

MINUTES

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

Call to Order: Vice Chair Dee Brown, on March 13, 2013 at 3:00 PM, in Room 335
Capitol

ROLL CALL

Members Present:

Sen. Dee Brown, Vice Chair (R)
Sen. Anders Blewett (D)
Sen. Larry Jent (D)
Sen. Scott Sales (R)

Members Excused: Sen. Ron Arthun, Chair (R)
Sen. Kendall Van Dyk (D)
Sen. Roger Webb (R)

Members Absent: None

Staff Present: Sheri Scurr, 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:

Hearing & Date Posted: SJ 21, 3/7/2013; HJ 7, 3/5/2013; HB 158, 3/5/2013; HB 277,
3/5/2013

Executive Action:	HJ 2	Be Concurred In
	HB 325	Be Concurred In
	HB 296	Be Concurred In As Amended
	HB 251	Be Concurred In
	HB 217	Be Concurred In As Amended

HEARING ON SJ 21

Opening Statement by Sponsor:

00:22:42 Sen. Mary Caferro (D), SD 40, opened the hearing on SJ 21, Joint resolution recognizing the 70th anniversary of the 163rd, WWII service.

00:24:24 Sen. Van Dyk entered the hearing.

Proponents' Testimony:

00:25:10 Dan Antonietti, Veteran of Foreign Wars, WWII Veteran

00:26:16 Jack Walsh, self, member of the 163rd infantry unit and National Guard member

00:27:12 Mike Clouse, Disabled American Veterans, retired army

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:28:44 Vice Chair Brown

00:29:09 Jack Walsh, self

Closing by Sponsor:

00:30:37 Sen. Caferro

HEARING ON HB 277

Opening Statement by Sponsor:

00:32:44 Rep. Bill McChesney (D), HD 40, opened the hearing on HB 277, Constitutional amendment to revise term limit laws.

00:37:09 Sen. Webb entered the hearing.

Proponents' Testimony:

00:38:28 Aimee Grmoljez, representing Delta Dental

00:39:50 Jack Walsh, self

Opponents' Testimony:

00:40:51 Ed Butcher, self

Informational Testimony: None

Questions from Committee Members and Responses:

00:50:15 Sen. Sales
00:51:10 Rep. McChesney
00:51:24 Sen. Jent
00:52:02 Rep. McChesney
00:53:16 Sen. Sales
00:55:00 Rep. McChesney
00:55:24 Sen. Van Dyk
00:55:41 Vice Chair Brown
00:55:48 Sheri Scurr, Legislative Services Division (LSD)
00:56:08 Sen. Van Dyk
00:56:15 Sheri Scurr, LSD

Closing by Sponsor:

00:56:28 Rep. McChesney
01:00:17 Sheri Scurr
01:00:39 Vice Chair Brown

HEARING ON HJ 7

Opening Statement by Sponsor:

01:01:03 Rep. Pat Connell (R), HD 87, opened the hearing on HJ 7, Joint resolution to initiate legal action for damages to state waters.

[EXHIBIT\(sts54a01\)](#)

01:03:48 Sen. Arthun entered the hearing.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:18:32 Sen. Arthun
01:18:45 Rep. Connell
01:20:02 Vice Chair Brown
01:20:18 Rep. Connell

Closing by Sponsor:

01:20:45 Rep. Connell

HEARING ON HB 158**Opening Statement by Sponsor:**

01:23:19 Rep. Doug Kary (R), HD 48, opened the hearing on HB 158, Require agencies to present proposed rules to interim committees.

