

MINUTES OF THE MEETING  
LOCAL GOVERNMENT COMMITTEE  
MONTANA STATE SENATE

March 13, 1979

The Local Government Committee was called to order by Chairman George McCallum at 12:30 in Room 405 of the State Capitol Building.

ROLL CALL: All members were present

Dennis Taylor, staff researcher, was also present.

Many visitors were in attendance. (See attachment.)

CONSIDERATION OF HOUSE BILL 693: Representative Francis Bardanouve of District 6, sponsor of House Bill 693, gave a brief resume. This bill is an act to authorize the attorney general to audit and allow the payment of expenses to sheriffs who transport certain prisoners and mentally ill persons. Representative Bardanouve stated that transferring from the Department of Administration to the Attorney General's Office could only bring about more efficient government.

There were neither proponents or opponents to the bill.

The meeting was opened to a question and answer period from the Committee. Discussion was held.

CONSIDERATION OF HOUSE BILL 698: Representative Howard Porter of District 65, chief sponsor of House Bill 698, gave a brief resume. This bill is an act providing that in cities of the first, second, and third classes, the city treasurer shall be appointed; providing that the city engineer shall be omitted as an officer that may be appointed by the city council. Representative Porter stated that with computers and the advancement of keeping records this would be a very valuable bill. About thirty-three cities across the state still elect their treasurers.

Dan Mizner, of the League of Cities and Towns, stated that because of the uniform bookkeeping and computers, the office of city treasurer can be combined with the city clerk and a financial officer may be appointed. The office of treasurer does not have any qualifications regarding education or experience, therefore, it would be better to appoint rather than elect someone for the job.

There were no opponents to the bill.

Representative Porter closed by saying that most large cities in the state are already doing this and it seems to be working very well. Therefore, he asked the Committee to give favorable consideration to this bill.



CONSIDERATION OF HOUSE JOINT RESOLUTION 14: Representative Orren Vinger of District 3, chief sponsor of HJR 14, gave a brief resume regarding it. This Joint Resolution urges the Congress of the United States to enact legislation to provide for certain payments to be made to local governments by the Secretary of the Interior, based upon the amount of Indian lands within the boundary of such locality. Representative Vinger stated that there is already a law that states the Secretary of Interior will provide payments to local governments based upon the amount of certain public lands within the boundaries of the localities. This resolution asks for similar payments to the local governments based on lands held by and for Indians, being as their land is exempt from taxing.

There were neither proponents or opponents in attendance wishing to speak. Representative Vinger closed by saying that Indians and many other people alike are in favor of this resolution.

The meeting was opened to a question and answer period from the Committee. Discussion was held.

CONSIDERATION OF HOUSE BILL 732: Representative Hal Harper of District 30, the sponsor of House Bill 732, gave a brief resume. This bill is an act to require local governments to adopt noise and land-use regulations for airport influence areas; providing for federal and state funds to be withheld until such regulations are adopted and providing an effective date. Representative Harper stated that this bill corrects the deficiencies found in House Bill 198 from the last session. House Bill 732 adds a new section which favors the local governing body. Representative Harper read a letter from Nicholas Kaufman, a land use consultant from Missoula, this piece of legislation is timely, needed, and something the property owners can live with. (See attachment.)

Dave Kneedler, of the Montana Airport Management Association, stated that this is a means for local governments to protect themselves. House Bill 198 was so amended last session that it was unenforceable. This bill is absolutely necessary.

Hugh Keller, of the Montana Airport Management Association, stated that the present law is useless almost. The FAA is reviewing any legislation which would preempt federal funds.

Chairman McCallum called on the opponents.

Elmer Flynn, a former Senator from Missoula, stated his opposition to the bill. He stated that this bill would put the airports in the land planning business which is not a good idea. Mr. Flynn stated that 12,000 acres were zoned overnight in Missoula. Mr. Flynn stated that he felt that this is a back door approach to the situation. He then asked the Committee to please kill the bill.

There were no further proponents or opponents, therefore,



Representative Harper made the closing remarks. He stated that this bill addresses the problem that airports and local governments are faced with today.

The meeting was opened to a question and answer period from the Committee. Discussion was held.

CONSIDERATION OF HOUSE BILL 490: Representative James Burnett of District 70, sponsor of House Bill 490, gave a brief resume. This bill is an act to require county clerks to charge a fee for copies of birth and death certificates; requiring state agencies to pay fees for recording documents. The state charges two dollars for birth and death records. Counties presently charge \$1, and it does not cover the counties costs.

