

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

### COMMITTEE ON STATE ADMINISTRATION

**Call to Order:** Chair Pat Ingraham, on March 21, 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. Clarena Brockie (D)  
Rep. Pat Connell (R)  
Rep. Bill Harris (R)  
Rep. Greg Hertz (R)  
Rep. Doug Kary (R)  
Rep. Jesse O'Hara (R)  
Rep. Jean Price (D)  
Rep. Casey Schreiner (D)  
Rep. Ray L. Shaw (R)  
Rep. Kathy Swanson (D)  
Rep. Franke Wilmer (D)

**Members Excused:** Rep. Joanne G. Blyton (R)  
Rep. Forrestina (Frosty) Calf Boss Ribs (D)  
Rep. David Howard (R)  
Rep. Gordon Vance (R)

**Members Absent:** None

**Staff Present:** Patty Hartman, 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: SB 258, 3/11/2013; SB 376, 3/19/2013  
Executive Action: SB 122, SB 192, SB 242, SB 258

**HEARING ON SB 258****Opening Statement by Sponsor:**

00:16:39 Sen. Art Wittich (R), SD 35, opened the hearing on SB 258, Name the justice building after Joe Mazurek.

**Proponents' Testimony:**

00:18:44 Steve Bullock, Governor, State of Montana

00:24:33 Tim Fox, Attorney General, State of Montana

**EXHIBIT(sth61a01)**

**EXHIBIT(sth61a02)**

**EXHIBIT(sth61a03)**

00:35:50 Beth Baker, Self, Chief Deputy Attorney General for Attorney General Mazurek

00:36:59 Chris Tweeten, Self, Chief Civil Counsel for Attorney General Mazurek

00:38:59 Dean Roberts, Self, Motor Vehicle Administrator for Attorney General Mazurek

00:41:47 Dennis Taylor, Self, Chief of Staff for Attorney General Mazurek

00:42:05 Rep. Hertz left the room.

00:43:21 Kiely Keane, Crowley Fleck Law Firm

00:45:12 Mark Murphy, Montana County Attorneys Association (MCAA)

00:46:16 Jim Smith, Montana Sheriffs and Peace Officers Association (MSPOA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:47:44 Rep. O'Hara

00:48:22 Governor Bullock

00:48:40 Rep. Bangerter

00:49:09 Sen. Wittich

00:49:19 Rep. Bangerter

00:49:55 Governor Bullock

00:50:32 Rep. Bangerter

00:50:40 Governor Bullock

00:50:59 Rep. Bangerter

00:51:51 Governor Bullock

00:52:13 Beth Baker, Self

00:53:59 Attorney General Fox

00:54:34 Rep. Connell

00:54:48 Rep. Ingraham

**Closing by Sponsor:**

00:54:59 Sen. Wittich

**EXECUTIVE ACTION ON SB 258**

00:56:25 **Motion/Vote:** Rep. O'Hara moved that **SB 258 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Blyton, Rep. Calf Boss Ribs, Rep. Hertz, Rep. Howard and Rep. Vance voted aye by proxy. Rep. Hollenbaugh will carry the bill.

**HEARING ON SB 376****Opening Statement by Sponsor:**

00:59:06 Sen. Larry Jent (D), SD 32, opened the hearing on SB 376, Executive budget proposal to include actuarial funding for pension systems.

**Proponents' Testimony:** None

**Opponents' Testimony:** None

**Informational Testimony:**

01:02:34 David Senn, Teachers Retirement System, Department of Administration (DOA)

01:02:59 Roxanne Minnehan, Executive Director, Public Employees' Retirement Board/Montana Public Employee Retirement Administration (PERB/MPERA)

**Questions from Committee Members and Responses:**

01:03:26 Rep. Harris

01:04:08 Sen. Jent

01:06:20 Rep. Harris

01:06:41 Sen. Jent

01:07:01 Rep. Washburn

01:07:16 Sen. Jent

01:07:57 Rep. Ingraham

01:08:32 David Senn, DOA

**Closing by Sponsor:**

01:09:35 Sen. Jent

01:12:10 Rep. O'Hara left the room.

