

MINUTES OF THE MEETING
SENATE LOCAL GOVERNMENT COMMITTEE
MARCH 17, 1981

The meeting of the Local Government Committee was called to order by Chairman George McCallum on the above date in Room 405 at 12:30 p.m.

ROLL CALL: Senator Hammond was excused, all other members were present with Senator O'Hara coming in late due to another meeting.

CONSIDERATION OF HOUSE BILL NO. 712:

AN ACT TO REQUIRE THAT A VACANCY IN A MUNICIPAL ELECTED OFFICE BE FILLED BY THE CITY OR TOWN COUNCIL WITHIN 30 DAYS AND UNTIL A SUCCESSOR IS ELECTED TO FILL THE UNEXPIRED TERM OF THE OFFICE.

Representative Hurwitz, District No. 45, said this is an act to require that vacancies be filled by the city or town council within 30 days and until a successor is elected to fill the unexpired term of the office. This specifically addresses mayors.

Dan Mizner, League of Cities and Towns, said vacated elected positions need filled. When a mayor leaves his position and someone is not appointed, the president of the city council moves up to acting mayor and then they cannot fill the councilman's position as long as he is only acting mayor. With this bill they would either have to make him mayor within 30 days and fill his vacancy on the council or fill the mayor's position with someone else.

There were no opponents of the bill appearing before the committee.

There were no questions from the committee.

CONSIDERATION OF HOUSE BILL NO. 473:

AN ACT TO ALLOW MUNICIPALITIES TO DESTROY OLD RECORDS AFTER A PERIOD OF 5 YEARS.

Representative Fabrega, District No. 44, said the only change is on line 25. They would like to be able to destroy certain records after five years. The records are copies of parking tickets and water bill receipts. He submitted a letter to the committee from the Department of Revenue. (See attached Exhibit A.) The Department of Revenue requires taxpayers to keep records for a 3-year period except where the records would have an effect on more than 3 tax years. There is no need to have an accumulation of some records for 25 years.

Dan Mizner, League of Cities and Towns, spoke briefly in support of the bill.

There were no opponents of the bill appearing before the committee.

Senator McCallum then called for questions from the committee.

Senator Conover asked how many years they have to keep them now.

Representative Fabrega answered it is currently 25, they had wanted to change it to 3 years but decided on 5.

CONSIDERATION OF HOUSE BILL NO. 724:

AN ACT TO AMEND CONFLICTS OF INTEREST
PROVISIONS TO ALLOW CONTRACTS WHENEVER
GEOGRAPHICAL RESTRICTIONS WOULD MAKE
A CONTRACT OTHERWISE UNAVAILABLE TO A
LOCAL GOVERNMENT.

Representative Neuman, District No. 33, said this is an act to amend conflicts of interest provisions to allow contracts whenever geographical restrictions would make a contract otherwise unavailable to a local government. The bill arises from a problem in small communities. As populations decline and businesses close, there is little competition in the towns. Local governments are precluded from obtaining services from businesses owned by people serving on the town council, etc. This bill would allow them - where because of geographical distance it is impractical for the local government to have to contract with an out-of-town business because of this statute - to contract with those local businesses.

Dan Mizner, League of Cities and Towns, spoke briefly in support of the bill. He said this would be of help to about 100 cities and towns across the state.

There were no opponents of the bill appearing before the committee.

Representative Neuman, in closing, said if there were two businesses in the same town, the local government would be required to purchase items from the business where there was no conflict of interest. If they did not, then the conflict of interest in the statutes would apply.

Senator McCallum then called for questions from the committee.

Senator McCallum asked Mr. Mizner if this was close to nepotism. He can see where you could purchase some items from the business but not contract with them.

Mr. Mizner said in many cases there is only one business in town that offers certain merchandise or services. One instance where you would probably have to contract with the business would be for a backhoe if the city water main were to break.

Senator McCallum said the owner of that business would have a conflict of interest if he was on the city council.

Mr. Mizner said the council would have to decide if they wanted to contract with him.

Representative Neuman said presently if you file with the Secretary of State saying you do have a conflict of interest, you cannot give a contract. This would be for short-term services, not long term. This would not include things let out for bids.

Senator McCallum said he could not see where you would have to have a contract in a lot of instances.

Representative Neuman said the provision "because of geographical restrictions" means if there is anyone else that will do the service at a reasonable cost, they would have to take him if there was no conflict of interest. If no one else is available, this bill allows the city to contract with conflict of interest persons.