Darlene Hughes, president of the Montana Clerk and Recorders Association, stood in support of the bill.

Beate Galda, from the Department of Highways, offered an amendment which would decrease administrative costs. The amendment stated that "these fees may be paid by a state agency on a monthly basis".

There were no opponents to the bill. Representative Burnett made the closing remarks. This bill was requested by the county clerk and recorders. Representative Burnett stated that he would accept the proposed amendments, as he realized this would be very costly to the state agencies otherwise. The counties are losing money with the present procedure.

The meeting was opened to a question and answer period from the Committee. Discussion was held.

CONSIDERATION OF HOUSE BILL 661: Representative Rex Manuel of District 11, sponsor of House Bill 661, gave a brief resume. This bill is an act to provide for exclusive inspection of small modular home factories by the municipality in which the factory is located.

Donald C. Robinson, of Summit Valley Industries, Inc., stood in support of the bill. Mr. Robinson stated that there does not seem to be any legal authority, therefore, who will enforce the state statutes in this matter. This bill does not change the codes. Local enforcement officers can inspect changes in the plans of the modular built homes. This puts the inspection more on a local level. Mr. Robinson read a letter from Daniel J. Mahoney, Department Head of the Building and Code Division, regarding HB 661. (See attachment.)

Chairman McCallum called on the opponents.

Ed Sheehy, Jr., representing the Montana Manufactured Housing Association, stated his group's opposition to the bill. Mr. Sheehy stated that people who sell modular homes need a definition of the word "modular home" and what it constitutes. They



need to know who has the authority to inspect buildings, and the enforcement of the building codes. After the original inspection is done it should be recognized by all the other towns. Mr. Sheehy then asked the Committee to reject the bill.

Chet Sharbono, representing Kober Modular Homes of Billings, stated that HB 661 would create more problems than it would solve. Kober Homes wishes to maintain the present state regulations. Having local municipalities govern building codes would create the same previous situation of having no uniformity.

There were no further proponents or opponents. James Kember, of the Department of Administration, Building Codes Division, spoke in a neutral position. He stated that he was here to answer questions on behalf of the Division. In the interest of uniform enforcement of modular construction standards, it would be nice to have one agency of government handling all units. HB 661 would tend to fragment enforcement. Presently 65% of the Division's business is with in-state manufacturers.

Representative Rex Manuel made the closing remarks. He stated that some plans cost as high as \$2,000 to change the plans. He asked the Committee for a favorable recommendation.

The meeting was opened to a question and answer period from the Committee. Discussion was held.

CONSIDERATION OF HOUSE BILL 808: Representative Bill Baeth of District 21, chief sponsor of House Bill 808, gave a brief resume. This bill is an act to allow cities other than those of the first or second class to terminate P.E.R.S. coverage for their police officers and to join the municipal police officers' retirement system; providing for options regarding the transfer of credit for service, and providing an effective date. This bill is intended to resolve a problem for third class cities. Representative Baeth offered written testimony. (See attachment.)

Jim Turcotte, from the Public Employees Retirement Department, stated his support of the bill and stated that this bill provides for a transfer of funds and service from the P.E.R.S. to the municipal police officers' system. It also provides two alternatives to smaller cities who elect to come under the municipal police officers system. This only affects two towns at the present time.

Dan Mizner, of the League of Cities and Towns, stood in support of the bill. Mr. Mizner reported that some cities have adopted P.E.R.S. and social security. He told of an example which occurred in Baker recently involving this problem.

There were no opponents present to speak regarding this bill. Therefore, the meeting was opened to a question and answer period from the Committee. Discussion was held at which time it was pointed out that this bill would cost the cities and state more money.



Representative Baeth made the closing remarks.

CONSIDERATION OF HOUSE BILL 439: In the absence of Representative Hershel Robbins of District 46, chief sponsor of HB 439, Joanne Woodgerd of the Legislative Council, gave a brief resume of the bill. This bill is an act to allow the governing body of a political subdivision with a population of 10,000 or less to dispense with a nonpartisan primary election in certain circumstances. This is an election bill. It makes it so that candidate could go on the general election ballot if the number of candidates to be voted on for a certain office does not exceed twice the number of persons to be elected.

Margaret Davis, of the League of Women Voters, stated perhaps this should be amended for just third class cities because 10,000 population is too large to eliminate primaries even by option. The League supports making HB 439 conform with SB 65.

