

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Pat Ingraham, on January 23, 2013 at 8:00 AM, in Room 455
Capitol

ROLL CALL

Members Present:

Rep. Pat Ingraham, Chair (R)
Rep. Bryce Bennett, Vice Chair (D)
Rep. Ted Washburn, Vice Chair (R)
Rep. Liz Bangerter (R)
Rep. Joanne G. Blyton (R)
Rep. Clarena Brockie (D)
Rep. Forrestina (Frosty) Calf Boss Ribs (D)
Rep. Pat Connell (R)
Rep. Bill Harris (R)
Rep. Greg Hertz (R)
Rep. David Howard (R)
Rep. Doug Kary (R)
Rep. Jesse O'Hara (R)
Rep. Jean Price (D)
Rep. Casey Schreiner (D)
Rep. Kathy Swanson (D)
Rep. Franke Wilmer (D)

Members Excused: Rep. Ray L. Shaw (R)
Rep. Gordon Vance (R)

Members Absent: None

Staff Present: Patty Hartman, Committee Secretary
Sheri Scurr, 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 78, 1/11/2013; HB 158, 1/11/2013; HB 159, 1/11/2013

00:13:34 Rep. Ingraham
00:17:40 Rep. Ingraham left the room.

HEARING ON HB 78

Opening Statement by Sponsor:

00:17:54 Rep. Keith Regier (R), HD 5, opened the hearing on HB 78, Clarify break in service requirements for post-retirement employment under TRS.

Proponents' Testimony:

00:19:04 David Senn, Executive Director, Teachers Retirement System (TRS)

[EXHIBIT\(sth14a01\)](#)

[EXHIBIT\(sth14a02\)](#)

00:29:43 Boyce Fowler, American Association of Retired Persons (AARP)

[EXHIBIT\(sth14a03\)](#)

00:31:04 Diane Fladmo, Montana Education Association - Montana Federation of Teachers (MEA-MFT)

Opponents' Testimony:

00:32:53 Bob Vogel, Montana School Boards Association (MTSBA)

Informational Testimony: None

Questions from Committee Members and Responses:

00:38:29 Rep. Harris
00:39:11 Bob Vogel, MTSBA
00:40:43 Rep. Harris
00:41:03 Bob Vogel, MTSBA
00:42:10 Rep. B. Bennett
00:42:32 David Senn, TRS
00:44:01 Rep. Bangerter
00:44:36 David Senn, TRS
00:45:44 Rep. Connell
00:46:50 Rep. Regier
00:47:16 Rep. Connell
00:47:27 David Senn, TRS
00:47:53 Rep. Howard
00:48:36 David Senn, TRS
00:49:43 Rep. Price
00:50:29 David Senn, TRS
00:51:28 Rep. Washburn
00:51:45 David Senn, TRS
00:52:07 Rep. Washburn
00:52:17 David Senn, TRS
00:52:22 Rep. Washburn
00:52:40 David Senn, TRS
00:53:20 Rep. Schreiner
00:54:02 David Senn, TRS
00:54:25 Rep. Schreiner
00:54:38 David Senn, TRS

Closing by Sponsor:

00:55:05 Rep. Regier

HEARING ON HB 159**Opening Statement by Sponsor:**

00:55:48 Rep. Keith Regier (R), HD 5, opened the hearing on HB 159, Generally revise the Montana Administrative Procedure Act.

EXHIBIT(sth14a04)**Proponents' Testimony:**

01:04:41 John Fitzpatrick, Executive Director of Government Affairs, Northwestern Energy (NWE)
01:11:43 Dave Galt, Executive Director, Montana Petroleum Association (MPA)
01:13:02 Sheryl Wood, Associate Director, Montana Association of Counties (MACo)
01:16:47 Dustin Stewart, Executive Director, Montana Building Industry Association (MBIA)

Opponents' Testimony:

01:20:38 Mark Cadwallader, Staff Attorney, Department of Labor and Industry (DLI)
01:30:30 Ann Gilkey, Chief Legal Counsel, Superintendent of Public Instruction (OPI)
01:34:06 Ann Hedges, Program Director, Montana Environmental Information Center (MEIC)

