retain this form of Government, it was with the idea that the counties would be granted legislative powers during the last legislative session with the passage of the new local government code. Unfortunately the code was defeated, and 50 of the 56 counties still do not have legislative powers.

We the Board of County Commissioners of Cascade County, respectfully request your favorable consideration on Senate Bill 14.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS  
OF CASCADE COUNTY

  
L. W. FASBENDER, CHAIRMAN

  
FRANKLIN H. STEYAERT, VICE-CHAIRMAN

  
JACK T. WHITAKER, MEMBER

mw:

NAME: May Jenkins DATE: 11/13/79

ADDRESS: 2612 Augusta Ln. Belting, W.V.

PHONE: 259-7646

REPRESENTING WHOM? Pres. of Mountain Elected County officials  
9 associations

APPEARING ON WHICH PROPOSAL: Local Laws

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? ☒

COMMENTS: Written testimony from each  
association is forthcoming.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Lilly J M Price DATE: 1-13-79

NAME: Lilly J M Price DATE: 1-13-79

ADDRESS: Box 544 Superior

PHONE: 822-4571

REPRESENTING WHOM? Lawrence A. Co. Co.

APPEARING ON WHICH PROPOSAL: S.B. 14

DO YOU: SUPPORT?

AMEND? \_\_\_\_\_

OPPOSE? ☒

COMMENTS: \_\_\_\_\_

NAME: Mary Ann Mc Lee DATE: 1/13/79  
ADDRESS: Helenville - Russell County  
PHONE: 793-6597

REPRESENTING WHOM? \_\_\_\_\_

APPEARING ON WHICH PROPOSAL: Senate Bill # 14

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? yes

COMMENTS: I am Clerk of Court  
for Russell County, added to  
issue the people of my County  
this bill would take the control  
that allows us to do a good job  
in our affairs and put it under  
the hands of the Commissioners.  
This bill is another step to  
take government away from  
the people & put it in the  
hands of a few.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: :

DATE: \_\_\_\_\_

ADDRESS :

PHONE: \_\_\_\_\_

REPRESENTING WHOM?

APPEARING ON WHICH PROPOSAL:

DO YOU:

SUPPORT?

AMEND?

OPPOSE?

COMMENTS:

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME:

*Leo H. Sager*

DATE: *1-13-79*

ADDRESS:

*Gallatin Co. Courthouse - Bozeman,*

PHONE:

*587-7316*

REPRESENTING WHOM?

*Gallatin Co. Commission*

APPEARING ON WHICH PROPOSAL:

*SB.14*

DO YOU:

SUPPORT?

*✓*

AMEND?

OPPOSE?

COMMENTS:

*Flexibility offered for performance of  
Legislative duties is offered by this Bill*

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME :

DATE: 1/18/79

ADDRESS :

PHONE :

### REPRESENTING WHOM?

APPEARING ON WHICH PROPOSAL:

DO YOU:

**SUPPORT?**

X

AMEND?

## OPPOSE?

COMMENTS :

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Marie McKeen DATE: Jan 12, 1978

ADDRESS: Twin Bridges

PHONE: 684-5516

REPRESENTING WHOM? League of Cities; Town of Twin Bridges

APPEARING ON WHICH PROPOSAL: SB 14

DO YOU: SUPPORT? X AMEND? \_\_\_\_\_ OPPOSE? \_\_\_\_\_

COMMENTS: \_\_\_\_\_

1) Bill will make 'keeping within the confines of the law' much easier for small communities who have no city attorneys

2) A choice of providing services, combined with the choice of powers to provide, will allow the flexibility to allow communities from population of 90,000 to 900 to provide services.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: VERNON L. WESTLAKE DATE: 11/17/77

ADDRESS: 3186 LOVE LANE BOZEMAN, MT. 59715

PHONE: 355-4380

REPRESENTING WHOM? AA PRESERVATION ASSN.

APPEARING ON WHICH PROPOSAL: SB 14

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? ✓

COMMENTS: Will present oral testimony.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: John G. Nesbo DATE: Jan 13.-79

ADDRESS: Shelby, Mt.

PHONE: 434-2126

REPRESENTING WHOM? Toole County & MACO

APPEARING ON WHICH PROPOSAL: SB-14

DO YOU: SUPPORT? X AMEND? \_\_\_\_\_ OPPOSE? \_\_\_\_\_

COMMENTS: \_\_\_\_\_

NAME: Robert Barker DATE: 1-13-79

ADDRESS: Repton Montana

PHONE: 567-2254

REPRESENTING WHOM? Terpex County

APPEARING ON WHICH PROPOSAL: SR 14

DO YOU: SUPPORT? yes AMEND? \_\_\_\_\_ OPPOSE? \_\_\_\_\_

COMMENTS: The bill was designed to give the  
Counties more flexibility in making decisions  
in handling local problems. I have  
studied this bill since it was first introduced  
as HB 123. I think this bill will serve the  
Counties well

NAME: Larry D. Anderson

DATE: 1-13-79

ADDRESS: Chester MT

PHONE: \_\_\_\_\_

REPRESENTING WHOM? Liberty C. Comm.