Dan Mizner, of the League of Cities and Towns, stated there are elections going on right now without candidates. If this bill were passed, perhaps this situation could be corrected.

There were no opponents to this bill. The meeting was then opened to a question and answer period from the Committee.

DISPOSITION OF HOUSE BILL 439: A motion was made by Senator Story that House Bill 439 be given a recommendation of "BE CONCURRED IN" from the Committee. Motion carried unanimously.

DISPOSITION OF HOUSE BILL 488: House Bill 488 is in regard to interest on funds for fire districts. It was pointed out that even though the Committee had already acted on this, it does need some amendments.

A motion was made by Senator Story that the Committee reconsider their actions on HB 488. Motion carried unanimously.

A motion was made by Senator Lockrem to accept the proposed amendments to the bill. (See Committee report attached.) Motion carried unanimously.

A motion was made by Senator Watt that HB 488 receive a recommendation of "And as so amended, BE CONCURRED IN" from the Committee. Motion carried unanimously.

DISPOSITION OF HOUSE JOINT RESOLUTION 14: This resolution is for providing for certain local governments payments based upon the amount of Indian lands within the boundaries of such localities.

Senator Watt pointed out that Indians do not pay taxes.

Senator Rasmussen felt that this was a good bill.

A motion was made by Senator Rasmussen that HJR 14 "BE CONCURRED IN". Motion carried with all present voting yes, except



Senator Peterson, who voted "no".

DISPOSITION OF HOUSE BILL 693: This bill is in regard to authorizing the attorney general to audit and allow payment of expenses to sheriffs.

A motion was made by Senator Lockrem that House Bill 693 be given a recommendation of "BE CONCURRED IN" from the Committee. Motion carried unanimously.

DISPOSITION OF HOUSE BILL 732: This bill is in regard to noise and land use regulations for airport influence areas.

Senator Lockrem stated that everything Mr. Elmer Flynn stated was true, that the airports come every session and just keep asking for more.

A motion was made by Senator Story that HB 732 be given a recommendation of "BE NOT CONCURRED IN" from the Committee.

Senator Story stated that if this bill were to pass it would stop land development.

Senator McCallum pointed out that this bill could destroy the value of land.

A vote was taken on Senator Story's motion to "BE NOT CONCURRED IN". Motion carried. (See attachment.)

DISPOSITION OF HOUSE BILL 661: House Bill 661 is in regard to inspection of small modular home factories.

A motion was made by Senator Lockrem that HB 661 receive a recommendation of "BE NOT CONCURRED IN" from the Committee. Motion failed. (See attachment.)

A motion was made by Senator Peterson that HB 661 receive a recommendation of "BE CONCURRED IN" from the Committee. Motion carried. (See attachment.)

DISPOSITION OF HOUSE BILL 490: This bill is in regard to county clerk and recorders to charge a larger fee for copies of birth and death certificates.

A motion was made by Senator Lockrem that HB 490 receive a recommendation of "BE NOT CONCURRED IN" from the Committee.

A substitute motion was made by Senator Watt that HB 490 be given a recommendation of "BE CONCURRED IN". Motion withdrawn.

A motion was made by Senator Watt that the proposed amendments to HB 490 be accepted. Motion carried.

A motion was made by Senator Watt that House Bill 490 "BE



CONCURRED IN, as amended".

Senator Rasmussen stated that this just covers the clerks' costs.

Senator Lockrem stated that this bill was requested by the clerk and recorders, and their office is a service office to the people, and therefore, should be handled as such.

Senator Thomas stated that this just spreads the burden to everybody by charging the people who use the service.

A vote was taken on Senator Watt's motion of "BE CONCURRED IN, as amended. Motion carried. (See attachment.)

DISPOSITION OF HOUSE BILL 698: This bill deals with appointing a city treasurer.

Senator Watt asked what was the purpose behind this bill. It was pointed out that there are no qualifications to run for city treasurer and perhaps better qualified people could hold the job if they were appointed, and some towns are always doing this.

Senator Thomas stated that this is a good bill.

A motion was made by Senator Watt that HB 698 receive a recommendation of "BE CONCURRED IN" from the Committee. (See attachment.)

DISCUSSION ON HOUSE BILL 808: House Bill 808 deals with termination of P.E.R.S. coverage for police officers.

It was pointed out that this bill would allow police to come under municipal police officers' retirement system. This is optional for third class cities. It will cost the state more money if passed.

DISPOSITION OF HOUSE BILL 476: House Bill 476 makes the office of county coroner appointive. It seems there are a couple of remote cases in the state which this bill would affect.

