

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Jeff Essmann, on February 23, 2015 at 8:00 AM, in Room 455
Capitol

ROLL CALL

Members Present:

Rep. Jeff Essmann, Chair (R)
Rep. Casey Schreiner, Vice Chair (D)
Rep. Bryce Bennett (D)
Rep. Bob Brown (R)
Rep. Moffie Funk (D)
Rep. Frank Garner (R)
Rep. Edward Greef (R)
Rep. Denise Hayman (D)
Rep. Jessica Karjala (D)
Rep. Debra Lamm (R)
Rep. Forrest Mandeville (R)
Rep. Wendy McKamey (R)
Rep. Dale Mortensen (R)
Rep. Jean Price (D)
Rep. Ray L. Shaw (R)
Rep. Kathy Swanson (D)
Rep. Susan Webber (D)

Members Excused:

Rep. Bill Harris, Vice Chair (R)
Rep. Austin Knudsen (R)
Rep. Art Wittich (R)

Members Absent: None

Staff Present: Jennifer Petersen, 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: HB 562, 2/20/2015; HB 564, 2/20/2015; HB 567, 2/20/2015; HB 571, 2/20/2015; HB 575, 2/20/2015; HB 578, 2/20/2015; HB 580, 2/20/2015

00:00:01 Chair Essmann

HEARING ON HB 578

Opening Statement by Sponsor:

00:01:30 Rep. Mike Lang (R), HD 33, opened the hearing on HB 578, Designate Northeast Montana Veterans Memorial Park on state maps.

00:04:21 Chair Essmann

Proponents' Testimony:

00:04:30 Sen. Brenden

00:05:24 Gary White, American Legion of Montana

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:06:18 Rep. B. Brown

00:06:46 Rep. Lang

00:06:54 Rep. McKamey

00:07:08 Rep. Lang

Closing by Sponsor:

00:07:56 Rep. Lang

00:08:42 Chair Essman

HEARING ON HB 588

Opening Statement by Sponsor:

00:09:08 Rep. Rob Cook (R), HD 18, opened the hearing on HB 588, Revise laws related to a reduction in funding.

Proponents' Testimony:

00:10:36 Dan Villa, Budget Director, Office of Budget and Program Planning (OBPP)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:12:03 Chair Essmann

00:12:19 Rep. Cook

00:13:54 Chair Essmann

00:14:25 Rep. Cook

00:14:56 Chair Essmann

Closing by Sponsor:

00:15:03 Rep. Cook

00:16:04 Chair Essmann

HEARING ON HB 564

Opening Statement by Sponsor:

00:16:24 Rep. Andrew Person (D), HD 96, opened the hearing on HB 564, Revise social security laws.

Proponents' Testimony:

00:17:18 Sheila Hogan, Director, Department of Administration (DOA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:19:51 Rep. Lamm

00:20:38 Sheila Hogan, DOA

Closing by Sponsor:

00:21:18 Rep. Person

00:21:32 Chair Essmann

HEARING ON HB 571

Opening Statement by Sponsor:

00:21:51 Rep. Kathleen Williams (D), HD 61, opened the hearing on HB 571, Revise laws related to the legislative calendar.

EXHIBIT(sth41a01)

EXHIBIT(sth41a02)

EXHIBIT(sth41a03)

00:34:09 Chair Essmann, Brief Recess

00:36:45 Chair Essmann, Reconvene

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

00:37:08 Lisa Kimmet, Elections and Government Services Deputy, Office of the Secretary of State (SOS)

EXHIBIT(sth41a04)

00:41:30 Chair Essmann

Questions from Committee Members and Responses:

00:41:48 Rep. Garner

00:42:23 Rep. Williams

00:44:23 Rep. Garner

00:44:32 Rep. Williams
00:45:02 Chair Essmann
00:46:20 Rep. Williams
00:47:18 Rep. Mandeville
00:48:13 Rep. Williams
00:48:51 Chair Essmann
00:48:58 Rep. Mandeville
00:49:09 Lisa Kimmet, SOS
00:49:57 Rep. McKamey
00:50:07 Rep. Wittich
00:50:41 Rep. Williams
EXHIBIT(sth41a05)
EXHIBIT(sth41a06)
00:52:10 Rep. Wittich
00:53:04 Rep. Williams
00:53:35 Rep. Wittich
00:54:05 Rep. Williams
00:55:33 Rep. Lamm
00:55:45 Rep. Williams
00:56:00 Sen. Hansen (SD 14)--*proponent*
00:59:27 Chair Essmann
01:00:46 Rep. Williams
01:02:01 Chair Essmann
01:02:12 Rep. Williams
01:02:49 Chair Essmann
01:03:53 Rep. Williams
01:04:27 Rep. Wittich
01:05:02 Rep. Williams
01:05:57 Rep. Wittich
01:06:35 Rep. Williams
01:06:43 Rep. Wittich
01:06:46 Rep. Williams
01:06:54 Rep. Wittich
01:07:03 Rep. Williams
01:07:07 Rep. Wittich
01:07:40 Rep. Williams
01:08:22 Rep. Hayman
01:08:45 Rep. Williams

Closing by Sponsor:

01:09:56 Rep. Williams
01:11:23 Chair Essmann

HEARING ON HB 575**Opening Statement by Sponsor:**

01:11:41 Rep. Tom Burnett (R), HD 67, opened the hearing on HB 575, Providing transparency for state-administered grants.
01:18:04 Chair Essmann

Proponents' Testimony:

01:18:18 Rep. Ballance (HD 87)
01:20:56 Chair Essmann

Opponents' Testimony: None

[EXHIBIT\(sth41a07\)](#)

Informational Testimony: None**Questions from Committee Members and Responses:**

01:21:41 Rep. Lamm
01:22:11 Rep. Ballance (HD 87)
01:22:36 Rep. Lamm
01:22:47 Rep. Ballance (HD 87)
01:23:11 Rep. B. Bennett
01:23:32 Rep. Burnett
01:23:54 Rep. Wittich
01:24:36 Rep. Burnett
01:26:48 Rep. McKamey
01:27:10 Rep. Burnett
01:27:32 Rep. McKamey
01:27:39 Rep. Burnett

Closing by Sponsor:

01:28:20 Rep. Burnett
01:28:41 Chair Essmann

HEARING ON HB 580**Opening Statement by Sponsor:**

01:28:59 Rep. Bryce Bennett (D), HD 91, opened the hearing on HB 580, Prohibiting certain persons from distributing certain items at polling places.
01:30:30 Chair Essmann

Proponents' Testimony: None**Opponents' Testimony:** None**Informational Testimony:** None**Questions from Committee Members and Responses:**

01:30:57 Rep. Wittich
01:31:45 Rep. B. Bennett
01:32:00 Rep. Karjala
01:32:45 Rep. B. Bennett
01:33:56 Chair Essmann
01:34:07 Rep. B. Bennett
01:34:30 Rep. Wittich
01:34:56 Rep. B. Bennett

01:35:22 Rep. Funk
01:36:08 Rep. B. Bennett

Closing by Sponsor:

01:36:50 Rep. B. Bennett
01:37:09 Chair Essmann

HEARING ON HB 562

Opening Statement by Sponsor:

01:37:30 Rep. G. Bruce Meyers (R), HD 32, opened the hearing on HB 562, Require agency reporting on financial assistance to tribes.
01:44:03 Chair Essmann

Proponents' Testimony:

01:44:15 Geraldine Roullier, The Confederated Salish and Kootenai Tribes (CSKT)
EXHIBIT(sth41a08)
01:48:58 Rep. Ballance (HD 87)
01:51:22 Chair Essmann
01:51:34 Ruben Horseman, self
01:52:57 Leland Ground, Blackfeet Tribe
01:58:59 Russell Standing Rock, Chippewa Cree Tribe
02:05:27 Dominique Meyers, Chippewa Cree Tribe
02:10:43 Shane Morigeau, The Confederated Salish and Kootenai Tribes (CSKT)
02:11:45 Rep. Burnett (HD 67)

Opponents' Testimony: None

Informational Testimony:

02:12:53 Dan Villa, Budget Director, Office of Budget and Program Planning (OBPP)

Questions from Committee Members and Responses:

02:13:45 Rep. McKamey
02:14:39 Dominique Meyers, Chippewa Cree Tribe
02:14:57 Rep. McKamey
02:15:15 Dan Villa, OBPP
02:15:44 Rep. Garner
02:16:07 Rep. Meyers
02:17:25 Rep. Karjala
02:17:39 Rep. Meyers
02:18:29 Chair Essmann
02:19:03 Dan Villa, Budget Director, OBPP
02:19:46 Rep. Schreiner
02:20:18 Dan Villa, OBPP
02:20:22 Rep. Schreiner
02:21:00 Rep. Meyers
02:21:54 Rep. Schreiner
02:22:43 Rep. Meyers
02:23:31 Rep. McKamey

02:23:47 Rep. Schreiner
02:23:54 Rep. Wittich
02:24:14 Rep. Ballance (HD 87)
02:24:47 Rep. Wittich
02:25:04 Dan Villa, OBPP
02:25:10 Rep. Lamm
02:25:21 Rep. Karjala
02:25:46 Rep. Meyers
02:27:33 Rep. Karjala
02:27:47 Rep. Meyers
02:27:53 Rep. Karjala
02:28:16 Rep. Meyers
02:28:51 Rep. Schreiner
02:29:32 Rep. Ballance (HD 87)

Closing by Sponsor:

02:29:49 Rep. Meyers
02:34:10 Chair Essmann

02:35:19 Rep. Garner
02:35:30 Chair Essmann,
02:35:35 Rep. Schreiner
02:35:42 Chair Essmann, Recess
03:04:52 Chair Essmann, Reconvene (*Rep. Wittich and Rep. Knudsen not present*)

EXECUTIVE ACTION ON HB 562

03:05:32 **Motion:** Rep. Garner moved that **HB 562 DO PASS.**

Discussion:

03:05:40 Rep. Garner
03:05:45 Rep. Schreiner
03:06:38 Rep. Mandeville
03:07:11 Chair Essmann
03:07:56 Rep. B. Bennett
03:08:58 Rep. Webber
03:10:00 Rep. Harris

03:10:44 **Vote:** Motion carried 18-2 by roll call vote with Rep. Funk and Rep. Schreiner voting no. Rep. Knudsen and Rep. Wittich voted by proxy.

EXECUTIVE ACTION ON HB 564

03:12:15 Sheri Scurr, Legislative Services Division (LSD)
03:12:39 **Motion:** Rep. Harris moved that **HB 564 DO PASS.**

03:12:53 **Vote:** Motion carried 19-1 by voice vote with Rep. Lamm voting no. Rep. Knudsen and Rep. Wittich voted by proxy.

EXECUTIVE ACTION ON HB 575

03:14:06 **Motion:** Rep. Harris moved that **HB 575 DO PASS.**

03:14:13 Sheri Scurr, LSD

03:14:30 Rep. Lamm

03:14:40 Sheri Scurr, LSD

03:15:07 Rep. Lamm

03:15:19 Sheri Scurr, LSD

03:15:35 **Motion:** Rep. Lamm moved that **HB 575 BE CONCEPTUALLY AMENDED TO REPLACE "NONSTATE ENTITIES" ON LINE 13 WITH "ANY GRANTEE" AND TO MAKE SUBSEQUENT CHANGES THROUGHOUT THE ENTIRE BILL.**

03:15:45 Rep. Schreiner

03:16:00 Chair Essmann

03:16:04 Without objection, Rep. Lamm **withdrew the BE AMENDED** motion.

03:16:08 Without objection, Rep. Harris **withdrew the DO PASS** motion.

03:16:14 Chair Essmann

EXECUTIVE ACTION ON HB 578

03:16:58 **Motion:** Rep. Harris moved that **HB 578 DO PASS.**

03:17:05 Sheri Scurr, LSD

03:17:21 **Vote:** Motion carried unanimously by voice vote. Rep. Knudsen and Rep. Wittich voted by proxy.