APPEARING ON WHICH PROPOSAL: SB 14

SUPPORT?

AMEND?

OPPOSE?

COMMENTS: \_\_\_\_\_



NAME: David H. Wilson

DATE: 1-13-79

ADDRESS: Helena, Mont

PHONE: 442-8768

REPRESENTING WHOM? West League of C. & T.

APPEARING ON WHICH PROPOSAL: LB 14

SUPPORT?

AMEND?

OPPOSE?

COMMENTS: \_\_\_\_\_

NAME: Don Spaulding DATE: 1-13-79

ADDRESS: 936 S. Roberts, Helena

PHONE: 442-8293

REPRESENTING WHOM? League of Women Voters of Montana

APPEARING ON WHICH PROPOSAL: SB. 14

DO YOU: SUPPORT? ☒ AMEND? ☐ OPPOSE? ☐

COMMENTS: \_\_\_\_\_

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\_\_\_\_\_

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME:

Dean Zinnacker

DATE:

1-13-79

ADDRESS:

Helena

PHONE:

442-5209

REPRESENTING WHOM?

Mt. Assn of Counties

APPEARING ON WHICH PROPOSAL:

SB 14

DO YOU:

SUPPORT?

X

AMEND?

X

OPPOSE?

COMMENTS:

Recommend deletion of Section 54 - page 47

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: DALE SKAALVRE DATE: 1/12/79  
ADDRESS: BIG SANDY, N.T. 59520  
PHONE: 386-2299 (HOME) 622-3631 (OFFICE)  
REPRESENTING WHOM? CHOUTEAU COUNTY COMMISSIONERS  
APPEARING ON WHICH PROPOSAL: SB-14  
DO YOU: SUPPORT? ☒ AMEND? ☐ OPPOSE? ☐

COMMENTS: \_\_\_\_\_

THERE IS A NEED FOR FLEXIBILITY  
IN LOCAL GOVT. —

THE STATE GIVES THE AUTHORITY — WITH WHICH  
WE HAVE NO OBJECTION — WE ARE AT THE  
SERVICE LEVEL OF ALL GOVT — AND NEED THE  
TOOLS TO WORK WITH THE CITIZENRY — AND TO  
FINANCE <sup>SERVICES</sup> — COMMISSIONERS DO NOT OPERATE IN A VACUUM  
AND ARE SUBJECT TO RECALL & THE BALLOT BOX —.

THERE IS ALSO NEED FOR CLARIFICATION OF INTERLOCAL  
AGREEMENTS BETWEEN LOCAL GOVTS —

NAME: FRANKLIN H STEVENS DATE: 1/13/79

ADDRESS: 3115 - 72ND SO GREAT FALLS MT

PHONE: 453 0024 OR 761 6700 EXT 291

REPRESENTING WHOM? CASCADE CO. COMMISSIONERS

APPEARING ON WHICH PROPOSAL: SB 14

DO YOU: SUPPORT? ☒ AMEND? ☐ OPPOSE? ☐

COMMENTS: THIS BILL WOULD GREATLY SUPPORT AND

ENHANCE THE ROLE OF THE COUNTY COMMISSIONER

NAME: John H Buttelman DATE: 13/

ADDRESS: Courthouse

PHONE: 587-7316

REPRESENTING WHOM? Callatin County

APPEARING ON WHICH PROPOSAL: SB 14

DO YOU: SUPPORT? X AMEND?        OPPOSE?       

COMMENTS:       

This SB 14 would  
allow the local government more  
flexibility to provide statutory  
law.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Don Van Arsdale DATE: 1-13-79

ADDRESS: 1209 Mariposa Ln Billings

PHONE: 245-7014

REPRESENTING WHOM? City of Billings

APPEARING ON WHICH PROPOSAL: Senate Bill 11

DO YOU: SUPPORT? Yes AMEND? \_\_\_\_\_ OPPOSE? \_\_\_\_\_

COMMENTS: \_\_\_\_\_

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\_\_\_\_\_

NAME: FYERETT Elliott DATE: Jan 12, 79

- Commissioner -

ADDRESS: Box 1431, Conrad Mont.

PHONE: 878-3226

REPRESENTING WHOM? \_\_\_\_\_

APPEARING ON WHICH PROPOSAL: S.B. 14

DO YOU: SUPPORT? ✓ AMEND?            OPPOSE?           

COMMENTS: \_\_\_\_\_

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: Kathleen Ramey Mayor of City of Helena DATE: \_\_\_\_\_

ADDRESS: Civic Center

PHONE: 442-9920

REPRESENTING WHOM? City of Helena

APPEARING ON WHICH PROPOSAL: Senate Bill 14

DO YOU: SUPPORT? X AMEND? \_\_\_\_\_ OPPOSE? \_\_\_\_\_

COMMENTS: Attached is the statement for the record

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Walter Hommermeister DATE: Jan 13, 1979

ADDRESS: Box 1153 Conrad, Mont 59423

PHONE: H 278-3163 off 278-3923

REPRESENTING WHOM? Mont Sheriff & Peace officers Assn.