Senator Peterson stated that he felt that this bill is discriminatory. A motion was made by Senator Peterson that HB 476 "BE NOT CONCURRED IN". Motion carried. Senator O'Hara voted "no".

DISPOSITION OF HOUSE BILL 399: This bill authorizes the county commissioners to establish compensation for coroners.

Senator Watt stated that this is probably a good bill as coroners are now on a fee basis.

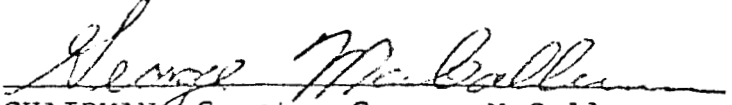
A motion was made by Senator Lockrem that HB 399 "BE CONCURRED IN". Motion carried. Senator Peterson abstained.



LOCAL GOVERNMENT COMMITTEE  
MARCH 13, 1979

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1  
ADJOURN: The meeting was adjourned at 2:55. The next meeting will be held on Thursday, March 15, in Room 405.

  
CHAIRMAN Senator 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.



# STANDING COMMITTEE REPORT

March 13 1979

MR. President:

We, your committee on Local Government

having had under consideration House Bill No. 422

H. Robbins (Watt)

Respectfully report as follows: That House Bill No. 422  
third reading bill, be amended as follows:

1. Title, line 4.  
Strike: "AMENDING SECTION"

2. Title, line 5.  
Strike: "7-6-204, MCA,"

3. Page 1, line 11.  
Following: "Section 1."  
Strike: remainder of lines 11 through 22 in their entirety.  
Insert: "Interest to be credited to fire district or department  
account. All interest paid and collected on the deposits  
or investments of the funds of a volunteer fire district  
or department organized in an unincorporated area under  
Title 19, chapter 12 must be credited to the account of  
that fire district or department."

DO PASS And, as so amended BE CONCURSED IN



# STANDING COMMITTEE REPORT

March 13, 1979

MR. President:

We, your committee on Local Government

having had under consideration House Bill No. 693

Porter (Watt)

Respectfully report as follows: That House Bill No. 693

DO PASS

BE CONCURRED IN



# STANDING COMMITTEE REPORT

March 13 19 79

MR. .... President: .....

We, your committee on ..... Local Government .....

having had under consideration ..... House ..... Bill No. 476 .....

Fabrega (Peterson)

Respectfully report as follows: That ..... House ..... Bill No. 476 .....

DO PASS BE NOT CONCURRED IN



# STANDING COMMITTEE REPORT

..... March 13 ..... 19 72 .....

MR. .... President: .....

We, your committee on ..... Local Government .....

having had under consideration ..... HOUSE ..... Bill No. .... 293 .....

Bardanoue (Lockren)

Respectfully report as follows: That ..... House ..... Bill No. .... 593 .....

~~DO PASS~~

BE CONCURRED IN



# STANDING COMMITTEE REPORT

March 13 1973

MR. President:

We, your committee on Local Government

having had under consideration House Bill No. 399

Harper (Lockren)

Respectfully report as follows: That House Bill No. 399

DO PASS BE CONCURRED IN



# STANDING COMMITTEE REPORT

.....March 13..... 19 79.....

MR. ....President:.....

We, your committee on .....Local Government.....

having had under consideration .....House Joint Resolution..... Bill No. ....14.....

Vinger (Rasmussen)

Respectfully report as follows: That.....House Joint Resolution..... Bill No. ....14.....

DO PASS: BE CONCURRED IN



# STANDING COMMITTEE REPORT

March 13, 1979

MR. President:

We, your committee on Local Government

having had under consideration House Bill No. 439

H. Robbins (Story)

Respectfully report as follows: That House Bill No. 439

~~DO PASS~~

BE CONCURRED IN



# STANDING COMMITTEE REPORT

March 13 ..... 19 79 .....

MR. .... President: .....

We, your committee on ..... Local Government .....

having had under consideration ..... House ..... Bill No. 661 .....

Manuel (Peterson)

Respectfully report as follows: That ..... House ..... Bill No. 661 .....

DO PASS: BE CONCURRED IN



# STANDING COMMITTEE REPORT

.....March 13..... 19 79.....

MR. ....President:.....

We, your committee on .....Local Government.....

having had under consideration .....House..... Bill No. ....490.....

