

MINUTES

MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Dee Brown, on March 11, 2015 at 3:00 PM, in Room 335 Capitol

ROLL CALL

Members Present:

Sen. Dee Brown, Chair (R)
Sen. Roger Webb, Vice Chair (R)
Sen. Robyn Driscoll (D)
Sen. Jedediah Hinkle (R)
Sen. Douglas (Doug) Kary (R)
Sen. Sue Malek (D)
Sen. Lea Whitford (D)

Members Excused: None

Members Absent: None

Staff Present: Nadine Spencer, Committee Secretary
Rachel Weiss, 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 69, 2/26/2015; HB 198, 2/26/2015; HB 209, 2/26/2015; HB 392, 2/26/2015

Executive Action: HJ 8, Be Concurred In; HJ 12, Be Concurred In As Amended; HB 107, Be Concurred In As Amended; HB 124, Be Concurred In; HB 54, Be Concurred In; HB 85, Be Concurred In As Amended

EXECUTIVE ACTION ON HJ 18

00:00:57 Sen. Webb

00:01:19 **Motion:** Sen. Driscoll moved that **HJ 8 BE CONCURRED IN.**

Discussion:

00:01:30 Chair Brown

00:01:54 **Vote:** Motion carried 6-1 by voice vote with Sen. Hinkle voting no. Sen. Buttrey will carry the bill.

EXECUTIVE ACTION ON HJ 12

00:02:32 **Motion:** Sen. Webb moved that **HJ 12 BE CONCURRED IN.**

Discussion:

00:02:59 Chair Brown

00:03:35 **Motion:** Sen. D. Brown moved that **HJ 12 BE AMENDED.**
EXHIBIT(sts50a01)

Discussion:

00:04:07 Sen Kary

00:04:12 Chair Brown

00:04:44 **Vote:** Motion carried unanimously by voice vote.

00:05:02 **Motion:** Sen. Webb moved that **HJ 12 BE CONCURRED IN AS AMENDED.**

Discussion:

00:05:17 Sen. Hinkle

00:05:27 Chair Brown

00:06:14 Sen. Kary

00:06:28 Sen. Malek

00:06:53 Chair Brown

00:07:38 Sen. Whitford

00:09:25 Chair Brown

00:10:45 Sen. Whitford

00:11:01 Chair Brown

00:11:35 **Vote:** Motion carried 6-1 by roll call vote with Sen. Whitford voting no. Sen. Brown will carry the bill.

HEARING ON HB 209**Opening Statement by Sponsor:**

00:12:56 Rep. Casey Schreiner (D), HD 25, opened the hearing on HB 209, Revise laws related to designation of an agent to assist an elector.

Proponents' Testimony:

00:15:22 Lisa Kimmet, elections and government services deputy, Office of the Secretary of State (SOS)

00:16:22 Beth Brenneman, staff attorney, Disability Rights Montana

EXHIBIT(sts50a02)

00:18:30 Joel Peden, representing Montana Centers for Independent Living

00:19:56 Linda Stoll, representing Montana Clerks and Recorders and Election Administrators

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

00:21:05 Sen. Kary

00:21:52 Ms. Kimmet (SOS)

00:22:48 Sen. Kary

00:22:56 Ms. Kimmet

00:23:04 Sen. Kary

00:23:11 Ms. Kimmet

00:23:27 Sen. Hinkle

00:24:31 Ms. Kimmet

00:25:46 Sen. Hinkle

00:26:19 Ms. Kimmet

00:26:48 Sen. Hinkle

00:27:22 Ms. Kimmet

00:28:17 Chair Brown

00:28:36 Ms. Kimmet

00:28:58 Chair Brown

00:29:15 Ms. Kimmet

00:29:37 Ms. Brenneman, DRM

Closing by Sponsor:

00:30:03 Rep. Schreiner

Chair Brown left the hearing and Vice Chair Webb assumed the role as chair.

HEARING ON HB 198

Opening Statement by Sponsor:

00:31:56 Rep. Keith Regier (R), HD 4, opened the hearing on HB 198, Revise election laws related to names on the ballot.

[EXHIBIT\(sts50a03\)](#)

Proponents' Testimony:

00:34:35 Linda McCulloch, Montana Secretary of State

[EXHIBIT\(sts50a04\)](#)

Chair Brown returned to the hearing and resumed the role as chair.

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:36:15 Chair Brown

00:36:37 Rep. Regier

Closing by Sponsor:

00:36:48 Rep. Regier

HEARING ON HB 69

Opening Statement by Sponsor:

00:37:5 Rep. Geraldine Custer (R), HD 39, opened the hearing on HB 69, Update training requirements for election administrators.

00:39:28 Chair Brown

00:39:35 Rep. Custer

Proponents' Testimony:

00:40:15 Linda McCulloch, Montana Secretary of State

[EXHIBIT\(sts50a05\)](#)

00:44:04 Audrey Dufrechou, elections supervisor, Lewis and Clark County (LCC)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:47:44 Sen. Kary
00:48:34 Ms. Dufrechou, LCC
00:49:35 Sen. Kary
00:49:53 Ms. McCulloch, SOS
00:51:04 Sen. Hinkle
00:51:21 Ms. McCulloch
00:52:11 Chair Brown
00:52:51 Ms. McCulloch
00:53:26 Sen. Whitford
00:53:50 Rachel Weiss, research analyst, Legislative Services Division (LSD)

Closing by Sponsor:

00:54:06 Rep. Custer

HEARING ON HB 392**Opening Statement by Sponsor:**

00:56:58 Rep. Frank Garner (R), HD 7, opened the hearing on HB 392, Establish reemployment provisions for MPORS members.

