

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON RULES

**Call To Order:** Chair Jeff Essmann on December 3, 2014 at 10:30 a.m., in Room 172 Capitol.

#### ROLL CALL

**Members Present:**

Rep. Jeff Essmann, Chair (R)  
Rep. Gerald (Jerry) Bennett, Vice Chair (R)  
Rep. Chuck Hunter, Vice Chair (D)  
Rep. Alan Doane (R)  
Rep. Kimberly Dudik (D)  
Rep. Jennifer Eck (D)  
Rep. Greg Hertz (R)  
Rep. Austin Knudsen (R)  
Rep. Mike Miller (R)  
Rep. Keith Regier (R)  
Rep. Kathleen Williams (D)  
Rep. Art Wittich (R)  
Rep. Tom Woods (D)

**Members Excused:** Rep. Sarah Laszloffy (R); Rep. Margaret (Margie) MacDonald (D);  
Rep. Lee Randall (R)

**Members Absent:** None

**Staff Present:** Cj Johnson, Committee Secretary  
Helen Thigpen, Legislative Services Division (LSD)  
Jaret Coles, Legislative Services Division (LSD)

**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:** Discussion and temporary passage of House Rules for the 2015 Legislative Session.

00:00:00 Chair Essmann

**Discussion:**

00:02:28 Ms. Susan Fox, Director, Legislative Services Division (LSD).

00:03:23 The committee agreed that a proxy can be given to a fellow member for the committee records.

00:03:62 **Motion:** Vice Chair Rep. Gerald (Jerry) Bennett moved to adopt LC HRUL (House Rules Resolution).  
[EXHIBIT\(ruh00a01\)](#)

00:04:00 Helen Thigpen, LSD  
[EXHIBIT\(ruh00a02\)](#)

**Discussion:**

00:09:09 Rep. Williams

00:09:54 Helen Thigpen, LSD

00:10:24 Chair Essmann

00:10:27 Rep. Williams

00:11:55 Rep. Wittich

00:12:28 Rep. Hunter

00:13:43 **Motion/Vote:** Chair Essmann moved to adopt the suggested rule changes reviewed by Ms. Thigpen with the exclusion of proposal #5 (Exhibit 2). Motion carried unanimously by voice vote. Representatives Laszloffy, MacDonald, and Randall voted by proxy.

**Discussion:**

00:14:32 Rep. Miller

00:14:44 Chair Essmann

00:15:20 Rep. Williams

00:16:12 Rep. Knudsen

00:16:32 Helen Thigpen, LSD

00:16:47 Susan Fox, LSD

00:17:24 Helen Thigpen, LSD

00:18:24 Rep. Knudsen

00:18:59 Helen Thigpen, LSD

00:19:15 Chair Essmann

00:19:23 Rep. Hunter

00:19:53 **Motion/Vote:** Chair Essmann moved to adopt proposal #5 (Exhibit 2). Motion carried 10-6 by roll call vote with Representatives Hunter, Dudik, Eck, MacDonald, Williams, and Woods voting no. Representatives Laszloffy, MacDonald, and Randall voted by proxy.  
[EXHIBIT\(ruh00a03\)](#)

00:22:26 Chair Essmann turned the gavel over to Vice Chair Rep. Jerry Bennett.

00:22:46 **Motion:** Rep. Essmann moved to adopt amendment LC HRUL05.ATE.  
[EXHIBIT\(ruh00a04\)](#)

**Discussion:**

00:25:24 Rep. Hunter  
00:26:54 Rep. Williams  
00:27:27 Rep. Essmann  
00:27:57 Helen Thigpen  
00:28:36 Rep. Williams  
00:29:08 Rep. Essmann

00:29:25 Rep. Essmann **WITHDREW** his motion.

00:29:50 **Motion:** Rep. Essmann moved to adopt amendment LC HRUL06.ATE.  
[EXHIBIT\(ruh00a05\)](#)

00:30:13 **Vote:** Motion carried unanimously by voice vote. Representatives Laszloffy, MacDonald, and Randall voted by proxy.

00:30:54 **Motion:** Rep. Essmann moved to adopt amendment LC HRUL07.ATE.  
[EXHIBIT\(ruh00a06\)](#)

**Information Witness:**

00:32:50 Rep. White, HD 64

00:34:42 **Conceptual Motion:** Rep. Woods offered a conceptual amendment to insert "by registered lobbyist" after the word "lobbying" on line 6, page 10 (Exhibit 1).

**Discussion:**

00:35:41 Rep. Regier  
00:37:16 Rep. Wittich  
00:38:54 Rep. Essmann  
00:39:56 Rep. Knudsen  
00:40:26 Rep. Essmann  
00:41:58 Rep. Woods  
00:42:12 Rep. Hertz  
00:42:51 Rep. Williams  
00:43:20 Rep. Essmann  
00:44:15 Rep. Williams  
00:44:34 Rep. Essmann

00:44:35 **Vote:** Motion failed 6-10 by roll call vote with Representatives Hunter, Dudik, Eck, MacDonald, Williams, and Woods voting aye. Representatives Laszloffy, MacDonald, and Randall voted by proxy.  
[EXHIBIT\(ruh00a07\)](#)

00:46:29 **Vote:** Motion carried on original motion15-1 by voice vote with Representative Williams voting no. Representatives Laszloffy, MacDonald, and Randall voted by proxy.