Barnett (Watt)

Respectfully report as follows: That.....House..... Bill No. ....490,.....

third reading bill, be amended as follows:

1. Page 4, line 11.

Following: "section."

Insert: "These fees may be paid by a state agency on a  
monthly basis."

~~DO PASS~~ BE CONCURRED IN



# STANDING COMMITTEE REPORT

March 13 19 79

MR. President:

We, your committee on Local Government

having had under consideration House Bill No. 732

Harper (Story)

Respectfully report as follows: That House Bill No. 732

DO PRASS: BE NOT CONCURRED IN



SENATE COMMITTEE LOCAL GOVERNMENT

Date March 13 House Bill No. 732 Time

NAME	YES	NO
GEORGE MCCALLUM, CHAIRMAN	✓	
LLOYD LOCKREM, VICE CHAIRMAN	✓	
MAX CONOVER	✓	
JESSE A. O'HARA	✓	
BOB PETERSON	✓	
A. T. (TOM) RASMUSSEN		✓
PETE STORY	✓	
BILL THOMAS	<i>absent</i>	
ROBERT D. WATT		✓

*Philip Story*  
Secretary

*George McCallum*  
Chairman

Motion: A motion was made by Senator Story that HB 732 receive  
a BE NOT CONCURRED IN recommendation from the Committee.  
Motion carried.

(include enough information on motion--put with yellow copy of committee report.)



SENATE COMMITTEE LOCAL GOVERNMENT

Date March 13 House Bill No. 661 Time 2:00

NAME	YES	NO
GEORGE MCCALLUM, CHAIRMAN		<i>absent</i>
LLOYD LOCKREM, VICE CHAIRMAN	<i>✓</i>	
MAX CONOVER		<i>✓</i>
JESSE A. O'HARA		<i>✓</i>
BOB PETERSON		<i>✓</i>
A. T. (TOM) RASMUSSEN	<i>absent</i>	
PETE STORY		<i>✓</i>
BILL THOMAS	<i>absent</i>	
ROBERT D. WATT	<i>✓</i>	

*Clara L. Lundy*  
Secretary

*George McCallum*  
Chairman

Motion: A motion was made by Senator Lockrem that HB 661,  
BE NOT CONCURRED IN. Motion failed.

(include enough information on motion--put with yellow copy of committee report.)



SENATE COMMITTEE LOCAL GOVERNMENT

Date March 13 House Bill No. 661 Time 2:10

NAME	YES	NO
GEORGE MCCALLUM, CHAIRMAN	<i>absent</i>	
LLOYD LOCKREM, VICE CHAIRMAN		<i>✓</i>
MAX CONOVER	<i>✓</i>	
JESSE A. O'HARA	<i>✓</i>	
BOB PETERSON	<i>✓</i>	
A. T. (TOM) RASMUSSEN	<i>absent</i>	
PETE STORY	<i>✓</i>	
BILL THOMAS	<i>absent</i>	
ROBERT D. WATT		<i>✓</i>

*Alvin L. ...*  
Secretary

*George McCallum*  
Chairman

Motion: A motion was made by Senator Peterson that HB 661

BE CONCURRED IN. Motion carried.

(include enough information on motion--put with yellow copy of committee report.)



SENATE COMMITTEE LOCAL GOVERNMENT

Date March 13 House Bill No. 490 Time

NAME	YES	NO
GEORGE MCCALLUM, CHAIRMAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
LLOYD LOCKREM, VICE CHAIRMAN	<input type="checkbox"/>	<input checked="" type="checkbox"/>
MAX CONOVER	<input checked="" type="checkbox"/>	<input type="checkbox"/>
JESSE A. O'HARA	<input type="checkbox"/>	<input checked="" type="checkbox"/>
BOB PETERSON	<input type="checkbox"/>	<input checked="" type="checkbox"/>
A. T. (TOM) RASMUSSEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
PETE STORY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BILL THOMAS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ROBERT D. WATT	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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*Robert D. Watt*  
Secretary

*George McCallum*  
Chairman

Motion: A motion was made by Senator Watt that HB 490  
receive a BE CONCURRED IN recommendation from the  
Committee. Motion carried.

(include enough information on motion--put with yellow copy of committee report.)



