

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON ENERGY AND TELECOMMUNICATIONS

Call to Order: Chair Alan Olson, on February 21, 2013 at 3:00 PM, in Room 317 Capitol

ROLL CALL

Members Present:

Sen. Alan Olson, Chair (R)
Sen. Verdell Jackson, Vice Chair (R)
Sen. Ron Arthun (R)
Sen. Robyn Driscoll (D)
Sen. Greg Jergeson (D)
Sen. Llew Jones (R)
Sen. Christine Kaufmann (D)
Sen. Cliff Larsen (D)
Sen. Mitch Tropila (D)
Sen. Chas Vincent (R)

Members Excused:

Sen. Jeff Essmann (R)
Sen. Jason Priest (R)
Sen. Edward Walker (R)

Members Absent: None

Staff Present: Julie Emge, Committee Secretary
Sonja Nowakowski, 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 308, 2/15/2013; SB 312, 2/15/2013

Executive Action: SB 308 Tabled
SB 312 Do Pass as Amended
SB 153 Do Pass as Amended
SB 247 Do Pass as Amended
SB 276 Tabled
SB 325 Do Pass

HEARING ON SB 312

Opening Statement by Sponsor:

00:17:08 Sen. Jon Sonju (R), SD 4, opened the hearing on SB 312, Revise state information technology policy.

Proponents' Testimony:

00:25:16 Mark Taylor, Deloitte Consulting (DC)

00:27:17 Aimee Grmoljez, representing Montana Interactive (MI)

00:29:24 Ron Baldwin, State Chief Information Officer, Department of Administration (DOA)

Opponents' Testimony:

00:30:46 Bonnie Lorang, General Manager, Montana Independent Telecommunications Systems (MITS)

00:33:02 Geoff Feiss, General Manager, Montana Telecommunications Association (MTA)

Informational Testimony: None

Questions from Committee Members and Responses:

00:33:50 Sen. Tropila

00:34:31 Mr. Feiss, MTA

00:35:02 Sen. Tropila

00:36:19 Mr. Baldwin, DOA

00:37:41 Chairman Olson

00:38:05 Sen. Sonju

00:39:20 Chairman Olson

00:39:40 Ms. Lorang, MITS

Closing by Sponsor:

00:40:02 Sen. Sonju

HEARING ON SB 308

Opening Statement by Sponsor:

00:40:41 Sen. Alan Olson (R), SD 23, opened the hearing on SB 308, Generally revise telecommunication laws related to competition.

00:43:44 Sen. Walker entered the hearing.

Proponents' Testimony:

00:43:46 Bonnie Lorang, General Manager, Montana Independent Telecommunications Systems (MITS)

[EXHIBIT\(ens39a01\)](#)

[EXHIBIT\(ens39a02\)](#)

00:56:30 Geoff Feiss, General Manager, Montana Telecommunications Association (MTA)

[EXHIBIT\(ens39a03\)](#)

Opponents' Testimony:

01:01:35 Ron Baldwin, State Chief Information Officer, Department of Administration (DOA)

01:04:22 Aimee Grmoljez, Montana Interactive (MI)

Informational Testimony: None

Questions from Committee Members and Responses:

01:07:27 Sen. Jergeson

01:08:04 Sen. Olson

Closing by Sponsor:

01:10:52 Sen. Olson

EXECUTIVE ACTION ON SB 308

01:12:26 **Motion:** Sen. Olson moved that **SB 308 DO PASS.**

01:12:53 **Substitute Motion/Vote:** Sen. Driscoll made a substitute motion that **SB 308 BE TABLED.** Substitute Motion carried 13-0 by voice vote. Sen. Essmann and Sen. Priest voted by proxy.

EXECUTIVE ACTION ON SB 312

01:13:29 **Motion:** Sen. L. Jones moved that **SB 312 DO PASS.**

01:14:10 **Motion/Vote:** Sen. Olson moved that **SB 312 BE AMENDED.** Motion carried 13-0 by voice vote. Sen. Essmann and Sen. Priest voted by proxy.

