

MINUTES

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION
COMMITTEE ON STATE ADMINISTRATION**

Call to Order: Chairman Jim Shockley, on March 4, 2009 at 3:00 P.M., in Room 335 Capitol

ROLL CALL

Members Present:

Sen. Jim Shockley, Chairman (R)
Sen. Keith Bales (R)
Sen. Joe Balyeat (R)
Sen. Jerry W. Black (R)
Sen. John Brenden (R)
Sen. Mike Cooney (D)
Sen. Larry Jent (D)
Sen. Joseph (Joe) Tropila (D)
Sen. Jonathan Windy Boy (D)

Members Excused: Sen. John Brueggeman, Vice Chairman (R)
Sen. Carolyn Squires (D)

Members Absent: None

Staff Present: Dave Bohyer, Legislative Branch
Libby Goodwin, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 19, 2/24/2009; HB 23, 2/24/2009;
HB 30, 2/24/2009; HB 37, 2/24/2009

Executive Action: HB 37, HB 23

HEARING ON HB 37

Opening Statement by Sponsor:

00:00:13 Rep. Margaret Campbell (D), HD 31, opened the hearing on HB 37, Language modernization of MCA for comprehensibility and gender neutrality.

Proponents' Testimony:

00:02:25 None

Opponents' Testimony:

00:02:30 None

Informational Testimony:

00:02:36 Greg Petesch, Legislative Council

Questions from Committee Members and Responses:

00:02:36 Sen. Brenden

00:03:30 Greg Petesch, Legislative Council

00:04:04 Sen. Brenden

00:04:27 Greg Petesch, Legislative Council

00:04:50 Sen. Balyeat

00:05:06 Greg Petesch, Legislative Council

Closing by Sponsor:

00:05:42 Rep. Campbell

HEARING ON HB 23

Opening Statement by Sponsor:

00:06:06 Rep. Dennis Himmelberger (R), HD 47, opened the hearing on HB 23, Remove statutory references to Legislative Administration Committees.

Proponents' Testimony:

00:08:06 None

Opponents' Testimony:

00:08:10 None

Informational Testimony:

00:08:13 None

Questions from Committee Members and Responses:

00:08:15 Sen. Cooney
00:08:32 Sen. Black
00:18:32 Rep. Himmelberger
00:10:11 Sen. Black

Closing by Sponsor:

00:10:16 Rep. Himmelberger

HEARING ON HB 19

Opening Statement by Sponsor:

00:10:31 Rep. Pat Ingraham (R), HD 13, opened the hearing on HB
19, Revise and clarify state election laws.

EXHIBIT (sts48a01)

Proponents' Testimony:

00:18:45 Lisa Kimmet, Secretary of State's Office (SOS)
00:19:38 Duane Winslow, Yellowstone County
00:20:14 Linda Stoll, Montana Association of Clerk and Recorders
00:20:35 Bob Vogel, Montana School Boards Association
00:22:10 Lynda Brannon, Montana Association of School Business
Officials

Opponents' Testimony:

00:23:22 None

Informational Testimony:

00:23:27 None

Questions from Committee Members and Responses:

00:23:31 Sen. Windy Boy
00:23:57 Lisa Kimmet, SOS
00:24:46 Sen. Windy Boy
00:24:56 Lisa Kimmet, SOS
00:25:05 Sen. Black

00:25:32 Rep. Ingraham

00:25:55 Sen. Black

Closing by Sponsor:

00:26:05 Rep. Ingraham

HEARING ON HB 30

Opening Statement by Sponsor:

00:27:09 Rep. Franke Wilmer (D), HD 64, opened the hearing on HB 30, Youth election judges.