SENATE COMMITTEE LOCAL GOVERNMENT

Date March 13 House          Bill No. 698 Time         

NAME	YES	NO
GEORGE MCCALLUM, CHAIRMAN		✓
LLOYD LOCKREM, VICE CHAIRMAN	<i>absent</i>	
MAX CONOVER	<i>✓</i>	
JESSE A. O'HARA	<i>✓</i>	
BOB PETERSON	<i>absent</i>	
A. T. (TOM) RASMUSSEN	<i>✓</i>	
PETE STORY	<i>✓</i>	
BILL THOMAS	<i>✓</i>	
ROBERT D. WATT	<i>✓</i>	

*L. Vance Loney*  
Secretary

*George M. Calli*  
Chairman

Motion: A motion was made by Senator Watt that HB 698  
receive a recommendation of BE CONCURRED IN from the  
committee. Motion carried.

(include enough information on motion—put with yellow copy of committee report.)







NAME: Beate Galda DATE: 3-13-79

ADDRESS: Helena, MT

PHONE: 449-2584

REPRESENTING WHOM? Dept. of Highways

APPEARING ON WHICH PROPOSAL: HB 490

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

COMMENTS: Written amendment proposed to decrease  
administrative expense.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: Paul C. Hill DATE: 7-1-68

ADDRESS: Alameda 415

PHONE: 342-1122

REPRESENTING WHOM? Miss Fisher

APPEARING ON WHICH PROPOSAL: 11/1/40

DO YOU: SUPPORT? YES AMEND? NO OPPOSE? NO

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

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: Robert K. Smith DATE: 3/15/68

ADDRESS: 1620 Howard

PHONE: 442 2821

REPRESENTING WHOM? *MAA, Air Force*

APPEARING ON WHICH PROPOSAL: 732

DO YOU: SUPPORT? ☒ AMEND? ☐ OPPOSE? ☐

COMMENTS:

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: Dore Alton DATE: 11-15-72

ADDRESS: Box 573

PHONE: 429-3506

REPRESENTING WHOM? 116-2 Ripton Longmont Co

APPEARING ON WHICH PROPOSAL: 116-2

DO YOU: SUPPORT? ☒ AMEND? ☐ OPPOSE? ☐

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

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PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: Sam Kinnin DATE: 5-13-77

ADDRESS: Holbrook

PHONE: HC 2-5765

REPRESENTING WHOM? West. C. T. A. L. L.

APPEARING ON WHICH PROPOSAL: N.B. 439

DO YOU: SUPPORT? X AMEND?        OPPOSE?       

COMMENTS:       

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: Alfred M. Gable DATE: 7-10-68

DATE: 5-25-68

ADDRESS: K. K. K.

PHONE: 442-8767

REPRESENTING WHOM? West Virginia State

APPEARING ON WHICH PROPOSAL: *145-699*

DO YOU: SUPPORT? ☒ AMEND? ☐ OPPOSE? ☐

AMEND?

OPPOSE?

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

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: JO JAMES KEMBEI DATE: MAY 11 1971

ADDRESS: Holman

PHONE: 449-3932

REPRESENTING WHOM? Bill Gates Div. Dept. of Agriculture

APPEARING ON WHICH PROPOSAL: HR 661

DO YOU: SUPPORT?        AMEND?        OPPOSE?       

COMMENTS: Have to answer questions on behalf  
of the Division in the matter of the amendment  
of nuclear energy standards. It would be  
nice to have one agency of government handling  
all this. This <sup>Bill would</sup> ~~is not~~ tend to suggest improvement.  
Presently, 65% of the nuclear business is in  
in-state manufacturing.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: Margaret Quinn DATE: 13 Mar 79

ADDRESS: 117 Harrison Helena MT 59607

PHONE: 443-3487

REPRESENTING WHOM? League of Women Voters of Montana

APPEARING ON WHICH PROPOSAL: HB 439

DO YOU: SUPPORT?            AMEND? X OPPOSE?           

COMMENTS: 10,000 pop. is too large to eliminate  
primaries even by option. Reduce the  
limit to 5,000 or limit set by MCA  
for 3rd class ~~communities~~ cities. The LWV  
supports making HB 439 conform  
with SB 65



NAME: Chet Sharbano DATE: 3-13-79

ADDRESS: Billings, MT

PHONE: 656-1404 Bus Home 248-6029

REPRESENTING WHOM? Robert Modular Homes

APPEARING ON WHICH PROPOSAL: H.B. 661

DO YOU: SUPPORT?            AMEND?            OPPOSE? ✓

COMMENTS: H.B. 661 would create more problems

than it would solve. Robert Homes

wishes to maintain the present state

regulations. Having local municipalities

govern bldg codes would create the

same previous situation of having no

uniformity.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: J. Turcotte DATE: 3-13-79

ADDRESS: 1712 9<sup>th</sup>

PHONE: 9-3155

REPRESENTING WHOM? PERD

APPEARING ON WHICH PROPOSAL: H B 808

DO YOU: SUPPORT? ☒ AMEND? ☐ OPPOSE? ☐

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

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PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: Donald W. Edgerson DATE: 3/3/77

ADDRESS: 1341 Hamson Highway, Santa Monica

PHONE: 792-0488

REPRESENTING WHOM? Summit Valley Industries, Inc.