DISPOSITION OF HOUSE BILL 712: Senator Thomas motioned the bill be concurred in. The motion carried unanimously, Senator Hammond was excused.

DISPOSITION OF HOUSE BILL 473: Senator Thomas motioned the bill be concurred in. The motion carried unanimously, Senator Hammond was excused.

DISPOSITION OF HOUSE BILL 479: Senator Van Valkenburg said he thinks this is a good bill, he could find no problems with it. The Helena people want an immediate effective date on it because they have to adopt a resolution by April 1. He moved to amend the bill to provide for an immediate effective date, to be effective upon passage and approval. The motion carried unanimously.

Senator Van Valkenburg then moved the bill be concurred in as amended. The motion carried unanimously, Senator Hammond was excused.

CONSIDERATION OF HOUSE BILL 624:

AN ACT TO INCREASE THE FEES CHARGED BY THE COUNTY CLERKS FOR RECORDING, FILING, AND COPYING SERVICES, REMOVING PROVISIONS THAT ARE OUTDATED.

Representative Williams, District No. 70, said the bill is an act to increase fees charged by the county clerk and recorders for filing and copying services. This removes provisions that are outdated in certain sections of the codes. The laws have not been changed for a number of years and fees have not been changed. This amends and updates current statutes.

Merrill Klundt, clerk and recorder from Billings, said the fees have not been changed since 1959. On page 1, lines 15 through 25 and on page 2, lines 1 through 3, they are microfilming now so they have deleted those lines. On page 2, lines 4 and 5 are incorporated in line 11 on page 3. On page 2, line 8, the appropriation is in another section of the codes so they have deleted it here. On line 10 they start updating fees. On page 3, lines 4 and 5 are deleted because they are in a different section. On line 9 "folio" is old language, they are charging by the page now. Section (k) is a new section where they will be charging 50 cents per index in excess of the first index, they have not been receiving a fee for the hours of work they put it. Some county clerk and recorders have been doing that already but they would like to make it legal. The repealer relates to comparison of documents, that takes a lot of time. The bill passed the House in the same condition it was submitted.

Bill Romine, County Clerk and Recorders Association, said there has been an attempt to tighten up the filing fee statutes to put all filing fees in one section. This cleans up some of the archaic language and it raises fees. The people creating the costs should be the ones to pay for them.

There were no opponents of the bill appearing before the committee.

Representative Williams, in closing, said those who have testified have given a good analysis of the updates. The bill is cleaning up present statutes and slightly increasing fees. The fees have not been updated since 1958. The money goes toward operating expenses of the clerk and recorders' offices. This is badly needed by them.

Senator McCallum then called for questions from the committee.

Senator Thomas asked what the approximate percentage of increase was.

Mr. Klundt said it was about a 1/3 increase.

Senator Van Valkenburg asked Mr. Klundt what his office's total budget was and how much does it generate through fees.

Mr. Klundt answered the total budget was \$175,000 and \$130,000 was generated through fees.

Senator Van Valkenburg said that would then leave \$45,000 to come out of the general fund.

Mr. Klundt said that was correct.

Senator Van Valkenburg said if the increase in fees was typically a 50% increase from \$2 to \$3, you would then be looking at generating \$200,000 in fees out of your recording fees, is that about right?

Mr. Klundt answered he did not think it would go that high.

Senator Van Valkenburg said the fee on page 3, line 9 would be felt more by the general public than any other fee when they want a copy of a document. He can see charging 50 cents for the first copy but you would certainly not need more than 25 cents for any succeeding pages.

Mr. Klundt said a lot of clerk and recorders are charging that currently. The cost of copying has really skyrocketed. Printing companies are currently charging much more than the county charges for copying.

Senator O'Hara called on Sonny Hanson to comment.

Mr. Hanson said these are copies of drawings, usually 2 feet by 3 feet, so it is a little different in that aspect.

Senator Van Valkenburg asked what the citation was that Mr. Klundt referred to in the Water Rights Act.

Mr. Klundt said it is Section 85-2-236.

Senator Van Valkenburg asked if that provides the fee.

Mr. Klundt said the fee is set under recording fees.

Senator Van Valkenburg could not find that in the statute.

Senator McCallum said on page 5, Section 2, it deals with fees when recording is done by mechanical means, it is \$3 for each page or fraction of a page of the instrument for recording. Would that be \$3 for every page.