Proponents' Testimony:

01:24:53 Dustin Stewart, Executive Director, Montana Building Industry Association (MBIA)
01:27:12 Ed Butcher, self, former state legislator

Opponents' Testimony:

01:29:38 Mark Cadwallader, Staff Attorney, Montana Department of Labor and Industry (DLI)

EXHIBIT(sts54a02)

01:38:08 Ann Gilkey, Chief Legal Counsel, Office of Public Instruction (OPI)
01:43:30 Melanie Symons, Chief Legal Counsel, Montana Public Employees Retirement Board (MPERA)

Informational Testimony:

01:45:31 Rusty Harper, Montana Secretary of State's Office
01:45:52 John Koch, Attorney, Department of Public Health and Human Services (DPHHS)

Questions from Committee Members and Responses:

01:48:21 Sen. Van Dyk
01:50:32 Rep. Kary
01:50:44 Vice Chair Brown
01:52:15 Rep. Kary
01:53:03 Sen. Arthun
01:53:27 Rep. Kary
01:54:24 Sen. Arthun
01:54:46 Mark Cadwallader, DLI

Closing by Sponsor:

01:56:13 Rep. Kary
01:57:50 Sen. Arthun resumed the roll as Chair.

EXECUTIVE ACTION ON HJ 2

01:59:30 **Motion:** Sen. Van Dyk moved that **HJ 2 BE CONCURRED IN.**

Discussion:

01:59:42 Sen. Brown

02:00:30 **Vote:** Motion carried 7-0 by voice vote. Sen. Webb will carry the bill.

EXECUTIVE ACTION ON HB 325

02:00:58 **Motion/Vote:** Sen. Van Dyk moved that **HB 325 BE CONCURRED IN**. Motion carried 6-1 by voice vote with Sen. Webb voting no. Sen. Van Dyk will carry the bill.

EXECUTIVE ACTION ON HB 296

02:01:43 **Motion:** Sen. Van Dyk moved that **HB 296 BE CONCURRED IN**.

Discussion:

02:01:58 Sen. Brown

02:02:47 **Motion:** Sen. D. Brown moved that **HB 296 BE AMENDED**.
[EXHIBIT\(sts54a03\)](#)

Discussion:

02:03:21 Sen. Sales
02:03:38 Sen. Brown

02:03:58 **Vote:** Motion carried 7-0 by voice vote.

02:04:10 **Motion/Vote:** Sen. D. Brown moved that **HB 296 BE CONCURRED IN AS AMENDED**. Motion carried 7-0 by voice vote. Sen. Brown will carry the bill.

EXECUTIVE ACTION ON HB 251

02:05:27 **Motion:** Sen. D. Brown moved that **HB 251 BE CONCURRED IN**.

Discussion:

02:05:50 Sen. Brown

02:06:10 **Vote:** Motion carried 7-0 by voice vote. Sen. Brown will carry the bill.

EXECUTIVE ACTION ON HB 217

02:06:45 **Motion:** Sen. D. Brown moved that **HB 217 BE CONCURRED IN**.

Discussion:

02:07:05 Sheri Scurr, Legislative Services Division (LSD)

02:07:13 **Motion/Vote:** Sen. D. Brown moved that **HB 217 BE AMENDED**. Motion carried 7-0 by voice vote.

EXHIBIT(sts54a04)

02:07:33 **Motion:** Sen. D. Brown moved that **HB 217 BE CONCURRED IN AS AMENDED**.

Discussion:

02:07:42 Sen. Blewett
02:09:34 Sen. Brown
02:09:54 Sen. Blewett
02:10:21 Sheri Scurr, LSD
02:10:47 Sen. Brown
02:11:11 Sheri Scurr
02:12:22 Sen. Brown
02:12:28 Sheri Scurr
02:12:41 Sen. Van Dyk
02:14:03 Sen. Jent
02:16:22 Sen. Brown
02:17:13 Chairman Arthun
02:17:21 Sen. Brown
02:17:36 Sen. Blewett
02:20:54 Sen. Brown
02:21:08 Sheri Scurr
02:21:18 Sen. Blewett
02:21:27 Sheri Scurr
02:21:38 Chairman Arthun
02:21:49 Sen. Blewett
02:22:39 Sheri Scurr
02:24:08 Sen. Blewett

(Sen. Sales was absent for the vote)

02:25:15 **Vote:** Motion carried 4-3 by roll call vote with Sen. Blewett, Sen. Van Dyk and Sen. Webb voting no. Sen. Sales voted by proxy. Sen. Sales will carry the bill.

ADJOURNMENT

Adjournment: 5:10 P.M.

Nadine Spencer, Secretary

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Additional Document

Additional Documents:

EXHIBIT([sts54aad.pdf](#))