

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Pat Ingraham, on April 15, 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. 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. Gordon Vance (R)
Rep. Franke Wilmer (D)

Members Excused: Rep. David Howard (R)

Members Absent: None

Staff Present: Patty Hartman, Committee Secretary
Dave Bohyer, 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 405, 4/11/2013; SB 408, 4/11/2013
Executive Action: SB 405; SB 408

00:01:15 Rep. Ingraham
[EXHIBIT\(sth79a01\)](#)

HEARING ON SB 405

Opening Statement by Sponsor:

00:04:13 Sen. Alan Olson (R), SD 23, opened the hearing on SB 405, Referendum to revise close of late voter registration.

Proponents' Testimony:

00:05:24 Dan Stusek, Student, University of Montana (UM)
 00:13:52 Jeff Laszloffy, Self
 00:14:08 Rachel Weiss, LSD arrived and Dave Bohyer, LSD left.

Opponents' Testimony:

00:16:55 Lisa Kimmet, Elections and Government Services Deputy, Secretary of State (SOS)

[EXHIBIT\(sth79a02\)](#)

[EXHIBIT\(sth79a03\)](#)

00:23:00 Dustin Monroe, Executive Director, Western Native Voice (WNV)

[EXHIBIT\(sth79a04\)](#)

00:29:21 Jeanne-Marie Souvigney, Montana Conservation Voters (MCV)

00:32:14 Joy Bruck, State President, American Association of Retired Persons (AARP)

[EXHIBIT\(sth79a05\)](#)

00:34:04 Bridger Bukantis, Self

00:35:21 Pam Walzer, Self

00:37:19 Sarah Howell, Co-Director, Montana Women Vote (MWV)

[EXHIBIT\(sth79a06\)](#)

00:39:33 Linda Gryczan, League of Women Voters (LWV)

00:41:41 Sheena Rice, Montana Organizing Project (MOP)

00:42:38 Rep. Pease-Lopez, HD 42

00:44:52 Terry Minow, Montana Education Association - Montana Federation of Teachers (MEA-MFT)

00:45:31 Chris Cavazos, American Federation of Labor and Congress of Industrial Organizations (AFL-CIO)

00:45:59 Clayton Elliott, Montana League of Rural Voters

00:46:39 Rebecca Barger, Teamsters Local 190

00:47:09 Sean McQuillan, Montana Public Interest Research Group (MontPIRG)

Informational Testimony: None

Questions from Committee Members and Responses:

00:47:49 Rep. Vance

00:48:06 Sen. Olson

00:48:52 Rep. Vance

00:49:01 Lisa Kimmet, SOS

00:49:14 Rep. Vance

00:49:20 Lisa Kimmet, SOS

00:49:35 Rep. Vance

00:49:44 Lisa Kimmet, SOS

00:50:16 Rep. Vance
00:50:30 Lisa Kimmet, SOS
00:51:03 Rep. O'Hara
00:51:14 Lisa Kimmet, SOS
00:51:39 Rep. O'Hara
00:52:05 Lisa Kimmet, SOS
00:52:48 Rep. O'Hara
00:52:58 Lisa Kimmet, SOS
00:53:38 Rep. Hertz
00:54:20 Lisa Kimmet, SOS
00:55:06 Rep. Hertz
00:55:26 Lisa Kimmet, SOS
00:55:36 Rep. Hertz
00:55:56 Lisa Kimmet, SOS
00:56:28 Rep. Hertz
00:56:38 Lisa Kimmet, SOS
00:58:45 Rep. Harris
00:59:55 Rep. Ingraham
01:00:11 Rep. Harris
01:00:42 Lisa Kimmet, SOS
01:01:39 Rep. Harris
01:02:18 Lisa Kimmet, SOS
01:02:50 Rep. Kary
01:03:18 Lisa Kimmet, SOS
01:03:58 Rep. Kary
01:04:18 Lisa Kimmet, SOS
01:05:09 Rep. Kary
01:05:25 Lisa Kimmet, SOS
01:05:51 Rep. Kary
01:06:33 Terry Minow, MEA-MFT
01:07:15 Rep. Kary
01:07:48 Terry Minow, MEA-MFT
01:08:12 Rep. Kary
01:08:24 Terry Minow, MEA-MFT
01:08:34 Rep. Price
01:09:06 Sen. Olson
01:10:18 Rep. Price
01:11:38 Sen. Olson
01:12:38 Rep. Washburn
01:13:14 Lisa Kimmet, SOS
01:13:47 Rep. Washburn
01:13:49 Lisa Kimmet, SOS
01:14:23 Rep. Washburn
01:14:45 Rep. Kary left.
01:14:49 Lisa Kimmet SOS
01:14:57 Rep. Bangerter
01:15:07 Lisa Kimmet, SOS
01:15:20 Rep. Bangerter
01:15:21 Lisa Kimmet, SOS
01:15:32 Rep. Bangerter