Mr. Romine answered yes, each page would be separate. This section would generate primary fees.

Mr. Klundt, in answer to Senator Van Valkenburg's previous question, said Section 85-2-236 states the process.

Senator Van Valkenburg called on Joanne Peres, clerk and recorder of Chouteau County, to comment. She said when they are not dealing in volume their costs are magnified.

Senator Van Valkenburg asked Ms. Peres what percentage of her total budget was generated by fees.

Ms. Peres said a very small amount. Their total budget is \$75,000 with auditing and recording included.

Senator Van Valkenburg asked if we were looking at about \$20,000 income in fees.

Ms. Peres said yes, approximately.

Senator McCallum asked if that goes back to the general fund.

Ms. Peres said that was correct.

Senator McCallum said on page 4, line 25 the bill says the state agency submitting documents must pay fees set forth, does that mean we haven't been paying them.

Mr. Klundt said the state has been delinquent in making payments to Yellowstone County. They are behind about three months.

Senator McCallum asked if the only change they desired then was to strike "notice of appropriation" on page 2, line 8.

Mr. Klundt answered yes.

DISPOSITION OF HOUSE BILL 424: Senator Van Valkenburg motioned the bill be concurred in.

Debbie Schmidt, Legislative Council, said when we heard the bill Representative Brown requested a coordination clause in the amendments with HB765.

Senator Van Valkenburg withdrew his motion and then motioned to adopt that amendment. The motion carried unanimously.

Senator Van Valkenburg then motioned the bill be concurred in as amended. The motion carried unanimously, Senator Hammond was excused.

DISPOSITION OF HOUSE BILL 498: Senator Conover said on page 2, line 17 and on page 1, line 19 there were amendments to put in language that was in the bill when it was introduced.

Senator O'Hara said Dan Mizner wanted \$10,000 and Larry Huss wanted the figure to remain at \$4,000.

Senator Van Valkenburg said the contractors' concern was the cities would be competing with them for construction projects.

Many cities are quite far away from contractors and cannot get anyone to bid for projects less than \$4,000. That would be a very minor construction project, you are not going to have many construction projects for less than \$10,000. The cities ought to have that capability. It has been \$4,000 since 1971.

Senator O'Hara thought the \$10,000 figure would be more appropriate.

Debbie Schmidt said she would amend the bill to put it back to the way it was introduced.

Senator Conover made a motion to adopt the amendments.

Ms. Schmidt explained she would reinsert "construction" on line 16, strike "repair or maintenance" on line 17, leave \$10,000 in and strike the rest of the new language on line 18. On page 2, line 17 she would change it back to \$10,000.

Senator Conover's motion carried unanimously.

Senator Van Valkenburg motioned the bill be concurred in as amended. Senators McCallum and Thomas were opposed, Senators Hammond and Conover were excused, all others voted aye.

DISPOSITION OF HOUSE BILL 693: Senator O'Hara said Glasgow has been fluctuating between third and second class so they wanted this bill to allow them to keep their volunteer fire department.

Senator Thomas moved the bill be concurred in. The motion carried unanimously with Senators Hammond and Conover being excused.

DISPOSITION OF HOUSE BILL 704: Senator Van Valkenburg moved the bill be amended to be effective upon passage and approval. The motion carried unanimously.

Senator Van Valkenburg then motioned to adopt the other amendment to the bill. The motion carried unanimously.

Senator McCallum explained that would make it clear they could not have the bus stop in an intersection or driveway.

Senator Van Valkenburg moved the bill be concurred in as amended. The motion carried unanimously. Senators Hammond and Conover were excused.

DISCUSSION OF HOUSE BILL 375: Senator McCallum said there was nothing in the law to keep them from budgeting whatever they wanted.

Senator Ochsner moved to table the bill.

Senator Van Valkenburg said he did not want to kill the bill.

The bill passed consideration for the day.

DISPOSITION OF HOUSE BILL 562: Senator O'Hara moved the bill be amended to provide for an immediate effective date. The motion carried unanimously.

Senator Thomas moved the bill be concurred in as amended. The motion carried unanimously.

DISPOSITION OF HOUSE BILL 304: Senator Thomas moved the bill be concurred in.

Debbie Schmidt said the bill needed an amendment on page 1, line 22, following "as such" insert "at least once a week."

Senator Thomas withdrew his motion. He then motioned to adopt the amendment. The motion carried unanimously.