APPEARING ON WHICH PROPOSAL: S. B. 14

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENTS: I have 2 pages of notes against  
S. B. 14. Most of your Senators have  
heard my comments on H B 127, 2 years ago in  
the joint House & Senate hearing & 3 of you  
have heard all my comment in the interim committee  
hearings - to be brief - Sen Bill 14 and  
its related bill are written in them to be  
liberally construed (it is one thing to  
liberally construe a strict law) but in  
these bills in many places they are so vague  
or written so loosely, that the consequences  
and possible repression, far exceed the  
intentions or imagination of the original  
writers of this bill.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

I urge you to defeat S.B. 14.

w. L. H

NAME: BILL HSEHER DATE: 1-13-79

ADDRESS: RT 1 BOX 344-25 MANHATTAN, NY.

PHONE: 284-6664

REPRESENTING WHOM? AGRICULTURAL PRESERVATION ASSN.

APPEARING ON WHICH PROPOSAL: SB 14

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? ☒

COMMENTS:

המחלקה הכלכלית והמסחרית

NAME :

DATE: \_\_\_\_\_

ADDRESS :

PHONE: \_\_\_\_\_

REPRESENTING WHOM?

APPEARING ON WHICH PROPOSAL:

DO YOU:

## SUPPORT?

AMEND?

OPPOSE?

COMMENTS :

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: John Bell

DATE: 13 Jan 79

ADDRESS: Box 1691, Helena

PHONE: 442-2220

REPRESENTING WHOM? Sheriffs and Clerks & Recorders

APPEARING ON WHICH PROPOSAL: S.B. 14

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENTS: \_\_\_\_\_

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: W. A. Burley DATE: Jan 13/79

ADDRESS: Courthouse, Polson, Mont

PHONE: 883-4363

REPRESENTING WHOM? Lake Co. Comm

APPEARING ON WHICH PROPOSAL: Senate Bill 14

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? ☒

COMMENTS: Let's rework what we have  
before we start something altogether  
new.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Adrian E. Ely DATE: 1-13-77

ADDRESS: Ravalli County Court

PHONE: 563-5033

REPRESENTING WHOM? Ravalli Co Sheriff President of  
Montana Sheriffs & Peace officers ass'n

APPEARING ON WHICH PROPOSAL: SB 141

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENTS: I am opposed to the added powers  
given to Local Government - I will  
submit in writing my opposition with  
in the next 10 days

example is on page 25 Line 17 -

The Chief executive or chairman may  
Grant pardons for violations of County Ordinances

NAME:

Edward W. Johnson

DATE: 1-13-78

ADDRESS:

1709-6th Ave

PHONE:

442-2130

REPRESENTING WHOM?

MONTANA TAXPAYERS ASSOC

APPEARING ON WHICH PROPOSAL:

SB 14

DO YOU:

SUPPORT? ☐

AMEND? ☐

OPPOSE? ☒

COMMENTS:

Written Comments Provided

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: JAMES K. (WGAH)

DATE: 1-13-79

Run 404 - 560 N. PARK

ADDRESS: 2020 WINDSE - HERENA

PHONE: 449-3385

REPRESENTING WHOM? MOUNTAIN BELL

APPEARING ON WHICH PROPOSAL: 53 14

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? ✓ \_\_\_\_\_ OPPOSE? \_\_\_\_\_

COMMENTS: AMENDMENT COPY LEFT WITH COMMITTEE.

NAME: LAUREN S. MCKINSEY DATE: JAN. 13

ADDRESS: 1110 SOUTH 3RD BOZEMAN

PHONE: 587-3560

REPRESENTING WHOM? NO ONE

APPEARING ON WHICH PROPOSAL: S.B. 14

DO YOU: SUPPORT? ✓ AMEND?        OPPOSE?       

COMMENTS: WRITTEN ONLY

I AM ASSOCIATE PROFESSOR OF POLITICAL SCIENCE

AT M.S.U. WHERE I SPECIALIZE IN STATE AND LOCAL

GOVERNMENT. I AM A CAREFUL STUDENT OF STATE/LOCAL

RELATIONS IN OTHER STATES, AND I CAN SAY WITH

SINCERITY THAT FEW OTHER STATES HAVE SUCH A

LOW OPINION OF THEIR LOCAL GOVERNMENTS. PLEASE

HELP BRING MONTANA INTO THE TWENTIETH CENTURY

~~PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.~~

AND GIVE SOME SUBSTANCE TO THE RHETORIC OF

GRASS-ROOTS DEMOCRACY WITH THE PASSAGE OF

S.B. 14.

*Lauren McKinsey*