

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON RULES

Call to Order: Chair Art Wittich, on April 11, 2013 at 12:00 P.M., in Room 335 Capitol

ROLL CALL

Members Present:

Sen. Art Wittich, Chair (R)
Sen. Debby Barrett, Vice Chair (R)
Sen. Robyn Driscoll (D)
Sen. Jeff Essmann (R)
Sen. Larry Jent (D)
Sen. Greg Jergeson (D)
Sen. Cliff Larsen (D)
Sen. Mike Phillips (D)
Sen. Jason Priest (R)

Members Excused: Sen. Alan Olson (R)
Sen. Rick Ripley (R)
Sen. Scott Sales (R)
Sen. Jon C. Sesso (D)
Sen. Fred Thomas (R)
Sen. Chas Vincent (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:

Hearing: Joint Rule 40-70 as it applies to HB 634 and SB 283

Executive Action: HB 634 did not violate the provisions of joint rule 40-70 and should proceed through the Senate bill hearing process - Motion Failed (bill dies)
Amendment to Senate Rule 50-220 - Action Postponed

00:14:10 Chairman Wittich
[EXHIBIT\(rus76a01\)](#)

00:15:26 Sen. Thomas entered the hearing.

HEARING ON JOINT RULE 40-70 AS IT APPLIES TO HB 634 AND SB 283

Public Comment:

00:17:20 Rep. Kirk Wagoner (R), HD 77
00:19:14 Chairman Wittich
00:19:34 Ron Whitmoyer, Superintendent, East Helena Public Schools
00:20:10 Bob Vogel, Montana School Boards Association (MTBS)
00:20:58 Bob Vogel
00:21:12 Karen Goldsberry, parent
00:21:39 Marco Ferro, MEA-MFT
00:22:03 Jim Smith, Montana Rural Education Association (MREA)

Questions from Committee Members and Responses:

00:22:41 Sen. Jent
00:23:18 Rep. Wagoner
00:24:52 Sen. Jergeson
00:25:47 Todd Everts, Legislative Services Division (LSD)
00:26:26 Sen. Phillips
00:27:25 Sen. Thomas

EXECUTIVE ACTION

00:28:17 **Motion:** Sen. Thomas moved that **HB 634 DID NOT ACCOMPLISH THE SAME PURPOSE AS SB 283 AND THEREFORE DID NOT VIOLATE THE PROVISIONS OF JOINT RULE 40-70, AND THAT THE BILL SHOULD PROCEED THROUGH THE SENATE BILL HEARING PROCESS.**

Discussion:

00:28:40 Chairman Wittich
00:29:59 Rep. Wagoner
00:32:50 Sen. Priest
00:33:23 Rep. Wagoner
00:34:20 Sen. Driscoll
00:35:17 Chairman Wittich
00:36:40 Sen. Barrett
00:37:14 Sen. Larsen
00:37:25 Chairman Wittich
00:37:59 Sen. Larsen
00:38:16 Chairman Wittich

00:38:46 **Vote:** Motion failed 5-7 by roll call vote with Sen. Barrett, Sen. Olson, Sen. Ripley, Sen. Thomas and Sen. Wittich voting aye. Sen. Olson and Sen. Ripley voted by proxy. Sen. Sales, Sen. Sesso and Sen. Vincent were excused.

EXECUTIVE ACTION ON SENATE RULE 50-220

Discussion:

00:39:46 Chairman Wittich

00:40:23 Sen. Sesso entered the hearing.

00:41:13 **Motion:** Sen. Barrett moved **TO AMEND** Senate Rule 50-220.
EXHIBIT(rus76a02)

Discussion:

00:41:22 Chairman Wittich
00:42:37 Todd Everts, LSD
00:42:57 Sen. Phillips
00:44:19 Todd Everts
00:45:05 Sen. Phillips
00:46:01 Todd Everts
00:46:24 Chairman Wittich
00:47:29 Sen. Phillips
00:48:23 Sen. Jergeson
00:50:54 Sen. Essmann
00:52:23 Sen. Priest
00:54:47 Sen. Jent
00:58:06 Sen. Essmann
00:58:17 Chairman Wittich

00:59:47 Without objection from the committee, Chairman Wittich moved to **POSTPONE FURTHER ACTION ON SENATE RULE 50-220.**

Discussion:

00:59:51 Sen. Thomas
01:00:18 Sen. Essmann
01:00:41 Sen. Phillips
01:01:14 Chairman Wittich
01:01:40 Todd Everts
01:01:51 Chairman Wittich

ADJOURNMENT

Adjournment: 12:50 P.M.

Nadine Spencer, Secretary

Additional Documents:

EXHIBIT([rus76aad.pdf](#))