Senator Thomas moved the bill be concurred in as amended. The motion carried unanimously.

DISPOSITION OF HOUSE BILL 643: Senator Van Valkenburg moved the bill be concurred in. The motion carried unanimously.

DISPOSITION OF HOUSE BILL 661: Senator Van Valkenburg said there is a provision that the governing body agree to the extension. If both parties are in agreement, it doesn't do any great harm.

Senator Thomas moved the bill be concurred in. The motion carried unanimously.

DISPOSITION OF HOUSE BILL 192: Senator Van Valkenburg said the realtors wanted an amendment so subdivisions eligible for summary review would be exempted from these criteria. All positive aspects would be jeopardized if we amend the bill.

Senator Van Valkenburg moved the bill be concurred in. The motion carried unanimously.

There being no further business before the committee, the meeting was adjourned at 2:00 p.m.


Chairman George McCallum

ROLL CALL

LOCAL GOVERNMENT COMMITTEE

47th LEGISLATIVE SESSION - - 1981

Date 3/17/81

NAME	PRESENT	ABSENT	EXCUSED
Senator George McCallum	✓		
Senator Jesse O'Hara	✓		
Senator H. W. Hammond			✓
Senator J. Donald Ochsner	✓		
Senator Bill Thomas	✓		
Senator Max Conover	✓		
Senator Fred Van Valkenburg	✓		

Each day attach to minutes.

DATE

MARCH 17, 1981

COMMITTEE ON LOCAL GOVERNMENT

BILL NO. HB473

VISITOR'S REGISTER

NAME	REPRESENTING	Check One	
		Support	Oppose
<i>Paul M. ...</i>	<i>Northrup & ...</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

(Please leave prepared statement with Secretary)

VISITOR'S REGISTER

NAME	REPRESENTING	Check One	
		Support	Oppose
William L. Ransaw	Clerk & Recorder	X	
Harold A. Kinnel	Clk & Recorder Blgs	X	
	Clk & Recorder South Blgs	X	
TOM GLEASON	CAS. CO. ELECT. OFF.		

(Please leave prepared statement with Secretary)

DATE

MARCH 17, 1981

COMMITTEE ON LOCAL GOVERNMENT

BILL NO. HB712

VISITOR'S REGISTER

NAME	REPRESENTING	Check One	
		Support	Oppose
<i>Dan Mezger</i>	<i>West League & X</i>		

(Please leave prepared statement with Secretary)

NAME William L. Romine BILL No. H.B. 624
ADDRESS Box 1691 Helena DATE 3-17-81
WHOM DO YOU REPRESENT CLerk & Recorder's Assn
SUPPORT x OPPOSE _____ AMEND _____

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

Comments: The filing fees for the clerk & Recorder's office have not been increased since 1959. However, the expenses of running the office have increased dramatically in the last 22 years. In fact, in the last year, paper costs have increased 30% in the last year. The new catalogue does not even list the prices. It is about time that the fees be increased. This bill only makes modest increases. It also removes some outdated sections of the law. Section 7-4-2633 which concerns certifications of copies of documents is repealed because it is covered under section 1 (f)(ii) - page 3, line 11.



STATE OF MONTANA

DEPARTMENT OF REVENUE

MITCHELL BUILDING
HELENA, MONTANA 59601

February 25, 1981

MEMORANDUM

TO: Representative W. Jay Fabrega

FROM: Ellen Feaver, Director *Ellen Feaver*

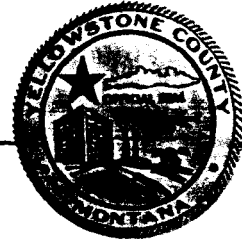
SUBJECT: IRS Record-keeping Requirements

The Internal Revenue Service requires taxpayers to keep records for a three year period except in the case where the records involved pertain to items which have an effect on more than three tax years. For example, records concerning an item of property which is being depreciated (i.e., creating a deduction for depreciation expense) over ten years must obviously be kept for a longer period. In such a case, it would be prudent to keep the records for the years in which liability is affected plus three years.

The state individual income tax requires records to be kept for a five year period. The only exception to the latter rule is that the running of the state statute is tolled if the taxpayer negotiates an agreement with the IRS tolling the Federal statute of limitations or institutes an action which tolls the Federal statute (see sections 15-30-145 and 15-30-146, M.C.A.).

If you have additional questions, please do not hesitate to contact me.

