

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Ron Arthun, on February 20, 2013 at 3:00 PM, in Room 335 Capitol

ROLL CALL

Members Present:

Sen. Ron Arthun, Chair (R)
Sen. Dee Brown, Vice Chair (R)
Sen. Anders Blewett (D)
Sen. Kendall Van Dyk (D)
Sen. Roger Webb (R)

Members Excused: Sen. Larry Jent (D)
Sen. Scott Sales (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 79, 2/13/2013; HB 214, 2/13/2013; HB 217, 2/13/2013

Executive Action: SB 206, Tabled; SB 227, Tabled; SB 241 Tabled
SB 242, DPAA; SB 273, Motion Withdrawn

HEARING ON HB 79

Opening Statement by Sponsor:

00:21:40 Rep. Tom Berry (R), HD 45, opened the hearing on HB 79, Constitutional referendum to rename the State Auditor.

Proponents' Testimony:

00:23:30 Adam Schafer, Deputy Auditor, Commissioner of Securities and Insurance, State Auditor (CSI)

[EXHIBIT\(sts38a01\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:27:41 Sen. Brown
00:28:22 Adam Schafer, CSI
00:29:09 Sen. Blewett
00:30:01 Adam Schafer
00:30:25 Sen. Webb
00:30:34 Adam Schafer
00:30:46 Sen. Brown
00:31:21 Adam Schafer
00:31:58 Chairman Arthun
00:32:11 Rep. Berry

Closing by Sponsor:

00:32:19 Rep. Berry

HEARING ON HB 217

Opening Statement by Sponsor:

00:34:08 Rep. David Howard (R), HD 60, opened the hearing on HB 217, Revise campaign finance regulation of churches.

Proponents' Testimony:

00:38:45 Lawrence VanDyke, Solicitor General, and Deputy Attorney General, Department of Justice (DOJ)
00:40:51 Jeff Laszloffy, Montana Family Foundation (MFF)
00:43:41 James Brown, self
00:45:58 Theresa McDaniel, self
00:46:34 Dave Wood, self

00:47:10 Patricia Wood, self
00:47:25 James Delsigne, self
00:50:35 Kevin Walth, self
00:50:58 Tom Pritchett, self
00:51:10 Becky Stockton, self
00:51:27 Joe Valvoda, self
00:51:45 Kurt Charlton, self

Opponents' Testimony: None

Informational Testimony:

00:52:11 Julie Steab, Investigator, Commissioner of Political Practices (COPP)
00:52:50 Mary Baker, Program Supervisor, Commissioner of Political Practices (COPP)

Questions from Committee Members and Responses:

00:53:28 Sen. Blewett
00:59:22 Lawrence VanDyke, DOJ
00:59:27 Sen. Van Dyk
00:59:59 Rep. Howard
01:00:12 Sen. Brown
01:02:09 Mary Baker, COPP
01:02:31 Rep. Howard
01:02:42 Lawrence VanDyke
01:04:24 Sen. Van Dyk
01:05:00 Lawrence VanDyke
01:05:43 Chairman Arthun
01:06:11 Julie Steab, COPP

Closing by Sponsor:

01:07:14 Rep. Howard

HEARING ON HB 214

Opening Statement by Sponsor:

01:08:45 Rep. Kirk Wagoner (R), HD 77, opened the hearing on HB 214, Recommend POW/MIA flag be displayed at certain times and places.

Proponents' Testimony:

01:12:28 Dan Antonietti, member National Legislative Committee and State Legislative Chairman, Veterans of Foreign Wars (VFW)

01:13:53 Frederick Verzani, self, Montana Flag and Pole Company, Helena MT

[EXHIBIT\(sts38a02\)](#)

01:17:30 Richard Juvik, self

[EXHIBIT\(sts38a03\)](#)

01:24:57 Linda Juvik, self
01:25:45 Richard Snyder, self
01:25:58 Becky Stockton, self,
01:26:31 Jim Higgins, representing Montana National Guard Association (MTNGA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:27:21 Sen. Brown
01:28:44 Rep. Wagoner

Closing by Sponsor:

01:28:56 Rep Wagoner

EXECUTIVE ACTION ON SB 206

01:33:16 **Motion:** Sen. Blewett moved that **SB 206 DO PASS.**

Discussion:

01:33:28 Sen. Blewett
01:34:45 Sen. Brown
01:35:27 Sen. Van Dyk
01:35:44 Sen. Brown
01:36:27 Sen. Webb
01:36:52 Chairman Arthun

01:37:45 **Vote:** Motion failed 3-4 by roll call vote with Sen. Blewett, Sen. Jent and Sen. Van Dyk voting aye. Sen. Jent and Sen. Sales voted by proxy.