DISCUSSION ON HB 580

03:18:10 Sheri Scurr, LSD

03:18:36 Chair Essmann

Discussion:

03:18:38 Sheri Scurr, LSD

03:19:26 Chair Essmann

03:19:33 Rep. B. Bennett

03:19:44 Rep. Price

03:19:56 Chair Essmann

03:20:04 Rep. Price

03:20:15 Chair Essmann
03:20:22 Rep. Schreiner
03:20:33 Chair Essmann

EXECUTIVE ACTION ON HB 588

03:20:58 **Motion:** Rep. Harris moved that **HB 588 DO PASS.**

Discussion:

03:21:04 Sheri Scurr, LSD
03:21:19 Chair Essmann
03:23:06 Rep. B. Brown
03:23:44 Chair Essmann
03:23:52 Rep. B. Brown
03:24:14 Chair Essmann
03:24:16 Rep. B. Bennett
03:24:43 Rep. Mandeville

03:25:13 **Vote:** Motion carried unanimously by voice vote. Rep. Knudsen and Rep. Wittich voted by proxy.

03:25:52 Chair Essmann

EXECUTIVE ACTION ON HB 86

03:26:36 **Motion:** Rep. Harris moved that **HB 86 DO PASS.**

03:26:45 Sheri Scurr, LSD
[EXHIBIT\(sth41a09\)](#)

03:27:53 **Substitute Motion:** Rep. Garner made a substitute motion that **HB 86 BE TABLED.**

03:28:17 **Vote:** Motion carried 12-8 by roll call vote with Rep. Bennett, Rep. Funk, Rep. Hayman, Rep. Karjala, Rep. Price, Rep. Schreiner, Rep. Swanson and Rep. Webber voting no. Rep. Knudsen and Rep. Wittich voted by proxy.

EXECUTIVE ACTION ON HB 529

03:29:39 Sheri Scurr, LSD

03:29:55 **Motion:** Rep. Harris moved that **HB 529 DO PASS.**

03:30:15 Sheri Scurr, LSD
[EXHIBIT\(sth41a10\)](#)

03:30:39 **Motion:** Rep. B. Bennett moved that **HB 529 BE AMENDED.**

- 03:31:42 Chair Essmann
03:31:45 Rep. Lamm
03:32:05 Rep. B. Bennett
- 03:32:35 **Vote:** Motion carried 19-1 by voice vote with Rep. Schreiner voting no. Rep. Knudsen and Rep. Wittich voted by proxy.
- 03:32:55 **Motion:** Rep. Harris moved that **HB 529 DO PASS AS AMENDED.**
- 03:33:06 **Vote:** Motion carried unanimously by voice vote. Rep. Knudsen and Rep. Wittich voted by proxy.

EXECUTIVE ACTION ON HB 454

- 03:33:41 Chair Essmann
03:33:53 Sheri Scurr, LSD
- 03:34:12 **Motion:** Rep. Harris moved that **HB 454 DO PASS.**
- 03:34:30 Rep. Schreiner
- 03:34:53 **Vote:** Motion carried 11-9 by roll call vote with Rep. B. Brown, Rep. Essmann, Rep. Harris, Rep. Knudsen, Rep. Lamm, Rep. Mandeville, Rep. McKamey, Rep. Mortensen and Rep. Wittich voting no. Rep. Knudsen and Rep. Wittich voted by proxy.

EXECUTIVE ACTION ON HB 48

- 03:36:07 Chair Essmann
03:36:59 Rep. B. Bennett
03:37:07 Chair Essmann
- 03:37:14 **Motion:** Rep. B. Bennett moved that **HB 48 BE REMOVED FROM TABLE.**
- 03:38:12 **Vote:** Motion failed 8-10 by roll call vote with Rep. Bennett, Rep. Funk, Rep. Hayman, Rep. Karjala, Rep. Price, Rep. Schreiner, Rep. Swanson and Rep. Webber voting aye. Rep. Knudsen and Rep. Wittich were excused.
- 03:39:41 Chair Essmann

ADJOURNMENT

Adjournment: 03:39:49

Jennifer Petersen, Secretary

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Additional Documents:

EXHIBIT([sth41aad.pdf](#))