County of Yellowstone



MERRILL H. KLUNDT
Clerk & Recorder

BILLINGS, MONTANA
59101

March 11, 1981

Senator George McCallum
Senate District #12
State Capitol
Helena, Montana 59601

Dear Senator McCallum and Committee Members:

House Bill #624 is a bill for an act to increase the fees charged by the County Clerks & Recorders for recording, filing and copying services. Also removing provisions that are outdated, amending Sections 7-4-2631 and 7-4-2632, MCA and repealing 7-4-2633, MCA.

The Sections under 7-4-2631, subsection a, b, lines 15 through 25, page 1, lines 1 and 5, page 2, should be repealed as this was in the days when recording was done by typing. Currently there is no county under the old system, they are either done by photostat or by microfilm systems.

Line number 8 of page 2, the words "or Notice of Appropriation of Water" are deleted as the statutes have changed and are under Section 85-2-236, which states: Certificate of Water right, after recordation, the Clerk & Recorder shall send the certificate to the person to whom the right is decreed. The fee then is based under the provisions of 7-4-2632, of page 5 of this bill.

Line 22 is stricken, but the question has risen that Certificates of Fictitious Name are now filed with the Secretary of State. This is true, however, some still demand that we place them on file at the county level. Therefore we left this portion in.

Section (e) lines 24 and 25 provide a flat fee of \$5.00 for each plat plus cost per lot of 50¢ up to 100 and increasing from 10¢ to 25¢ in excess of 100 lots.

Section (f) is the provision charging \$5.00 per Certificate of Survey plus 50¢ per lot or tract. This makes the fee uniform for subdivision plats and Certificates of Surveys.

Section G (i) deletes the old language of folio to page and a fee of 50¢ per page. This is the fee most are charging now and is the fee charged for copies under the Uniform Commercial Code under Section 30-9-407, subsection 2, MCA.

Section (h) increasing fees from 30¢ to 50¢ per index per year.

Lines 15 - 18 are repealed as with the advent of microfilm, it is impossible to allow a marginal release of a mortgage, lien or other instrument. Senate Bill #171 has passed the Senate and is repealing the marginal release of a real estate mortgage under Section 71-1-211, MCA.

Section (m), lines 23 through 25, page 3 and line 1, page 4, should be repealed as stated. Section 70-21-207 just designates that letters of patent and other federal and state documents may be recorded without acknowledgments.

A recording charge for a patent from the federal government to other individuals is not exempt from charges. This section is outdated.

Section K, lines 2 through 10, page 4, is a new section and this relates to multiple indexing of a single document. (See attached documents.)

Old Section (p), lines 17 and 18, page 4, should be repealed as these districts are created by the Board of County Commissioners and are on file with the Clerk in the County Commissioner proceedings. This is similar to the creating of Rural Special Improvement Districts and they are not recorded in this fashion. Why duplicate and record in Clerk & Records office twice.

Section 7-4-2632 is increasing the recording fees from \$2.00 to \$3.00 and clarifying the language in line 9 as stated. There is a big difference between filing and recording a document. A filed document is retained in the Clerk & Records office indefinitely. A recorded document is returned to the party designated at the time of recording. The recording fees have not been increased since 1959.

Section 7-4-2633 to be repealed. This is relating to the fee for comparison of papers and certification.

In behalf of the County Clerk & Records Association and myself, we would appreciate your support in passing this worthwhile legislation.

Yours truly



MERRILL H. KLUNDT

Vice Chairman

Legislative Committee of Montana
Clerk & Records Association

Encl.



The Big Sky Country

MONTANA STATE HOUSE OF REPRESENTATIVES

Representative Dave Brown
District 83
3040 Ottawa
Butte, Montana 59701
406-792-3604

Committees:
Natural Resources
Judiciary

Amendment to House Bill 424:

1. Page 2.

Following: line 6

Insert: "NEW SECTION. Section 2. Coordination. If House Bill 790 introduced in the 47th Legislature is passed and approved, this act becomes void and of no effect on the effective date of House Bill 790."

Renumber: subsequent section

SENATE COMMITTEE ON LOCAL GOVERNMENT

Date 3/17/81 House Bill No. 192 Time 12:30

NAME	YES	NO
Senator George McCallum	✓	
Senator Jesse O'Hara	✓	
Senator H. W. Hammond	Excused	
Senator J. Donald Ochsner	✓	
Senator Bill Thomas	✓	
Senator Max Conover	Excused	
Senator Fred Van Valkenburg	✓	

Gail Stockwell
Secretary, Gail Stockwell

George McCallum
Chairman, GEORGE MCCALLUM

Motion: Senator Van Valkenburg moved the bill
be concurred in.

