

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION

Call to Order: Vice Chair Ron Arthun, on March 7, 2011 at 3:00 PM, in Room 335
Capitol

ROLL CALL

Members Present:

Sen. Ron Arthun, Vice Chairman (R)
Sen. Joe Balyeat (R)
Sen. Anders Blewett (D)
Sen. Larry Jent (D)
Sen. Carmine Mowbray (R)
Sen. Jonathan Windy Boy (D)

Members Excused: Sen. Jim Shockley, Chairman (R)
Sen. Llew Jones (R)

Members Absent: None

Staff Present: Nadine Spencer, Committee Secretary
Rachel Weiss, Legislative Branch

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 23, 2/23/2011; HB 40, 2/23/2011; HB 53, 2/23/2011; HB 64, 2/23/2011

Executive Action: HB 64, Be Concurred In; HB 23, Be Concurred In; HB 53, Be Concurred In

HEARING ON HB 40

Opening Statement by Sponsor:

00:00:50 Rep. Ken Peterson (R), HD 46, opened the hearing on HB 40, Changing the standard for adoption of administrative rules.

Proponents' Testimony: None

Opponents' Testimony:

00:07:56 Mark Cadwallader, Montana Department of Labor and Industry
00:16:08 Candace West, Department of Natural Resources and Conservation (DNRC)
00:23:02 Bernie Jacobs, Department of Public Health and Human Services (DPHHS)
00:29:11 Justin Kraske, representing Montana Public Service Commission (PSC)
00:32:02 Christian Mackay, Montana Department of Livestock

Informational Testimony: None

Questions from Committee Members and Responses:

00:35:11 Sen. Mowbray
00:35:28 Rep. Peterson
00:36:44 Sen. Balyeat
00:38:28 Rep. Peterson
00:39:10 Sen. Windy Boy

Closing by Sponsor:

00:39:50 Rep. Peterson

HEARING ON HB 53

Opening Statement by Sponsor:

00:45:33 Rep. Harry Klock (R), HD 83, opened the hearing on HB 53, Consolidate state employee benefit plan requirements.

Proponents' Testimony:

00:46:41 Russ Hill, Department of Administration (DOA), Health Care and Benefits
Division
00:49:44 Connie Welsh, Montana University System

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:52:47 Sen. Mowbray
00:54:33 Russ Hill, DOA

Closing by Sponsor:

00:55:13 Rep. Klock

HEARING ON HB 23

Opening Statement by Sponsor:

00:55:49 Rep. Timothy Furey (D), HD 91, opened the hearing on HB 23, Clarify primary sponsor contact requirements for administrative rules.

Proponents' Testimony:

00:57:16 Linda McCulloch, Montana Secretary of State
[EXHIBIT\(sts51a01\)](#)
00:58:19 Mark Cadwallader, Montana Department of Labor and Industry

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:59:57 Sen. Windy Boy
01:00:13 Chairman Shockley entered the hearing.
01:00:19 Linda McCulloch

Closing by Sponsor:

01:01:26 Rep. Furey

HEARING ON HB 64

Opening Statement by Sponsor:

01:02:20 Rep. Wayne Stahl (R), HD 35, opened the hearing on HB 64, Require Dept of Admin to adopt rules on loan of employees between agencies.

Proponents' Testimony: None

Opponents' Testimony:

01:04:17 Margie Thomas, Department of Administration (DOA)

Informational Testimony:

01:08:29 Monica Huyg, Legislative Audit Division

Questions from Committee Members and Responses:

01:09:20 Sen. Balyeat
01:09:40 Margie Thomas, DOA
01:09:49 Sen. Balyeat
01:15:38 Rep. Stahl

Closing by Sponsor:

01:16:51 Rep. Stahl

EXECUTIVE ACTION ON HB 64

01:17:55 **Motion:** Sen. Balyeat moved that **HB 64 BE CONCURRED IN.**

Discussion:

01:18:08 Sen. Balyeat

01:18:24 **Vote:** Motion carried 5-3 by roll call vote with Sen. Blewett, Sen. Jent and Sen. Windy Boy voting no. Sen. Jones voted by proxy. Sen. Balyeat will carry the bill.

EXECUTIVE ACTION ON HB 23

01:19:12 **Motion/Vote:** Sen. Balyeat moved that **HB 23 BE CONCURRED IN.** Motion carried unanimously by voice vote. Sen. Jones voted by proxy. Sen. Jent will carry the bill.

EXECUTIVE ACTION ON HB 53

01:20:22 **Motion/Vote:** Sen. Balyeat moved that **HB 53 BE CONCURRED IN.** Motion carried unanimously by voice vote. Sen. Jones voted by proxy. Sen. Jent will carry the bill.

ADJOURNMENT

Adjournment: 4:30 P.M.

Nadine Spencer, Secretary

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Additional Documents:

EXHIBIT([sts51aad.pdf](#))