Proponents' Testimony:

01:00:37 Randy Robinson, self, former member Havre Police Department
01:07:41 Jerry Williams, executive director, Montana Police Protective Association (MPPA)
01:08:32 Dore Schwinden, executive director, Montana Public Employee Retirement Administration (MPERA)

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

01:09:34 Sen. Hinkle
01:10:14 Mr. Schwinden MPERA
01:10:34 Sen. Kary
01:11:42 Mr. Schwinden
01:11:53 Sen. Kary
01:12:11 Mr. Schwinden
01:12:26 Chair Brown
01:12:41 Sen. Kary
01:12:48 Mr. Schwinden
01:12:56 Sen. Kary
01:13:07 Chair Brown
01:13:22 Mr. Schwinden

01:13:37 Mr. Williams, MPPA
01:14:18 Sen. Kary
01:14:56 Mr. Williams
01:16:03 Sen. Kary
01:16:19 Mr. Williams
01:16:30 Sen. Kary
01:16:45 Mr. Williams
01:17:19 Chair Brown
01:17:59 Mr. Williams
01:18:20 Sen. Hinkle
01:18:59 Mr. Williams

01:19:05 Sen. Webb left the hearing.

01:19:14 Sen. Hinkle
01:19:46 Mr. Williams

Closing by Sponsor:

01:20:42 Rep. Garner

01:22:56 Recess
01:31:56 Reconvene

EXECUTIVE ACTION ON HB 54

01:32:24 **Motion:** Sen. Driscoll moved that **HB 54 BE CONCURRED IN.**

Discussion:

01:32:36 Chair Brown
01:32:54 Rachel Weiss, research analyst, Legislative Services Division (LSD)
01:33:07 Chair Brown

01:33:22 **Vote:** Motion carried unanimously by voice vote. Sen. Webb voted by proxy.
Sen. Malek will carry the bill.

EXECUTIVE ACTION ON HB 85

01:33:49 **Motion:** Sen. Driscoll moved that **HB 54 BE CONCURRED IN.**

Discussion:

01:33:58 Chair Brown
01:34:08 Rachel Weiss, research analyst, Legislative Services Division (LSD)
01:34:41 Chair Brown

01:35:23 **Motion:** Sen. Malek moved that **HB 85 BE AMENDED.**

[EXHIBIT\(sts50a06\)](#)

Discussion:

01:35:33 Chair Brown
 01:35:39 Ms. Weiss, LSD
 01:36:23 Chair Brown
 01:36:19 Ms. Weiss
 01:37:01 Chair Brown
 01:37:17 Ms. Weiss
 01:37:38 Chair Brown
 01:37:53 Shawn Graham, executive director, Teachers' Retirement System (TRS)
 01:40:00 Chair Brown
 01:40:11 Mr. Graham
 01:40:44 Chair Brown

01:40:59 **Vote:** Motion carried 6-1 by voice vote with Sen. Kary voting no. Sen. Webb voted by proxy.

01:41:35 **Motion/Vote:** Sen. Malek moved that **HB 85 BE CONCURRED IN AS AMENDED**. Motion carried unanimously by voice vote. Sen. Webb voted by proxy. Sen. Facey will carry the bill.

EXECUTIVE ACTION ON HB 107

01:42:32 **Motion:** Sen. Malek moved that **HB 107 BE CONCURRED IN**.

Discussion:

01:42:45 Chair Brown
 01:42:53 Rachel Weiss, research analyst, Legislative Services Division (LSD)
 01:43:30 Sen. Malek
 01:44:00 Chair Brown
 01:44:13 Ms. Weiss, LSD

01:44:36 **Motion:** Sen. Malek moved that **HB 107 BE AMENDED**.
[EXHIBIT\(sts50a07\)](#)

Discussion:

01:44:45 Chair Brown
 01:45:12 Ms. Weiss
 01:45:50 Sen. Kary
 01:46:03 Sen. Malek

01:46:26 **Vote:** Motion carried unanimously by voice vote. Sen. Webb voted by proxy.

01:46:52 **Motion/Vote:** Sen. Malek moved that **HB 107 BE CONCURRED IN AS AMENDED**. Motion carried unanimously by voice vote. Sen. Webb voted by proxy. Sen. Malek will carry the bill.

EXECUTIVE ACTION ON HB 124

01:48:13 **Motion:** Sen. Driscoll moved that **HB 124 BE CONCURRED IN.**

Discussion:

01:48:25 Chair Brown

01:48:39 Rachel Weiss, Legislative Services Division (LSD)

01:49:45 Chair Brown

01:49:52 Ms. Weiss, LSD

01:49:57 **Vote:** Motion carried unanimously by voice vote. Sen. Webb voted by proxy.
Sen. Kary will carry the bill.

ADJOURNMENT

Adjournment: 4:50 PM

Nadine Spencer, Secretary

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Additional Documents:

EXHIBIT([sts50aad.pdf](#))