Informational Testimony: None**Questions from Committee Members and Responses:**

01:38:59 Rep. Bangerter
01:39:56 Sheryl Wood, MACo
01:41:15 Rep. Wilmer
01:41:41 Sheri Scurr, LSD
01:42:02 Rep. Wilmer
01:42:32 Sheryl Wood, MACo
01:43:12 Rep. Wilmer
01:43:30 Sheryl Wood, MACo
01:44:26 Rep. Wilmer
01:45:00 Dustin Stewart, MBIA
01:46:04 Rep. Wilmer
01:46:17 Dustin Stewart, MBIA
01:46:29 Rep. Brockie
01:47:09 Mark Cadwallader, DLI
01:49:20 Rep. Brockie
01:49:33 Mark Cadwallader, DLI
01:50:30 Rep. Connell
01:54:39 Rep. Regier
01:56:00 Rep. Connell
01:56:15 Rep. Regier
01:56:38 Rep. Harris
01:57:40 Mark Cadwallader, DLI
01:58:41 Rep. Harris

01:59:23 Mark Cadwallader, DLI
02:01:49 Rep. B. Bennett
02:02:38 Rep. Regier
02:03:57 Rep. B. Bennett
02:04:28 Rep. Regier
02:05:01 Rep. Wilmer
02:05:37 Ann Hedges, MEIC
02:06:33 Rep. Wilmer
02:06:47 Ann Hedges, MEIC
02:07:22 Rep. Wilmer
02:07:28 Ann Hedges, MEIC
02:07:40 Rep. Howard
02:08:08 Rep. Regier
02:08:13 Rep. Howard
02:09:50 Rep. Regier
02:10:21 Rep. Washburn
02:10:47 Ann Gilkey, OPI
02:11:08 Rep. Washburn
02:11:53 Ann Hedges, MEIC
02:13:07 Rep. Washburn
02:13:11 Ann Hedges, MEIC
02:13:52 Rep. Washburn
02:14:23 Rep. Regier
02:14:37 Rep. Connell
02:15:16 Sheri Scurr, LSD
02:15:24 Rep. Connell
02:15:28 Sheri Scurr, LSD

Closing by Sponsor:

02:15:54 Rep. Regier

02:16:55 Recessed
02:31:18 Rep. Ingraham returned.
02:32:40 Reconvened

HEARING ON HB 158

Opening Statement by Sponsor:

02:32:51 Rep. Doug Kary (R), HD 48, opened the hearing on HB 158, Require agencies to present proposed rules to interim committees.

[EXHIBIT\(sth14a05\)](#)

Proponents' Testimony:

02:35:40 Dustin Stewart, Executive Director, Montana Building Industry Association (MBIA)

Opponents' Testimony:

02:38:17 Mark Cadwallader, Staff Attorney, Department of Labor and Industry (DLI)
02:45:44 Ann Hedges, Program Director, Montana Environmental Information Center (MEIC)

Informational Testimony:

02:48:13 Rusty Harper, Secretary of State (SOS)

Questions from Committee Members and Responses:

02:49:01 Rep. O'Hara
02:50:03 Rep. B. Bennett
02:50:30 Rep. Kary
02:50:37 Rep. B. Bennett
02:51:00 Rep. Kary
02:51:42 Rep. B. Bennett
02:52:29 Rep. Kary
02:52:51 Rep. B. Bennett
02:53:16 Rep. Washburn
02:53:44 Rep. Kary
02:53:54 Rep. Wilmer
02:54:32 Rusty Harper, SOS
02:54:46 Rep. Wilmer
02:55:01 Rusty Harper, SOS
02:55:04 Rep. Wilmer
02:55:17 Rep. Kary
02:55:30 Rep. Brockie
02:56:11 Rusty Harper, SOS
02:56:56 Rep. Brockie
02:57:09 Rusty Harper, SOS
02:57:17 Rep. Hertz
02:57:37 Rusty Harper, SOS
02:57:46 Rep. Hertz
02:57:59 Rusty Harper, SOS

Closing by Sponsor:

02:58:21 Rep. Kary

03:00:25 Rep. Ingraham

ADJOURNMENT

Adjournment: 03:01:52

Patty Hartman, Secretary

ph

Additional Documents:

EXHIBIT([sth14aad.pdf](#))