Proponents' Testimony:

00:32:52 Linda McCulloch, Secretary of State

[EXHIBIT \(sts48a02\)](#)

00:35:24 Joy Bruck, American Association of Retired Persons
(AARP)

[EXHIBIT \(sts48a03\)](#)

00:36:45 Sarah Cobler, self

00:37:28 Kate Cholewa, Montana Common Cause

00:37:42 Drew Geiger, Montana League of Women Voters

00:38:02 Jan Lombardi, Governor's Office

00:38:32 Terry Minow, Montana Education Association/Montana
Federation of Teachers (MEA/MFT)

00:38:51 Lynda Brannon, Montana Association of School Business
Officials

Opponents' Testimony:

00:39:19 Becky Stockton, self

[EXHIBIT \(sts48a04\)](#)

00:47:19 Marissa Stockton, self

[EXHIBIT \(sts48a05\)](#)

00:49:48 Jon Rush, self

Informational Testimony:

00:51:44 Duane Winslow, Yellowstone County

Questions from Committee Members and Responses:

00:52:22 Sen. Balyeat
00:53:06 Duane Winslow, Yellowstone County
00:53:46 Sen. Balyeat
00:54:42 Duane Winslow, Yellowstone County
00:55:09 Sen. Balyeat
00:55:59 Duane Winslow, Yellowstone County
00:56:29 Sen. Balyeat
00:56:34 Rep. Wilmer
00:57:25 Sen. Balyeat
00:58:12 Rep. Wilmer
00:59:59 Sen. Balyeat
01:00:31 Rep. Wilmer
01:01:05 Sen. Balyeat
01:01:24 Rep. Wilmer
01:01:39 Sen. Brenden
01:02:40 Rep. Wilmer
01:03:54 Chairman Shockley
01:04:13 Lisa Kimmet, SOS
01:04:19 Chairman Shockley
01:04:29 Duane Winslow, Yellowstone County
01:04:41 Chairman Shockley
01:04:50 Duane Winslow, Yellowstone County

Closing by Sponsor:

01:05:19 Rep. Wilmer

01:07:18 Recess
01:14:24 Reconvene

DISCUSSION ON GOVERNOR'S APPOINTEES

01:14:31 Dave Bohyer
01:17:29 Chairman Shockley
01:17:39 Dave Bohyer
01:17:43 Sen. Balyeat
01:18:00 Chairman Shockley

EXECUTIVE ACTION ON HB 37

01:19:19 **Motion:** Sen. Cooney moved that **HB 37 BE CONCURRED IN.**
01:19:39 Sen. Cooney

01:20:10 **Vote:** Motion carried 10-1 by voice vote with Sen. Brenden voting no. Sen. Brueggeman, Sen. Squires, and Senator Windy Boy voted by proxy.

01:20:15 Chairman Shockley

EXECUTIVE ACTION ON HB 23

01:21:02 **Motion:** Sen. Cooney moved that **HB 23 BE CONCURRED IN.**

01:21:12 Sen. Cooney
01:21:42 Sen. Balyeat
01:22:44 Sen. Tropila
01:22:52 Sen. Cooney
01:24:03 Sen. Balyeat

01:24:21 Sen. Cooney withdrew the motion.

01:25:10 Chairman Shockley
01:25:22 Sen. Bales
01:26:46 Sen. Cooney

01:27:14 **Motion:** Sen. Cooney moved that **HB 23 BE CONCURRED IN.**

01:27:41 **Motion:** Sen. Bales moved that **HB 23 BE AMENDED.**
EXHIBIT (sts48a06)

01:28:07 Dave Bohyer
01:28:18 Sen. Cooney

01:28:34 **Vote:** Motion carried 9-2 by voice vote with Sen. Cooney and Sen. Squires voting no. Sen. Brueggeman, Sen. Squires, and Sen. Windy Boy voted by proxy.

01:29:04 **Motion/Vote:** Sen. Bales moved that **HB 23 BE CONCURRED IN AS AMENDED.** Motion carried 10-1 by voice vote with Sen. Balyeat voting no. Sen. Brueggeman, Sen. Squires and Sen. Windy Boy voted by proxy.

01:30:16 Sen. Cooney

ADJOURNMENT

Adjournment: 4:35 P.M.

Libby Goodwin, Secretary

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Additional Documents:

EXHIBIT ([sts48aad.pdf](#))