01:15:39 Lisa Kimmet, SOS
01:15:57 Rep. Schreiner
01:16:15 Sen. Olson
01:18:48 Rep. Kary returned.
01:19:20 Rep. Schreiner
01:19:27 Sen. Olson
01:19:38 Rep. Vance left.
01:20:05 Rep. Schreiner
01:20:27 Sen. Olson
01:21:00 Rep. B. Bennett
01:21:28 Lisa Kimmet, SOS
01:21:59 Rep. B. Bennett
01:22:13 Lisa Kimmet, SOS
01:22:22 Rep. B. Bennett
01:22:25 Rep. Vance returned.
01:22:58 Sen. Olson
01:24:21 Rep. B. Bennett
01:24:42 Sen. Olson
01:25:15 Rep. B. Bennett
01:25:29 Lisa Kimmet, SOS
01:26:18 Rep. Swanson
01:26:41 Rep. O'Hara left.
01:26:47 Sen. Olson
01:27:17 Rep. Wilmer
01:28:36 Sen. Olson
01:29:54 Rep. Wilmer
01:30:22 Lisa Kimmet, SOS
01:30:39 Rep. Wilmer
01:30:58 Lisa Kimmet, SOS
01:31:21 Rep. Wilmer
01:31:49 Lisa Kimmet, SOS
01:31:58 Rep. Wilmer
01:32:40 Jeanne-Marie Souvigney, MCV
01:33:05 Rep. Wilmer
01:33:23 Rep. Calf Boss Ribs
01:33:38 Sen. Olson
01:33:48 Rep. Calf Boss Ribs
01:34:14 Sen. Olson
01:34:44 Rep. Brockie
01:35:59 Sen. Olson
01:38:47 Rep. Schreiner
01:39:12 Sen. Olson
01:39:33 Rep. Hertz left.
01:41:43 Rep. Wilmer
01:42:03 Rep. Ingraham
01:42:21 Rep. Price
01:42:25 Rep. O'Hara returned.
01:42:38 Rep. B. Bennett left.
01:42:43 Lisa Kimmet, SOS
01:43:12 Rep. Hertz returned.

Closing by Sponsor:

01:43:35 Sen. Olson
01:45:06 Rep. B. Bennett returned.

01:47:21 Recessed.
01:57:47 Reconvened.

HEARING ON SB 408**Opening Statement by Sponsor:**

01:58:12 Sen. Alan Olson (R), SD 23, opened the hearing on SB 408, Referendum to provide top two primary in certain elections.

Proponents' Testimony:

02:02:40 Brad Johnson, Self, former Secretary of State
02:05:30 Chris Shipp, Student, University of Montana (UM)
02:09:04 Steve Dogiakos, Self
02:10:01 Jeff Laszloffy, Self
02:11:40 Will Deschamps, Chairman, Montana Republican Party (MTGOP)

Opponents' Testimony:

02:13:57 Mike Fellows, Chairman, Montana Libertarian Party (MTLP)
[EXHIBIT\(sth79a07\)](#)
02:18:43 Lisa Kimmet, Elections and Government Services Deputy, Secretary of State (SOS)
[EXHIBIT\(sth79a08\)](#)
[EXHIBIT\(sth79a09\)](#)
02:22:09 Dustin Monroe, Executive Director, Western Native Voice (WNV)
[EXHIBIT\(sth79a10\)](#)
02:24:44 Pam Walzer, Self
02:27:10 Sarah Howell, Co-Director, Montana Women Vote
02:27:35 Sheena Rice, Montana Organizing Project (MOP)
02:28:41 Terry Minow, Montana Education Association - Montana Federation of Teachers (MEA-MFT)

Informational Testimony: None

Questions from Committee Members and Responses:

02:30:29 Rep. O'Hara
02:30:48 Sen. Olson
02:31:24 Rachel Weiss, LSD
02:31:56 Rep. O'Hara
02:32:33 Mike Fellows, MTLP
02:33:44 Rep. Ingraham
02:34:02 Rep. B. Bennett
02:35:01 Sen. Olson
02:35:14 Rep. B. Bennett
02:35:45 Sen. Olson
02:36:58 Rep. Swanson
02:37:33 Sen. Olson

