

MINUTES

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

Call to Order: Chair Ron Arthun, on April 3, 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. Larry Jent (D)
Sen. Scott Sales (R)

Members Excused: Sen. Kendall Van Dyk (D)
Sen. Roger Webb (R)

Members Absent: None

Staff Present: Julie Emge, Committee Secretary
Sheri Scurr, 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: HJ 17, 3/25/2013

Executive Action: HJ 17 - Be Concurred In (carried by Sen. Sales)
HB 54 - Be Concurred in as Amended (carried by Sen. Arthun)
HB 64 - Be Concurred In (carried by Sen. Blewett)
HB 120 - Be Concurred in as Amended (carried by Sen. Jent)
HB 126 - Be Concurred In (carried by Sen. Jent)
HB 265 - Be Concurred in as Amended (carried by Sen. Arthun)
HB 457 - Tabled
HB 560 - Be Concurred in as Amended (carried by Sen. Van Dyk)

HEARING ON HJ 17

Opening Statement by Sponsor:

00:04:13 Rep. Steve Gibson (R), HD 78, opened the hearing on HJ 17, Study resolution on state pay plans.

00:06:42 Sen. Van Dyk entered the hearing.

Proponents' Testimony:

00:07:10 Quinton Nyman, Executive Director, Montana Public Employees Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:07:58 Sen. Blewett

00:08:20 Chris Cavazos, Political Director, Montana State AFL-CIO

Closing by Sponsor:

00:08:47 Rep. Gibson

EXECUTIVE ACTION ON HJ 17

00:10:24 **Motion:** Sen. Jent moved that **HJ 17 BE CONCURRED IN.**

Discussion:

00:10:32 Sen. Sales

00:12:00 Sen. Brown

00:12:08 **Vote:** Motion carried 6-0 by voice vote. Sen. Webb was excused. Sen. Sales will carry the bill.

EXECUTIVE ACTION ON HB 54

00:13:05 **Motion:** Sen. D. Brown moved that **HB 54 BE CONCURRED IN.**

00:13:58 **Motion:** Sen. D. Brown moved that **HB 54 BE AMENDED.**

EXHIBIT(sts69b01)

Discussion:

00:14:18 Sheri Scurr, Legislative Services Division (LSD)

00:14:26 Chairman Arthun

00:14:31 Ms. Scurr, LSD

00:16:16 Sen. Brown
00:16:29 Ms. Scurr
00:16:43 Sen. Blewett
00:17:19 Sen. Brown
00:17:32 Chairman Arthun
00:17:39 Sen. Blewett
00:17:50 Ms. Scurr

00:18:05 **Vote:** Motion carried 6-0 by voice vote. Sen. Webb was excused.

00:18:17 **Motion:** Sen. D. Brown moved that **HB 54 BE CONCURRED IN AS AMENDED.**

Discussion:

00:18:24 Chairman Arthun
00:19:25 Sen. Brown

00:19:45 **Vote:** Motion carried 6-0 by voice vote. Sen. Webb was excused. Sen. Arthun will carry the bill.

EXECUTIVE ACTION ON HB 64

00:20:24 **Motion:** Sen. D. Brown moved that **HB 64 BE CONCURRED IN.**

Discussion:

00:20:31 Chairman Arthun
00:20:39 Ms. Scurr
00:20:45 Chairman Arthun
00:20:52 Sen. Brown
00:21:31 Ms. Scurr
00:21:57 Sen. Van Dyk
00:22:07 Sen. Brown

00:22:13 **Vote:** Motion carried 6-0 by voice vote. Sen. Webb was excused. Sen. Blewett will carry the bill.

EXECUTIVE ACTION ON HB 120

00:22:46 **Motion:** Sen. Van Dyk moved that **HB 120 BE CONCURRED IN.**

Discussion:

00:22:54 Ms. Scurr

00:23:50 **Motion:** Sen. Van Dyk moved that **HB 120 BE AMENDED.**

[EXHIBIT\(sts69b02\)](#)

Discussion:

00:23:56 Sen. Brown

00:24:12 **Vote:** Motion carried 6-0 by voice vote. Sen. Webb was excused.