01:38:12 **Motion/Vote:** Sen. D. Brown moved that **SB 206 BE TABLED AND THE VOTE REVERSED.** Motion carried 4-3 by roll call vote with Sen. Blewett, Sen. Jent and Sen. Van Dyk voting no. Sen. Jent and Sen. Sales voted by proxy.

EXECUTIVE ACTION ON SB 227

Discussion:

01:39:35 Rachel Weiss, Legislative Services Division (LSD)

01:40:17 **Motion:** Sen. Van Dyk moved to **RECONSIDER THE MOTION** on **SB 227.**

Discussion:

01:40:36 Rachel Weiss, LSD

01:40:44 Sen. Van Dyk

01:40:55 **Vote:** Motion carried 7-0 by voice vote. Sen. Jent and Sen. Sales voted by proxy.

01:41:14 **Motion:** Sen. Blewett moved that **SB 227 BE TABLED.**

Discussion:

01:41:27 Sen. Brown

01:41:39 Rachel Weiss

01:42:17 Chairman Arthun

01:42:30 **Vote:** Motion carried 5-2 by roll call vote with Sen. Brown and Sen. Webb voting no. Sen. Jent and Sen. Sales voted by proxy.

EXECUTIVE ACTION ON SB 241

01:43:10 **Motion:** Sen. D. Brown moved that **SB 241 DO PASS.**

Discussion:

01:43:16 Rachel Weiss

01:43:19 Chairman Arthun

01:43:36 Rachel Weiss

01:43:48 Chairman Arthun

01:43:55 Sen. Brown

01:43:58 Chairman Arthun

01:44:04 Sen. Van Dyk

01:45:26 Sen. Blewett

01:46:12 Sen. Brown

01:47:16 **Vote:** Motion failed 2-5 by roll call vote with Sen. Arthun and Sen. Sales voting aye. Sen. Jent and Sen. Sales voted by proxy.

01:47:54 **Motion/Vote:** Sen. D. Brown moved that **SB 241 BE TABLED.** Motion carried 7-0 by voice vote. Sen. Jent and Sen. Sales voted by proxy.

EXECUTIVE ACTION ON SB 242

01:48:32 **Motion:** Sen. D. Brown moved that **SB 242 DO PASS.**

01:48:59 **Motion:** Sen. Webb moved that **SB 242 BE AMENDED.**

[EXHIBIT\(sts38a04\)](#)

Discussion:

01:49:17 Sen. Webb
01:52:26 Chairman Arthun

01:52:36 **Vote:** Motion carried 7-0 by voice vote. Sen. Jent and Sen. Sales voted by proxy.

01:53:02 **Motion:** Sen. Webb moved that **SB 242 DO PASS AS AMENDED.**

Discussion:

01:53:12 Sen. Brown
01:54:10 Chairman Arthun

01:54:27 **Vote:** Motion carried 5-2 by voice vote with Sen. Brown and Sen. Sales voting no. Sen. Jent and Sen. Sales voted by proxy.

EXECUTIVE ACTION ON SB 273

01:55:18 **Motion:** Sen. Blewett moved that **SB 273 DO PASS.**

Discussion:

01:55:34 Sen. Van Dyk
01:56:44 Chairman Arthun

01:57:01 Without objection, Sen. Blewett withdrew the DO PASS motion.

Discussion:

01:57:09 Sen. Brown
01:57:43 Chairman Arthun

ADJOURNMENT

Adjournment: 4:40 P.M.

Nadine Spencer, Secretary

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Additional Documents:

EXHIBIT([sts38aad.pdf](#))