

## MINUTES

### MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON RULES

**Call to Order:** Chair Art Wittich, on February 25, 2013 at 3:00 P.M., in Room 317  
Capitol

#### ROLL CALL

**Members Present:**

Sen. Art Wittich, Chair (R)  
Sen. Robyn Driscoll (D)  
Sen. Larry Jent (D)  
Sen. Greg Jergeson (D)  
Sen. Alan Olson (R)  
Sen. Mike Phillips (D)  
Sen. Rick Ripley (R)  
Sen. Scott Sales (R)  
Sen. Jon C. Sesso (D)  
Sen. Chas Vincent (R)

**Members Excused:** Sen. Debby Barrett, Vice Chair (R)  
Sen. Jeff Essmann (R)  
Sen. Cliff Larsen (D)  
Sen. Jason Priest (R)  
Sen. Fred Thomas (R)

**Members Absent:** None

**Staff Present:** Todd Everts, Legislative Branch  
Nadine Spencer, Committee Secretary

**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:**

Executive Action: SB 246 - Tabled

**Committee Business:**

00:00:40 Chairman Wittich

00:01:07 **Motion/Vote:** Sen. Olson moved to **ALLOW PROXIES FOR ABSENT COMMITTEE MEMBERS**. Motion carried 7-4 by roll call vote with Sen. Jent, Sen. Jergeson, Sen. Phillips and Sen. Sesso voting no. Sen. Barrett, Sen. Essmann, Sen. Larsen and Sen. Priest were excused.

00:02:18 Sen. Thomas entered the hearing.

**EXECUTIVE ACTION ON SB 246****Discussion:**

00:02:34 Chairman Wittich

00:03:13 **Motion:** Sen. Phillips moved that **SB 246 DO PASS AS AMENDED**.  
(previously amended on 2/18/2013)

[EXHIBIT\(rus42a01\)](#)

**Discussion:**

00:03:19 Chairman Wittich

00:03:45 **Motion:** Sen. Phillips moved that **SB 246 BE AMENDED**.

[EXHIBIT\(rus42a02\)](#)

**Discussion:**

00:04:40 Chairman Wittich

00:05:08 **Vote:** Motion carried 8-5 by roll call vote with Sen. Essmann, Sen. Olson, Sen. Ripley, Sen. Thomas and Sen. Wittich voting no. Sen. Barrett and Sen. Priest were excused.

00:05:22 Sen. Larsen entered the hearing.

00:06:07 **Motion:** Sen Phillips moved that **SB 246 DO PASS AS AMENDED**.

00:06:17 **Motion:** Sen. Wittich moved that **SB 246 BE AMENDED**.

[EXHIBIT\(rus42a03\)](#)

**Discussion:**

00:06:31 Chairman Wittich

00:07:42 Todd Everts, Legislative Service Division (LSD)

00:07:53 Sen. Priest entered the hearing.

00:08:28 Chairman Wittich

00:08:33 Sen. Phillips

00:09:01 Chairman Wittich  
00:09:23 Todd Everts, LSD  
00:10:02 Chairman Wittich  
00:10:25 Sen. Phillips  
00:10:30 Chairman Wittich  
00:10:39 Sen. Phillips  
00:11:17 Todd Everts  
00:11:42 Sen. Phillips  
00:12:03 Chairman Wittich  
00:12:08 Todd Everts  
00:12:12 Chairman Wittich

00:12:20 **Substitute Motion:** Sen. Phillips made a substitute motion that **SB 246 BE AMENDED by segregating section 1, 2 and 4 from amendment sb024603.**

**Discussion:**

00:12:34 Sen. Sesso  
00:13:11 Chairman Wittich  
00:13:17 Sen. Sesso  
00:13:49 Chairman Wittich  
00:14:02 Sen. Sesso  
00:14:11 Chairman Wittich  
00:14:20 Todd Everts  
00:14:29 Sen. Jergeson  
00:14:44 Chairman Wittich  
00:15:06 Sen. Sesso  
00:15:45 Chairman Wittich  
00:15:55 Sen. Phillips

00:16:09 **Substitute Motion:** Sen. Phillips made a substitute motion that **SB 246 BE AMENDED by segregating sections 2 and 4 from amendment sb024603.**  
Substitute motion carried unanimously by voice vote of those present and voting.

**Discussion:**

00:16:39 Chairman Wittich  
00:17:07 Todd Everts  
00:17:39 Chairman Wittich  
00:18:08 Sen. Sesso  
00:19:15 Sen. Olson  
00:19:58 Sen. Sales  
00:20:16 Todd Everts

00:20:29 **Motion:** Sen. Vincent moved that **SB 246 BE TABLED.**

**Discussion:**

00:20:50 Sen. Phillips  
00:21:51 Chairman Wittich

00:23:01 **Vote:** Motion carried 9-5 by roll call vote with Sen. Driscoll, Sen. Jergeson, Sen. Phillips, Sen. Sesso and Sen. Wittich voting no. Sen. Essmann voted by proxy. Sen. Barrett was excused.

**ADJOURNMENT**

Adjournment: 5:25 P.M.

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Nadine Spencer, Secretary

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Additional Documents:

**EXHIBIT([rus42aad.pdf](#))**