**EXECUTIVE ACTION ON SB 122**

01:13:38 **Motion:** Rep. B. Bennett moved that **SB 122 BE CONCURRED IN.**

01:13:43 **Motion:** Rep. Ingraham moved that **SB 122 BE AMENDED.**

[EXHIBIT\(sth61a04\)](#)

**Discussion:**

01:14:09 Rep. Ingraham

01:16:26 **Vote:** Motion carried 17-1 by voice vote with Rep. Vance voting no by proxy. Rep. Blyton, Rep. Calf Boss Ribs, Rep. Hertz and Rep. Howard voted aye by proxy. Rep. O'Hara was out of the room and did not vote.

01:16:41 Rep. O'Hara returned.

01:17:04 **Motion:** Rep. B. Bennett moved that **SB 122 BE CONCURRED IN AS AMENDED.**

**Discussion:**

01:17:13 Rep. Harris  
01:17:58 Rep. B. Bennett  
01:19:04 Rep. Ingraham

01:20:24 **Vote:** Motion carried 16-3 by roll call vote with Rep. Harris, Rep. Kary and Rep. Vance voting no. Rep. Vance voted by proxy. Rep. Blyton, Rep. Calf Boss Ribs, Rep. Hertz and Rep. Howard voted aye by proxy. Rep. B. Bennett will carry the bill.

**EXECUTIVE ACTION ON SB 192**

01:22:12 **Motion:** Rep. O'Hara moved that **SB 192 BE CONCURRED IN.**

**Discussion:**

01:22:35 Rep. Ingraham  
01:23:49 Rep. B. Bennett  
01:24:55 Rep. Harris  
01:25:36 Rep. Ingraham

01:25:52 **Vote:** Motion failed 7-12 by roll call vote with Rep. Bennett, Rep. Brockie, Rep. Calf Boss Ribs, Rep. Price, Rep. Schreiner, Rep. Swanson and Rep. Wilmer voting aye. Rep. Calf Boss Ribs voted by proxy. Rep. Blyton, Rep. Hertz, Rep. Howard and Rep. Vance voted no by proxy.

01:27:02 **Motion/Vote:** Rep. O'Hara moved that **SB 192 BE TABLED.** Motion carried 18-1 by voice vote with Rep. Price voting no. Rep. Blyton, Rep. Calf Boss Ribs, Rep. Hertz, Rep. Howard and Rep. Vance voted aye by proxy.

**EXECUTIVE ACTION ON SB 242**

01:28:58 **Motion:** Rep. O'Hara moved that **SB 242 BE CONCURRED IN.**

01:30:13 **Motion:** Rep. Connell moved that **SB 242 BE AMENDED.**  
[EXHIBIT\(sth61a05\)](#)

**Discussion:**

01:31:02 Rep. Connell

01:33:03 **Vote:** Motion carried unanimously by voice vote. Rep. Blyton, Rep. Calf Boss Ribs, Rep. Hertz, Rep. Howard and Rep. Vance voted aye by proxy.

01:33:40 **Motion:** Rep. O'Hara moved that **SB 242 BE CONCURRED IN AS AMENDED.**

01:33:54 **Motion:** Rep. Price moved that **SB 242 BE AMENDED.**  
[EXHIBIT\(sth61a06\)](#)

**Discussion:**

01:34:15 Rep. Price  
01:35:01 Rep. Wilmer

01:35:41 **Vote:** Motion carried unanimously by voice vote. Rep. Blyton, Rep. Calf Boss  
Ribs, Rep. Hertz, Rep. Howard and Rep. Vance voted aye by proxy.

01:36:18 **Motion:** Rep. O'Hara moved that **SB 242 BE CONCURRED IN AS AMENDED.**

**Discussion:**

01:36:29 Rep. Connell

01:37:39 Rep. Wilmer

01:37:56 Rep. Harris

01:38:19 Rep. Connell

01:38:35 **Vote:** Motion carried unanimously by voice vote. Rep. Blyton, Rep. Calf Boss  
Ribs, Rep. Hertz, Rep. Howard and Rep. Vance voted aye by proxy. Rep. Shaw  
will carry the bill.

01:39:46 Rep. Ingraham

**ADJOURNMENT**

Adjournment: 01:41:37

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Patty Hartman, Secretary

ph

Additional Documents:

**EXHIBIT([sth61aad.pdf](#))**