APPEARING ON WHICH PROPOSAL: 43 661

DO YOU: SUPPORT? ☒ AMEND? ☐ OPPOSE? ☐

COMMENTS:

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: Gene Spolar DATE: 3-13-79

ADDRESS: 390 Holmes Butte

PHONE: 494 2935

REPRESENTING WHOM? Summit Valley Ind

APPEARING ON WHICH PROPOSAL: 661

DO YOU: SUPPORT? ☒ AMEND? ☐ OPPOSE? ☐

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

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PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: Ed Sheehy, Jr DATE: 3/13/79

ADDRESS: 2031 11th Ave, Haledon

PHONE: 442-9930

REPRESENTING WHOM? Mount Manufactured Housing Assoc

APPEARING ON WHICH PROPOSAL: H 13 661

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

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

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PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: RAY RUSSELL DATE: 3-13-79

ADDRESS: 315 COURSE DE BOISEMONT

PHONE: 587-8081

REPRESENTING WHOM? GALLATIN HOMES

APPEARING ON WHICH PROPOSAL: 661

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

COMMENTS: DOES NOT UNDERSTAND IT BETTER

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



DEPARTMENT OF PUBLIC WORKS  
CODE ENFORCEMENT DIVISION  
Butte - Silver Bow  
Montana



March 13, 1979

RE: Modular Inspections within Butte-Silver Bow

To Whom It May Concern:

I am writing this letter for consideration of House Bill No. 661 in regard to inspections of modular homes within the Butte-Silver Bow area by the local Building Department.

I believe local enforcement can better handle the field inspection work and be of a cost and time savings to the modular plant located within the Butte area. Local enforcement programs must be certified by the State of Montana and Butte has the certification.

The regulation enforcement by both the State and the local department are one in the same since local departments cannot go beyond or below State laws and regulations pertaining to building construction. The number of plans and changes made to the plans will be the same as those of the State of Montana with once again, field inspections made at the required inspections.

Please give this Bill your utmost consideration.

Sincerely,

A handwritten signature in cursive script, reading "Daniel J. Mahoney".

Daniel J. Mahoney  
Building & Code Enforcement  
Department Head

DJM:plh



HOUSE BILL NO. 808

This bill is intended to resolve a problem for smaller cities, 3rd class, and has no effect on 1st and 2nd class cities.

When the municipal police officers' system was created in 1977, it assumed that the cities choosing to participate would be locally administered funds that could be consolidated into a central state system. These assumptions worked for all 1st and 2nd class cities and all funds from these cities were transferred into a central fund.

However, there are several cities smaller than the 1st and 2nd class who had previously elected to cover their police officers under the Public Employees' Retirement System.

The original legislation providing for the consolidation did not anticipate this situation and did not provide for a transfer of funds and service from the P.E.R.S. to the municipal police officers' system.

House Bill 808 permits this transfer. It provides two alternatives to these smaller cities who elect to come under the municipal police officers' system at this time. It does not mandate or impose this decision on the cities. It is up to the city fathers whether they wish to continue under the P.E.R.S. or provide coverage under the police system.

For those cities choosing to participate, in the future only, the P.E.R.S. service is frozen and police officers with service under the P.E.R.S. will receive a partial pension from the P.E.R.S. and a partial pension from the police officers' system. If the cities choose to participate retroactively, they must provide any funding needed for past service credits.

House Bill 808 provides that the cities may make this transfer on January 1st of each year and this is primarily for administrative



purposes. This date will give the cities a 6-month time period to consider any changes in their retirement for police officers after the effective date of the bill.

This is a retirement measure only and has no effect on social security.



Amendment to HB 488

1. Title, line 4.

Strike: "AMENDING SECTION"

2. Title, line 5.

Strike: "7-6-204, MCA,"

3. Page 1, line 11.

Following: "Section 1."

Strike: remainder of lines 11 through 22 in their entirety

Insert: "Interest to be credited to fire district or department account.