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

SENATE COMMITTEE ON LOCAL GOVERNMENT

Date 3/17/81 House Bill No. 304 Time 12:30

NAME	YES	NO
Senator George McCallum	✓	
Senator Jesse O'Hara	✓	
Senator H. W. Hammond	Excused	
Senator J. Donald Ochsner	✓	
Senator Bill Thomas	✓	
Senator Max Conover	Excused	
Senator Fred Van Valkenburg	✓	

Gail Stockwell
Secretary, Gail Stockwell

George McCallum
Chairman, GEORGE MCCALLUM

Motion: Senator Thomas moved the bill be
concurrent in as amended,

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

SENATE COMMITTEE ON LOCAL GOVERNMENT

Date 3/17/81 House Bill No. 424 Time 12:30

NAME	YES	NO
Senator George McCallum	✓	
Senator Jesse O'Hara	✓	
Senator H. W. Hammond	Excused	
Senator J. Donald Ochsner	✓	
Senator Bill Thomas	✓	
Senator Max Conover	Excused	
Senator Fred Van Valkenburg	✓	

Gail Stockwell
Secretary, Gail Stockwell

George McCallum
Chairman, GEORGE MCCALLUM

Motion: Senator Van Valkenburg moved the
bill be concurred in (as amended).

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

SENATE COMMITTEE ON LOCAL GOVERNMENT

Date 3/17/61 House Bill No. 473 Time 12:30

NAME	YES	NO
Senator George McCallum	✓	
Senator Jesse O'Hara	✓	
Senator H. W. Hammond	Excused	
Senator J. Donald Ochsner	✓	
Senator Bill Thomas	✓	
Senator Max Conover	✓	
Senator Fred Van Valkenburg	✓	

Gail Stockwell
Secretary, Gail Stockwell

George McCallum
Chairman, GEORGE MCCALLUM

Motion: Senator Thomas moved the bill
be concurred in.

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

SENATE COMMITTEE ON LOCAL GOVERNMENT

Date 3/17/61 House Bill No. 479 Time 12:30

NAME	YES	NO
Senator George McCallum	✓	
Senator Jesse O'Hara	✓	
Senator H. W. Hammond	Excused	
Senator J. Donald Ochsner	✓	
Senator Bill Thomas	✓	
Senator Max Conover	✓	
Senator Fred Van Valkenburg	✓	

Gail Stockwell
Secretary, Gail Stockwell

George McCallum
Chairman, GEORGE MCCALLUM

Motion: Senator Van Valkenburg moved the bill
be concurred in as amended.

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

SENATE COMMITTEE ON LOCAL GOVERNMENT

Date 2/17/81 House Bill No. 498 Time 12:30

NAME	YES	NO
Senator George McCallum		✓
Senator Jesse O'Hara	✓	
Senator H. W. Hammond	Excused	
Senator J. Donald Ochsner	✓	
Senator Bill Thomas		✓
Senator Max Conover	Excused	
Senator Fred Van Valkenburg	✓	

Gail Stockwell
Secretary, Gail Stockwell

George McCallum
Chairman, GEORGE MCCALLUM

Motion: Senator Van Valkenburg moved the bill
be concurred in as amended.

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

SENATE COMMITTEE ON LOCAL GOVERNMENT

Date 3/17/81 House Bill No. 202 Time 12:30

NAME	YES	NO
Senator George McCallum	✓	
Senator Jesse O'Hara	✓	
Senator H. W. Hammond	Excused	
Senator J. Donald Ochsner	✓	
Senator Bill Thomas	✓	
Senator Max Conover	Excused	
Senator Fred Van Valkenburg	✓	

Gail Stockwell
Secretary, Gail Stockwell

George McCallum
Chairman, GEORGE MCCALLUM

Motion: Senator Thomas moved the bill be concurred in as amended.

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

SENATE COMMITTEE ON LOCAL GOVERNMENT

Date 3/17/81 House Bill No. 643 Time 12:30

NAME	YES	NO
Senator George McCallum	✓	
Senator Jesse O'Hara	✓	
Senator H. W. Hammond	Excused	
Senator J. Donald Ochsner	✓	
Senator Bill Thomas	✓	
Senator Max Conover	Excused	
Senator Fred Van Valkenburg	✓	

Gail Stockwell
Secretary, Gail Stockwell

George McCallum
Chairman, GEORGE MCCALLUM

Motion: Senator Van Valkenburg moved the bill
be concurred in.