[EXHIBIT\(ens39a04\)](#)

01:14:35 **Motion/Vote:** Sen. Tropila moved that **SB 312 DO PASS AS AMENDED.** Motion carried 13-0 by voice vote. Sen. Essmann and Sen. Priest voted by proxy.

EXECUTIVE ACTION ON SB 153

01:15:41 **Motion:** Sen. Jergeson moved that **SB 153 DO PASS.**

Discussion:

01:15:48 Chairman Olson
01:15:52 Sonja Nowakowski, Legislative Services Division (LSD)
01:16:02 Chairman Olson

01:17:16 Ms. Nowakowski, LSD
01:17:49 Sen. Arthun
01:17:56 Chairman Olson
01:21:08 Sen. Jergeson

01:21:39 **Motion/Vote:** Sen. Jergeson moved that **SB 153 BE AMENDED.** Motion carried 13-0 by voice vote. Sen. Essmann and Sen. Priest voted by proxy.

EXHIBIT(ens39a05)

01:22:02 **Motion:** Sen. Jergeson moved that **SB 153 DO PASS AS AMENDED.**

Discussion:

01:22:09 Sen. Vincent
01:22:27 Chairman Olson
01:23:20 Sen. Vincent
01:23:30 Sen. Arthun
01:23:46 Sen. Jergeson
01:26:36 Sen. Arthun
01:26:57 Chairman Olson

01:27:20 **Vote:** Motion carried 13-0 by voice vote. Sen. Essmann and Sen. Priest voted by proxy.

EXECUTIVE ACTION ON SB 247

01:28:07 Sen. Jergeson

01:29:06 **Motion/Vote:** Sen. Jergeson moved that **SB 247 BE REMOVED FROM TABLED.** Motion carried 11-0 by voice vote. Sen. Essmann and Sen. Priest were excused.

01:29:30 Sen. Jergeson
01:29:48 Ms. Nowakowski

01:29:52 **Motion:** Sen. Jergeson moved that **SB 247 DO PASS.**

Discussion:

01:29:56 Chairman Olson

01:30:02 **Motion/Vote:** Sen. Jergeson moved to **RECONSIDER THE MOTION ON SB 247 AND REMOVE AMENDMENT sb02404.asn**. Motion carried 11-0 by voice vote. Sen. Essmann and Sen. Priest were excused.

01:30:26 **Motion:** Sen. Jergeson moved that **SB 247 BE AMENDED. EXHIBIT(ens39a06)**

Discussion:

01:30:37 Ms. Nowakowski

01:30:53 Chairman Olson

01:31:17 **Vote:** Motion carried unanimously by voice vote of those present and voting.

01:31:21 **Motion:** Sen. Jergeson moved that **SB 247 DO PASS AS AMENDED**.

Discussion:

01:31:24 Sen. Vincent

01:32:10 Chairman Olson

01:32:42 **Vote:** Motion carried 7-6 by roll call vote with Sen. Arthun, Sen. Essmann, Sen. Olson, Sen. Priest, Sen. Vincent and Sen. Walker voting no. Sen. Essmann and Sen. Priest voted by proxy.

EXECUTIVE ACTION ON SB 276

01:34:34 **Motion/Vote:** Sen. Tropila moved that **SB 276 BE TABLED**. Motion carried 12-1 by voice vote with Sen. Arthun voting no. Sen. Essmann and Sen. Priest voted by proxy.

EXECUTIVE ACTION ON SB 325

01:36:35 **Motion:** Sen. Olson moved that **SB 325 DO PASS**.

Discussion:

01:36:50 Sen. Vincent

01:37:22 Sen. Tropila

01:37:42 Chairman Olson

01:38:11 Sen. Kaufmann

01:39:16 Sen. Vincent

01:40:00 **Vote:** Motion carried 8-5 by roll call vote with Sen. Driscoll, Sen. Kaufmann, Sen. Larsen, Sen. Tropila and Sen. Walker voting no. Sen. Essmann and Sen. Priest voted by proxy.

ADJOURNMENT

Adjournment: 4:22 PM

Julie Emge, Secretary

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Additional Documents

Additional Documents:

EXHIBIT([ens39aad.pdf](#))