All interest paid and collected on the deposits or investments of the funds of a volunteer fire district or department organized in an unincorporated area under Title 19, chapter 12 must be credited to the account of that fire district or department."



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MEMBER  
CONSULTING ENGINEERS COUNCIL  
AMERICAN SOCIETY OF CIVIL ENGINEERS  
NATIONAL SOCIETY OF PROFESSIONAL ENGINEERS  
MONTANA SOCIETY OF ENGINEERS  
M.A.P.S.  
AMERICAN WATER-WORKS ASSN.

February 28, 1979

The Honorable Hal Harper  
Capitol Station  
Capitol Building  
Helena, MT 59601

Dear Mr. Harper:

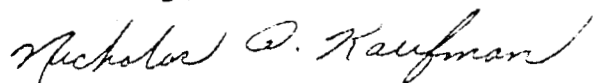
I have recently had the opportunity to review House Bill 732 and would like to commend you for introducing this legislation. The amendments to old Senate Bill 198 were badly needed and should provide the incentives necessary for local governments to adopt appropriate airport influence area regulations.

While a member of the Missoula Planning Board staff, I drafted the Johnson-Bell Field Airport Influence Area Resolution as provided by Senate Bill 198. That Resolution has been adopted by Missoula County and has been amended once. The Resolution, as adopted, conforms to State law and protects the public investment in Missoula's airport while imposing only minor restrictions on private property in the vicinity of the airport. In fact, we obtained excellent cooperation from property owners in the vicinity of the airport during the drafting process.

I understand House Bill 732 has not yet come up for hearing before the Senate Local Government Committee. If you feel the proposed legislation needs support, I would be happy to testify in support of House Bill 732. I now work as a private land use consultant and have a fair handle on both sides of the issue. I personally feel the legislation is timely, needed and something property owners can live with.

Please contact me if I can be of further service.

Sincerely,



Nicholas P. Kaufman  
Land Use Consultant

NPK:ja



1119 Main Avenue  
Libby, Mt. 59923  
December 26, 1978

The Honorable William R. Baeth  
805 Minnesota Avenue  
Libby, Mt. 59923

Dear Sir:

This letter pertains to what I consider an inequity in the six retirement systems that apply to the various law enforcement departments throughout the state of Montana.

About 30 years ago, when I first got involved in law enforcement, I complained to various law enforcement personnel and persons that were representing us by lobbying for favorable legislation that the small town policeman was discriminated against insofar as all legislation passed served to protect only those police officers that worked in First and Second class cities. At that time I was assured that this was done in order to "get a foot in the door." Well, there has been a foot in the door for 30 years and, so far, nothing has been done to better the lot of the small town police officer.

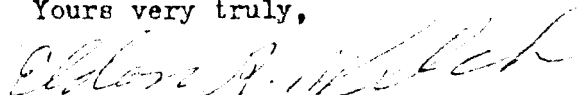
Up until a couple of years ago State law prohibited us from paying into Social Security, therefore many of us are not eligible for any retirement other than P. E. R. S., which is not sufficient to live on in this day and age.

I suggest that a legislative committee should examine all retirement systems that pertain to law enforcement personnel and adopt one system that would cover all of the various departments. At the present time there is a hodgepodge of laws covering the six different retirement systems that I don't think anybody understands.

I have been in contact with the people that administer P. E. R. S. and have been told there is no legislation providing for the transfer of accumulated funds from P. E. R. S. to the most recent "Municipal Police Officers Retirement Act" (11-1860), and, furthermore, they didn't think any such legislation would be feasible.

I do not agree with this line of thought and I note with interest that such a provision was made for the Sheriffs under their retirement system (Section 68-2622.1) If it can be done for the Sheriffs, it can be done for the small town policeman.

Yours very truly,



Eldon R. Welch



AMENDMENT TO HOUSE BILL NO. 490

(Proposed by the Department of Highways)

Page 4, Line 11

Following: "section"

Insert: "These fees may be paid by a state agency on a monthly basis."



Amendment to HB 488

1. Title, line 4.

Strike: "AMENDING SECTION"

2. Title, line 5.

Strike: "7-6-204, MCA,"

3. Page 1, line 11.

Following: "Section 1."

Strike: remainder of lines 11 through 22 in their entirety

Insert: "Interest to be credited to fire district or department account

All interest paid and collected on the deposits or investments of the funds of a volunteer fire district or department organized in an unincorporated area under Title 19, chapter 12 must be credited to the account of that fire district or department."