00:24:18 **Motion:** Sen. Van Dyk moved that **HB 120 BE AMENDED.**
EXHIBIT(sts69b03)

Discussion:

00:24:25 Ms. Scurr

00:25:30 **Vote:** Motion carried 6-0 by voice vote. Sen. Webb was excused.

00:25:37 **Motion:** Sen. Van Dyk moved that **HB 120 BE AMENDED.**

Discussion:

00:25:50 Chairman Arthun

00:26:04 Sen. Brown

00:26:10 Ms. Scurr

EXHIBIT(sts69b04)

00:27:39 Chairman Arthun

00:28:04 Ms. Scurr

00:28:12 Chairman Arthun

00:28:45 Sen. Van Dyk

00:28:58 Ms. Scurr

00:29:15 Sen. Van Dyk

00:29:21 Chairman Arthun

00:29:28 Sen. Jent

00:29:41 Ms. Scurr

00:30:20 Sen. Jent

00:30:23 Ms. Scurr

00:30:49 Sen. Van Dyk

00:31:47 Ms. Scurr

00:31:56 Chairman Arthun

00:32:10 Sen. Van Dyk

00:32:14 **Vote:** Motion carried 6-0 by voice vote. Sen. Webb was excused.

00:32:29 **Motion:** Sen. Van Dyk moved that **HB 120 BE CONCURRED IN AS AMENDED.**

Discussion:

00:32:38 Sen. Brown

00:33:54 Sen. Van Dyk

00:34:28 Sen. Brown

00:34:45 Chairman Arthun
 00:35:07 Sen. Jent
 00:36:24 Ms. Scurr

EXHIBIT(sts69b05)

00:36:45 **Vote:** Motion carried 4-3 by roll call vote with Sen. Brown, Sen. Sales and Sen. Webb voting no. Sen. Webb voted by proxy. Sen. Jent will carry the bill.

EXECUTIVE ACTION ON HB 126

00:38:00 **Motion:** Sen. Van Dyk moved that **HB 126 BE CONCURRED IN.**

Discussion:

00:38:11 Sen. Brown
 00:38:15 Chairman Arthun
 00:38:53 Ms. Scurr
 00:39:08 Chairman Arthun
 00:39:39 Sen. Brown
 00:40:14 Ms. Scurr
 00:40:20 Sen. Brown

00:40:27 **Motion/Vote:** Sen. D. Brown moved that **HB 126 BE TABLED.** Motion carried 4-3 by voice vote with Sen. Blewett, Sen. Jent and Sen. Van Dyk voting no. Sen. Webb voted by proxy.

EXECUTIVE ACTION ON HB 265

00:41:20 **Motion:** Sen. D. Brown moved that **HB 265 BE CONCURRED IN.**

Discussion:

00:41:32 Ms. Scurr
EXHIBIT(sts69b06)

00:43:00 **Motion/Vote:** Sen. D. Brown moved that **HB 265 BE AMENDED.** Motion carried 6-0 by voice vote. Sen. Webb was excused.

EXHIBIT(sts69b07)

00:43:34 **Motion:** Sen. D. Brown moved that **HB 265 BE CONCURRED IN AS AMENDED.**

00:43:35 **Motion:** Sen. D. Brown moved that **HB 265 BE AMENDED.**

EXHIBIT(sts69b08)

Discussion:

00:44:00 Ms. Scurr
 00:44:29 Sen. Sales
 00:44:40 Ms. Scurr

00:45:00 Sen. Blewett
00:45:53 Sen. Brown
00:46:35 Ms. Scurr
00:47:07 Sen. Van Dyk
00:47:15 Chairman Arthun
00:47:26 Sen. Sales
00:47:50 Sen. Van Dyk
00:47:56 Sen. Sales
00:47:58 Chairman Arthun

00:48:25 **Vote:** Motion failed 0-7 by roll call vote. Sen. Webb voted by proxy.