00:47:04 **Motion:** Rep. Essmann moved to adopt amendment LC HRUL08.ATE.  
[EXHIBIT\(ruh00a08\)](#)

**Information Witness:**

00:53:21 Rep. White, HD 64

**Discussion:**

00:53:53 Helen Thigpen, LSD  
00:54:11 Rep. Hunter  
00:57:13 Rep. Essmann  
00:57:55 Rep. Knudsen  
00:59:16 Jaret Coles, LSD  
00:59:32 Rep. Williams  
01:00:19 Rep. Essmann  
01:01:50 Rep. Woods  
01:04:35 Rep. Wittich  
01:05:07 Rep. Essmann  
01:05:38 Rep. Hunter  
01:06:28 Rep. Williams  
01:07:10 Rep. Wittich

01:08:29 Rep. Essmann **WITHDREW** his motion.

01:09:14 **Motion:** Rep. Essmann moved to adopt amendment LC HRUL09.ATE.  
[EXHIBIT\(ruh00a09\)](#)

01:09:56 **Substitute Motion:** Rep. Hunter made a substitute motion to adopt amendment HJ000020.AJC.  
[EXHIBIT\(ruh00a10\)](#)

**Discussion:**

01:12:05 Jaret Coles, LSD  
01:12:45 Rep. Hunter  
01:14:00 Rep. Essmann

01:14:05 Rep. Hunter **WITHDREW** his motion.

01:14:56 **Motion:** Rep. Hunter moved to combine and adopt amendment HJ000020.AJC (Exhibit 10), and amendment LC HRUL09.ATE (Exhibit 9).

**Informational Witness:**

01:15:31 Clayton Fiscus, HD 43

**Discussion:**

01:18:28 Rep. Miller  
01:19:35 Rep. Regier  
01:20:28 Rep. Williams  
01:21:08 Helen Thigpen, LSD  
01:22:17 Jaret Coles, LSD

01:23:25 **Vote:** Motion carried unanimously by voice vote. Representatives Laszloffy, MacDonald, and Randall voted by proxy

01:24:23 **Motion:** Rep. Essmann moved to adopt amendment LC HRUL10.ATE.  
[EXHIBIT\(ruh00a11\)](#)

**Discussion:**

01:26:10 Rep. Dudik

01:27:20 Rep. Essmann

01:28:51 **Conceptual Amendment:** Rep. Dudik moved to adopt a conceptual amendment on use of cell phones and electronic devices on line 27, page 20, (Exhibit 1) after the word "chairman", and insert "unless the device is being used as research for the committee".

**Discussion:**

01:29:20 Rep. Hunter

01:30:57 Rep. Miller

01:31:12 Rep. Williams

01:32:17 Susan Fox, LSD

01:32:50 Rep. Williams

01:34:34 Rep. Miller

01:35:39 Rep. Knudsen

01:37:20 Rep. Dudik **WITHDREW** her motion.

**Discussion:**

01:38:20 Rep. Regier

01:38:46 Rep. Essmann **WITHDREW** his motion.

01:39:31 **Motion:** Rep. Essmann moved to adopt amendment LC HRUL02.ATE.  
[EXHIBIT\(ruh00a12\)](#)

**Discussion:**

01:41:59 Rep. Hunter

01:43:48 Rep. Wittich

01:46:13 Rep. Miller

01:46:35 Rep. Hunter

01:48:23 Rep. Williams

01:48:43 Rep. Hunter

01:50:28 **Vote:** Motion carried 10-6 by roll call vote with Representatives Hunter, Dudik, Eck, MacDonald, Williams, and Woods voting no. Representatives Laszloffy, MacDonald, and Randall voted by proxy.

[EXHIBIT\(ruh00a13\)](#)

01:51:38 Chairman Essmann took over the hearing.

01:52:30 **Motion:** Rep. Woods moved to adopt amendment LC HRUL11.ATE.  
[EXHIBIT\(ruh00a14\)](#)

**Discussion:**

01:54:41 Chair Essmann  
01:55:06 Rep. Hunter  
01:55:56 Rep. Hertz  
01:56:45 Rep. Wittich  
01:57:25 Rep. Hunter  
01:58:40 Rep. Wittich  
01:59:16 Rep. Hunter  
01:59:50 Rep. Knudsen

02:00:29 **Vote:** Motion carried 9-7 by roll call vote with Representatives Hunter, Dudik, Eck, MacDonald, Williams, Woods, and Chair Essmann voting no. Representatives Laszloffy, MacDonald, and Randall voted by proxy  
[EXHIBIT\(ruh00a15\)](#)

02:02:31 **Motion:** Rep. Woods moved to adopt amendment LC HRUL04.ATE.  
[EXHIBIT\(ruh00a16\)](#)

**Discussion:**

02:04:30 Rep. Regier  
02:05:30 Rep. Hunter  
02:06:11 Rep. Miller  
02:07:12 Chair Essmann  
02:07:37 Rep. Woods

02:08:08 **Vote:** Motion failed 6-10 by roll call vote with Representatives Hunter, Dudik, Eck, MacDonald, Williams, and Woods voting aye. Representatives Laszloffy and MacDonald voted by proxy.  
[EXHIBIT\(ruh00a17\)](#)

02:09:45 **Motion/Vote:** Chair Essmann moved to adopt the resolution as amended. Motion carried unanimously by voice vote. Representatives Laszloffy and MacDonald voted by proxy.

**ADJOURNMENT**

Adjournment: 02:10:35

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Cj Johnson, Secretary

Cj

Additional Documents:

Additional Documents:

**EXHIBIT([ruh00aad.pdf](#))**