

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Pat Ingraham, on February 10, 2011 at 8:00 AM, in Room 455
Capitol

ROLL CALL

Members Present:

Rep. Pat Ingraham, Chairman (R)
Rep. Gerald (Jerry) Bennett, Vice Chairman (R)
Rep. Franke Wilmer, Vice Chairman (D)
Rep. Bryce Bennett (D)
Rep. Joanne G. Blyton (R)
Rep. Pat Connell (R)
Rep. Betsy Hands (D)
Rep. Gordon R. Hendrick (R)
Rep. Douglas (Doug) Kary (R)
Rep. Dan Kennedy (R)
Rep. James Knox (R)
Rep. Jean Price (D)
Rep. Derek Skees (R)
Rep. Frank Smith (D)
Rep. Kathy Swanson (D)
Rep. Ted Washburn (R)

Members Excused: Rep. Gary MacLaren (R)
Rep. Tom McGillvray (R)

Members Absent: None

Staff Present: Sheri Scurr, Legislative Branch
Tim Stark, 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: SB 31, 2/7/2011; SB 59, 2/7/2011
Executive Action: HB 70, HB 86, HB 113, HB 238

HEARING ON SB 31

Opening Statement by Sponsor:

00:02:40 Sen. David Wanzenried (D), SD 49, opened the hearing on SB 31, Code commissioner bill.

Proponents' Testimony:

00:05:27 Lee Heiman, Code Commissioner

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:10:22 Rep. Dan Kennedy

00:10:48 Lee Heiman

00:11:12 Rep. Dan Kennedy

00:11:19 Lee Heiman

Closing by Sponsor:

00:11:55 Sen. David Wansenried

Discussion:

00:13:24 Sheri Scurr, Legislative Services Division (LSD)

HEARING ON SB 59

Opening Statement by Sponsor:

00:13:52 Sen. Lynda Moss (D), SD 26, opened the hearing on SB 59, Provide for a women's mural in the Capitol Building.

[EXHIBIT\(sth33a01\)](#)

Proponents' Testimony:

00:19:45 Patty Dean, Helena, Montana

[EXHIBIT\(sth33a02\)](#)

00:22:53 Chere Jiusto, Montana Presentation Alliance

[EXHIBIT\(sth33a03\)](#)

00:26:50 Rep. Diane Sands

Opponents' Testimony: None

Informational Testimony:

00:29:39 Gretchen Bingman, Department of Administration (DOA)

Questions from Committee Members and Responses:

00:32:39 Rep. James Knox

Closing by Sponsor:

00:33:32 Rep. Lynda Moss

Discussion:

00:34:48 Rep. James Knox

00:35:10 Rep. Pat Ingraham

EXECUTIVE ACTION ON HB 70

00:39:28 **Motion:** Rep. G. Bennett moved that **HB 70 DO PASS.**

Discussion:

00:39:56 Sheri Scurr

00:40:46 **Motion:** Rep. Ingraham moved that **HB 70 BE AMENDED.**
EXHIBIT(sth33a04)

Discussion:

00:40:58 Sheri Scurr

00:42:14 **Vote:** Motion carried unanimously by voice vote. Rep. MacLaren and Rep. McGillvray voted by proxy.

00:42:43 **Motion:** Rep. B. Bennett moved that **HB 70 DO PASS AS AMENDED.**

Discussion:

00:43:02 Rep. Franke Wilmer

00:44:25 **Vote:** Motion carried unanimously by voice vote. Rep. MacLaren and Rep. McGillvray voted by proxy.

EXECUTIVE ACTION ON HB 86

00:45:09 **Motion:** Rep. G. Bennett moved that **HB 86 DO PASS.**

Discussion:

00:45:46 Rep. Franke Wilmer
00:46:13 Rep. Dan Kennedy
00:47:16 Rep. Franke Wilmer
00:47:32 Sheri Scurr
00:48:19 Rep. Dan Kennedy
00:48:42 Rep. Franke Wilmer
00:49:16 Rep. Pat Ingraham
00:49:35 Rep. Dan Kennedy
00:49:51 David Senn, Teachers Retirement Association (TRS)
00:52:24 Rep. Dan Kennedy
00:52:39 David Senn
00:52:44 Rep. James Knox
00:52:56 David Senn
00:53:15 Rep. James Knox
00:53:20 David Senn
00:53:46 Rep. Derek Skees
00:54:02 David Senn
00:54:32 Rep. Dan Kennedy

00:55:02 **Vote:** Motion carried unanimously by roll call vote. Rep. MacLaren and Rep. McGillvray voted by proxy.

EXECUTIVE ACTION ON HB 113

00:56:29 **Motion:** Rep. G. Bennett moved that **HB 113 DO PASS.**

Discussion:

00:56:51 Sheri Scurr
00:57:19 Rep. Betsy Hands
00:58:15 Rep. Dan Kennedy
00:58:41 Rep. Franke Wilmer
01:00:12 Rep. Betsy Hands
01:01:19 Rep. James Knox
01:02:37 Rep. Jean Price
01:03:19 Rep. Franke Wilmer
01:03:56 Rep. Pat Ingraham
01:05:52 Rep. Betsy Hands
01:08:06 Rep. Derek Skees
01:09:40 Rep. Pat Ingraham
01:10:00 Rep. Dan Kennedy

01:10:24 **Vote:** Motion failed 6-12 by roll call vote with Rep. Bennett, Rep. Hands, Rep. Price, Rep. Smith, Rep. Swanson and Rep. Wilmer voting aye. Rep. MacLaren and Rep. McGillvray voted by proxy.

01:13:25 **Motion/Vote:** Rep. Connell moved that **HB 113 BE TABLED**. Motion carried 12-6 by roll call vote with Rep. Bennett, Rep. Hands, Rep. Price, Rep. Smith, Rep. Swanson and Rep. Wilmer voting no. Rep. MacLaren and Rep. McGillvray voted by proxy.

EXECUTIVE ACTION ON HB 238

01:13:45 **Motion:** Rep. G. Bennett moved that **HB 238 DO PASS**.

Discussion:

01:14:18 Rep. Derek Skees

01:15:57 **Motion:** Rep. Ingraham moved that **HB 238 BE AMENDED**.
[EXHIBIT\(sth33a05\)](#)

Discussion:

01:16:13 Sheri Scurr

01:17:24 Rep. James Knox

01:17:38 Rep. Derek Skees

01:18:30 **Vote:** Motion carried unanimously by voice vote. Rep. MacLaren and Rep. McGillvray voted by proxy.

01:19:03 **Motion:** Rep. G. Bennett moved that **HB 238 DO PASS AS AMENDED**.

Discussion:

01:19:17 Rep. Franke Wilmer

01:20:23 **Motion:** Rep. Connell moved that **HB 238 BE AMENDED**.
[EXHIBIT\(sth33a06\)](#)

01:21:39 Sheri Scurr

01:22:19 **Motion:** Rep. Connell withdrew his motion to amend **HB 238**.

01:23:27 **Motion/Vote:** Rep. Hands moved that **HB 238 BE TABLED**. Motion carried unanimously by voice vote. Rep. MacLaren and Rep. McGillvray voted by proxy.

Committee Business:

01:24:21 Rep. Pat Ingraham

01:25:50 Rep. James Knox

01:26:03 Rep. Franke Wilmer

01:26:35 Rep. Pat Ingraham

ADJOURNMENT

01:26:51 Adjournment

Tim Stark, Secretary

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Additional Documents:

EXHIBIT([sth33aad.pdf](#))