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

SENATE COMMITTEE ON LOCAL GOVERNMENT

Date 3/17/81 House Bill No. 661 Time 12:30

NAME	YES	NO
Senator George McCallum	✓	
Senator Jesse O'Hara	✓	
Senator H. W. Hammond	Excused	
Senator J. Donald Ochsner	✓	
Senator Bill Thomas	✓	
Senator Max Conover	Excused	
Senator Fred Van Valkenburg	✓	

Gail Stockwell
Secretary, Gail Stockwell

George McCallum
Chairman, GEORGE MCCALLUM

Motion: Senator Thomas moved the bill be concurred in.

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

SENATE COMMITTEE ON LOCAL GOVERNMENT

Date 3/17/81 House Bill No. 693 Time 12:30

NAME	YES	NO
Senator George McCallum	✓	
Senator Jesse O'Hara	✓	
Senator H. W. Hammond	Excused	
Senator J. Donald Ochsner	✓	
Senator Bill Thomas	✓	
Senator Max Conover	Excused	
Senator Fred Van Valkenburg	✓	

Gail Stockwell
Secretary, Gail Stockwell

George McCallum
Chairman, GEORGE MCCALLUM

Motion: Senator Thomas moved the bill be concurred in.

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

SENATE COMMITTEE ON LOCAL GOVERNMENT

Date 3/17/81 House Bill No. 704 Time 12:30

NAME	YES	NO
Senator George McCallum	✓	
Senator Jesse O'Hara	✓	
Senator H. W. Hammond	Excused	
Senator J. Donald Ochsner	✓	
Senator Bill Thomas	✓	
Senator Max Conover	Excused	
Senator Fred Van Valkenburg	✓	

Gail Stockwell
Secretary, Gail Stockwell

George McCallum
Chairman, GEORGE MCCALLUM

Motion: Senator Van Valkenburg moved the bill
be concurred in as amended.

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

SENATE COMMITTEE ON LOCAL GOVERNMENT

Date 3/17/81 House Bill No. 712 Time 12:30

NAME	YES	NO
Senator George McCallum	✓	
Senator Jesse O'Hara	✓	
Senator H. W. Hammond	Excused	
Senator J. Donald Ochsner	✓	
Senator Bill Thomas	✓	
Senator Max Conover	✓	
Senator Fred Van Valkenburg	✓	

Gail Stockwell
Secretary, Gail Stockwell

George McCallum
Chairman, GEORGE MCCALLUM

Motion: Senator Thomas moved the bill be concurred in.

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

STANDING COMMITTEE REPORT

March 17

19 22

MR. **PRESIDENT**

We, your committee on **LOCAL GOVERNMENT**

having had under consideration **HOUSE** Bill No. **192**

MOORE (MCCALLUM)

Respectfully report as follows: That **HOUSE** Bill No. **192**

BE CONCURRED IN

~~EXCESS~~

March 17

19 81

MR. PRESIDENT

We, your committee on LOCAL GOVERNMENT

having had under consideration HOUSE Bill No. 304

MOORE (THOMAS)

Respectfully report as follows: That HOUSE Bill No. 304 third reading (blue) copy, be amended as follows:

- 1. Page 1, line 22.
Following: "such"
Insert: "at least once a week"

And, as so amended, BE CONCURRED IN

XXXXX
DU PASS

G.A.

GEORGE MCCALLUM,

Chairman.

STANDING COMMITTEE REPORT

March 17

to 21

MR. **PRESIDENT**

We, your committee on **LOCAL GOVERNMENT**

having had under consideration **HOUSE** Bill No. **424**

D. BROWN (STIMATZ)

Respectfully report as follows: That **HOUSE** Bill No. **424**
third reading (blue) copy, be amended as follows:

1. Page 2.

Following: line 6

Insert: **"NEW SECTION. Section 2. Coordination. If House Bill 790 introduced in the 47th Legislature is passed and approved, this act becomes void and of no effect on the effective date of House Bill 790."**

Renumber: subsequent section

And, as so amended, BE CONCURRED IN

XXXXXX
DO PASS

.....
Chairman.