Discussion:

00:49:06 Sen. Sales
00:49:27 Ms. Scurr
00:51:21 Sen. Sales
00:52:02 Chairman Arthun
00:52:12 Sen. Jent
00:54:09 Sen. Sales
00:55:40 Sen. Jent

00:56:05 **Motion:** Sen. Van Dyk moved that **HB 265 BE TABLED.**

Discussion:

00:56:27 Sen. Sales
00:57:06 Sen. Blewett

00:58:19 **Vote:** Motion failed 2-5 by roll call vote with Sen. Blewett and Sen. Van Dyk voting aye. Sen. Webb voted by proxy.

00:59:03 **Vote:** Motion carried 5-2 by roll call vote with Sen. Blewett and Sen. Van Dyk voting no. Sen. Webb voted by proxy. Sen. Arthun will carry the bill.

EXECUTIVE ACTION ON HB 457

01:00:17 **Motion:** Sen. Van Dyk moved that **HB 457 BE CONCURRED IN.**

01:00:43 **Motion:** Sen. D. Brown moved that **HB 457 BE AMENDED.**

EXHIBIT(sts69b09)

Discussion:

01:02:29 Chairman Arthun
01:02:40 Sen. Van Dyk
01:02:57 Sen. Brown
01:04:14 Chairman Arthun
01:04:27 Ms. Scurr
01:05:06 Sen. Van Dyk

- 01:05:11 Sen. Brown
01:05:21 Sen. Jent
01:05:33 Chairman Arthun
- 01:05:45 **Vote:** Motion failed 3-4 by roll call vote with Sen. Brown, Sen. Sales and Sen. Webb voting aye. Sen. Webb voted by proxy.
- 01:06:18 Sen. Brown
- 01:06:47 **Substitute Motion/Vote:** Sen. D. Brown made a substitute motion that **HB 457 BE TABLED**. Substitute motion carried 5-2 by voice vote with Sen. Blewett and Sen. Jent voting no. Sen. Webb voted by proxy.

EXECUTIVE ACTION ON HB 560

- 01:07:39 **Motion:** Sen. D. Brown moved that **HB 560 BE CONCURRED IN**.
- 01:08:00 **Motion:** Sen. D. Brown moved that **HB 560 BE AMENDED**.
[EXHIBIT\(sts69b10\)](#)

Discussion:

- 01:08:17 Ms. Scurr
01:08:40 Sen. Brown
01:09:17 Sen. Van Dyk
01:09:26 Ms. Scurr
01:09:44 Sen. Brown
01:10:56 Chairman Arthun
- 01:11:00 **Vote:** Motion carried 7-0 by voice vote. Sen. Webb voted by proxy.
- 01:11:20 **Motion/Vote:** Sen. D. Brown moved that **HB 560 BE CONCURRED IN AS AMENDED**. Motion carried 6-1 by voice vote with Sen. Sales voting no. Sen. Webb voted by proxy. Sen. Van Dyk will carry the bill.

Public Comment:

- 01:12:10 Linda McCulloch, Montana Secretary of State

EXECUTIVE ACTION ON HB 126

- 01:12:57 **Motion:** Sen. Jent moved to **RECONSIDER ACTION** on **HB 126**.

Discussion:

- 01:13:13 Sen. Brown
- 01:14:48 **Vote:** Motion carried 4-3 by roll call vote with Sen. Brown, Sen. Sales and Sen. Webb voting no. Sen. Webb voted by proxy.

01:15:18 **Motion:** Sen. Van Dyk moved that **HB 126 BE CONCURRED IN.**

01:16:35 **Vote:** Motion carried 4-3 by roll call vote with Sen. Brown, Sen. Sales and Sen. Webb voting no. Sen. Webb voted by proxy. Sen. Jent will carry the bill.

ADJOURNMENT

Adjournment: 5:40 pm

Julie Emge, Secretary

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Additional Documents:

EXHIBIT([sts69bad.pdf](#))