02:38:25 Rep. Schreiner
02:38:43 Sen. Olson
02:40:51 Rep. Schreiner
02:41:05 Sen. Olson
02:41:17 Rep. Schreiner
02:41:52 Sen. Olson
02:42:25 Rep. Brockie
02:42:45 Sen. Olson
02:45:30 Rep. Brockie
02:46:01 Rep. Blyton
02:46:37 Sen. Olson
02:47:03 Lisa Kimmet, SOS
02:48:09 Rep. Wilmer
02:48:37 Lisa Kimmet, SOS
02:48:56 Rep. Wilmer
02:49:19 Lisa Kimmet, SOS
02:49:32 Rep. Hertz
02:49:54 Lisa Kimmet, SOS
02:50:19 Rep. Hertz
02:50:52 Lisa Kimmet, SOS
02:51:16 Rep. Price
02:51:42 Lisa Kimmet, SOS
02:52:22 Rep. B. Bennett
02:52:50 Lisa Kimmet, SOS
02:53:17 Rep. B. Bennett
02:53:52 Sen. Olson
02:54:36 Rep. Connell
02:54:59 Rep. Brockie
02:55:38 Brad Johnson, Self
02:56:04 Rep. Schreiner
02:56:48 Sen. Olson

Closing by Sponsor:

02:57:17 Sen. Olson

03:01:34 Recessed.
03:09:59 Reconvened. Rep. Wilmer and Rep. Calf Boss Ribs did not return.

EXECUTIVE ACTION ON SB 405

03:10:10 **Motion:** Rep. O'Hara moved that **SB 405 BE CONCURRED IN.**

03:10:21 **Motion:** Rep. Ingraham moved that **SB 405 BE AMENDED.**
EXHIBIT(sth79a11)

03:11:06 **Motion:** Rep. B. Bennett that **SB 405 BE SEGREGATED and Parts 2 and 3 be removed.**

03:11:54 Rep. Wilmer and Rep. Calf Boss Ribs returned.

03:12:20 **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. Howard voted no by proxy.

Discussion:

03:13:33 Rep. Wilmer
 03:15:06 Rep. Harris
 03:15:58 Rep. Kary
 03:16:25 Rep. Schreiner
 03:16:45 Rep. Washburn
 03:17:05 Rachel Weiss, LSD
 03:17:36 Rep. Price
 03:18:17 Rep. Brockie
 03:18:31 Rep. Ingraham
 03:18:43 Rep. Wilmer

03:20:02 **Vote:** Motion carried 12-7 by roll call vote with Rep. Bennett, Rep. Brockie, Rep. Calf Boss Ribs, Rep. Price, Rep. Schreiner, Rep. Swanson and Rep. Wilmer voting no. Rep. Howard voted aye by proxy.

03:21:00 **Motion:** Rep. O'Hara moved that **SB 405 BE CONCURRED IN AS AMENDED.**

Discussion:

03:21:54 Rep. Wilmer
 03:22:15 Rep. B. Bennett
 03:25:38 Rep. Shaw
 03:27:09 Rep. Schreiner
 03:29:41 Rep. Harris
 03:31:02 Rep. Brockie
 03:32:04 Rep. Kary
 03:32:47 Rep. Wilmer
 03:35:23 Rep. Hertz
 03:35:54 Rep. Wilmer
 03:36:29 Rep. Hertz
 03:37:27 Rep. Ingraham
 03:37:56 Rep. Blyton

03:38:47 **Vote:** Motion carried 12-7 by roll call vote with Rep. Bennett, Rep. Brockie, Rep. Calf Boss Ribs, Rep. Price, Rep. Schreiner, Rep. Swanson and Rep. Wilmer voting no. Rep. Howard voted aye by proxy. Rep. Washburn will carry the bill.

EXECUTIVE ACTION ON SB 408

03:39:52 **Motion:** Rep. O'Hara moved that **SB 408 BE CONCURRED IN.**

03:40:23 **Motion/Vote:** Rep. Ingraham moved that **SB 408 BE AMENDED.** Motion carried 17-2 by roll call vote with Rep. Brockie and Rep. Swanson voting no. Rep. Howard voted aye by proxy.

EXHIBIT(sth79a12)

Discussion:

03:41:36 Rep. Ingraham

03:42:44 **Motion:** Rep. O'Hara moved that **SB 408 BE CONCURRED IN AS AMENDED.**

Discussion:

03:42:53 Rep. Wilmer

03:45:10 Rep. Harris

03:46:01 Rep. Schreiner

03:47:16 Rep. B. Bennett

03:51:36 Rep. Price

03:52:56 **Vote:** Motion carried 12-7 by roll call vote with Rep. Bennett, Rep. Brockie, Rep. Calf Boss Ribs, Rep. Price, Rep. Schreiner, Rep. Swanson and Rep. Wilmer voting no. Rep. Howard voted aye by proxy. Rep. Ankney will carry the bill.

03:54:14 Rep. Ingraham

ADJOURNMENT

Adjournment:

Patty Hartman, Secretary

ph

Additional Documents:

EXHIBIT([sth79aad.pdf](#))