STANDING COMMITTEE REPORT

March 17

19 81

MR. **PRESIDENT**

We, your committee on **LOCAL GOVERNMENT**

having had under consideration **HOUSE** Bill No. **473**

BERG (BERG)

Respectfully report as follows: That **HOUSE** Bill No. **473**

[Signature]
BE CONCURRED IN

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STANDING COMMITTEE REPORT

March 17

31

MR. **PRESIDENT**

We, your committee on **LOCAL GOVERNMENT**

having had under consideration **HOUSE** Bill No. **479**

DONALDSON (BROWN)

Respectfully report as follows: That **HOUSE** Bill No. **479**
third reading (blue) copy be amended as follows:

1. Title, line 5.

Following: "MCA"

Insert: "AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 4.

Following: line 4

Insert: "Section 2. Effective date. This act is effective on passage and approval."

And, as so amended, BE CONCURRD IN

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STANDING COMMITTEE REPORT

March 17

81

19

MR. **PRESIDENT**

We, your committee on **LOCAL GOVERNMENT**

having had under consideration **HOUSE**

Bill No. **498**

OBERG (VAN VALKENBURG)

Respectfully report as follows: That **HOUSE** Bill No. **498**
third reading copy (blue), be amended as follows:

1. Page 1.

Following: line 16

Insert: "construction,"

Following: "REPAIR"

Insert: ", "

2. Page 1, lines 18 and 19.

Following: "\$10,000"

Strike: the remainder of line 18 through "\$4,000," on line 19

3. Page 2, line 17.

Following: "IN"

Strike: "75-5-4302(1)"

Insert: "7-5-4302(1)"

And, as so amended, BE CONCURRED IN

~~XXXXXX~~

GEORGE MCCALLUM,

Chairman.

STANDING COMMITTEE REPORT

March 17

19 21

MR. **PRESIDENT**

We, your committee on **LOCAL GOVERNMENT**

having had under consideration **HOUSE** Bill No. **562**

THOFT (MCCALLUM)

Respectfully report as follows: That **HOUSE** Bill No. **562**
third reading (blue) copy, be amended as follows:

1. Title, line 8.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 3.

Following: line 25 on page 2

Insert: "Section 2. Effective date. This act is effective on passage and approval."

And, as so amended, BE CONCURRED IN

~~DO PASS~~

g/c.

STATE COMMITTEE REPORT

March 17

19 81

MR. **PRESIDENT**

We, your committee on **LOCAL GOVERNMENT**

having had under consideration **HOUSE** Bill No. **643**

HATSKO (O'HARA)

Respectfully report as follows: That **HOUSE** Bill No. **643**

BE CONCURRED IN

~~DOXKASS~~

STANDING COMMITTEE REPORT

March 17

19 81

MR. **PRESIDENT**

We, your committee on **LOCAL GOVERNMENT**

having had under consideration **HOUSE**

Bill No. **661**

O'HARA (OCHSNER)

Respectfully report as follows: That **HOUSE**

Bill No. **661**

So
BE CONCURRED IN

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STATE COMMITTEE REPORT

March 17

81

19.....

MR. PRESIDENT.....

We, your committee on LOCAL GOVERNMENT.....

having had under consideration HOUSE..... Bill No. 693

FEDA (ETCHART)

Respectfully report as follows: That HOUSE..... Bill No. 693

BE CONCURRED IN

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STANDING COMMITTEE REPORT

March 17 19... 7

MR. **PRESIDENT**

We, your committee on **LOCAL GOVERNMENT**

having had under consideration **HOUSE** Bill No. **704**

DUSSAULT (HALLIGAN)

Respectfully report as follows: That **HOUSE** Bill No. **704**
third reading (blue) copy, be amended as follows:

1. Title, line 8.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 2, line 21.

Following: "(2)"

Strike: "This"

Insert: "A public bus stop may not be established in the areas described in subsection (1)(a) through (c) and (e), otherwise this"

3. Page 3.

Following: line 5

Insert: "Section 2. Effective date. This act is effective on passage and approval."

And, as so amended, BE CONCURRED IN

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~~DO PASS~~

STATE COMMITTEE REPORT

March 17

19 81

MR. PRESIDENT

We, your committee on LOCAL GOVERNMENT

having had under consideration HOUSE Bill No. 712

HURWITZ (THOMAS)

Respectfully report as follows: That HOUSE Bill No. 712

BE CONCURRED IN

~~YORKS~~
~~BOYD~~