

# Montana State Legislature

**2015 SESSION**

## **ADDITIONAL DOCUMENTS**

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[Signed by Chairman]

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**\*Any other documents, which were submitted after the committee hearing has ended and/or was submitted late [within 48 hours], regarding information in the committee hearing.**

**\*Witness Statements that were not presented as exhibits.**

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**2015 Legislative**

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**BUSINESS REPORT**

**MONTANA SENATE  
64th LEGISLATURE - REGULAR SESSION**

**SENATE STATE ADMINISTRATION COMMITTEE**

**Date:** Wednesday, February 11, 2015  
**Place:** Capitol

**Time:** 3:00 PM  
**Room:** 335

**BILLS and RESOLUTIONS HEARD:**

SB 220 - Repeal the electronic government advisory board and transfer duties - Sen. Christine Kaufmann  
SB 246 - Revise laws restricting use of sick leave & vacation time - Sen. JP Pomnichowski

**EXECUTIVE ACTION TAKEN:**

*SB 198 TABLED  
SB 195 TABLED  
SB 169 DO PASS AS AMENDED  
SB 121 TABLED  
SB 73 TABLED*

**Comments:**

  
\_\_\_\_\_  
SEN. Dee Brown, Chair





SENATE STANDING COMMITTEE REPORT

February 11, 2015  
Page 1 of 2

Madame President:

We, your committee on **State Administration** report that **Senate Bill 169** (first reading copy -- white) **do pass as amended.**

Signed:

  
Senator Dee Brown, Chair

**And, that such amendments read:**

1. Title, page 1, line 7.

**Following:** "VACANCIES;"

**Insert:** "REQUIRING THE GOVERNOR TO MAKE AN APPOINTMENT TO FILL A CERTAIN VACANCY IN THE LAST YEAR OF AN OFFICE'S TERM;"

2. Page 2, line 9.

**Following:** "(4) (a)"

**Insert:** "(i)"

3. Page 2, line 10.

**Following:** "held."

**Insert:** "(ii) (A)"

4. Page 2, line 11.

**Strike:** "new" through "commences"

**Insert:** "results of the regularly scheduled general election are certified.

(B) When the results are certified, the governor shall appoint the candidate who won the election for the senate seat to fill the remainder of the vacancy"

5. Page 2, line 12 through line 13.

**Following:** "(b)"

**Strike:** "The governor" on line 12 through "the office." on line 13

**Insert:** "Unless the appointment is made pursuant to subsection

**Committee Vote:**

**Yes 6, No 1**

Fiscal Note Required X

(4) (a) (ii) (B), when a vacancy occurs, if the vacating officeholder represented a political party eligible for primary election under 13-10-601, the person appointed by the governor pursuant to subsection (4) (a) (i) or (4) (a) (ii) must be of the same political party and must be selected by the governor as provided in subsections (5) and (6)."

6. Page 2, line 15.

**Following:** "that office."

**Insert:** "(5) Within 3 days after being notified of a vacancy, the governor shall notify the political party that was represented by the vacating officeholder.

(6) (a) Within 15 days after being notified of a vacancy, the state party central committee shall forward to the governor a list of three prospective appointees.

(b) The governor shall select an appointee from the list within 15 days after receiving it."

- END -

## BILL TABLED NOTICE

### SENATE STATE ADMINISTRATION COMMITTEE

The **SENATE STATE ADMINISTRATION COMMITTEE** TABLED

**SB 73 - Revise U.S. Senate vacancy laws - Sen. Tom Facey**

**SB 121 - Revise what employment by a PERS retiree is considered active member service - Sen. Douglas (Doug) Kary**

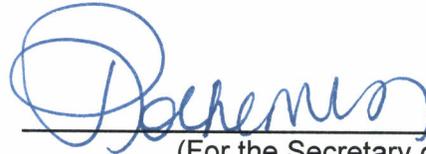
**SB 195 - Revise employment protections for national guard members of other states - Sen. Mary Caferro**

**SB 198 - Revise longevity laws for state employees - Sen. Mary Caferro**

by motion, on **Wednesday, February 11, 2015** (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).



(For the Committee)



(For the Secretary of the Senate)

7:00a / 2/12  
(Time) (Date)

February 11, 2015 (5:16pm)

Prudence Gildroy, Secretary

Phone: 444-4816

**MONTANA STATE SENATE**  
**Roll Call Vote**  
**STATE ADMINISTRATION COMMITTEE**

DATE 2-11-15 BILL NO SB 198 MOTION NO. 3-4  
 MOTION: DO PASS

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
VICE CHAIRMAN WEBB		X	X
SENATOR MALEK	X		
SENATOR DRISCOLL	X		
SENATOR HINKLE		X	
SENATOR KARY		X	
SENATOR WHITFORD	X		
CHAIRMAN BROWN		X	

7 Committee Members

**MONTANA STATE SENATE**  
**Roll Call Vote**  
**STATE ADMINISTRATION COMMITTEE**

DATE 2-11-15 BILL NO SB 198 MOTION NO. \_\_\_\_\_  
 MOTION: TABLE SB 198

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
VICE CHAIRMAN WEBB	X		X
SENATOR MALEK		X	
SENATOR DRISCOLL		X	
SENATOR HINKLE	X		
SENATOR KARY	X	/	
SENATOR WHITFORD		X	
CHAIRMAN BROWN	X		

7 Committee Members

**MONTANA STATE SENATE**  
**Roll Call Vote**  
**STATE ADMINISTRATION COMMITTEE**

DATE 2-11-15 BILL NO SB 195 MOTION NO. \_\_\_\_\_  
 MOTION: DO PASS

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
VICE CHAIRMAN WEBB		X	X
SENATOR MALEK	X		
SENATOR DRISCOLL	X		
SENATOR HINKLE		X	
SENATOR KARY		X	
SENATOR WHITFORD	X		
CHAIRMAN BROWN		X	

7 Committee Members

**MONTANA STATE SENATE**  
**Roll Call Vote**  
**STATE ADMINISTRATION COMMITTEE**

DATE 2-11-15 BILL NO SB195 MOTION NO. \_\_\_\_\_  
 MOTION: BE TABLED

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
VICE CHAIRMAN WEBB	X		X
SENATOR MALEK		X	
SENATOR DRISCOLL		X	
SENATOR HINKLE	X		
SENATOR KARY	X		
SENATOR WHITFORD		X	
CHAIRMAN BROWN	X		

7 Committee Members

**MONTANA STATE SENATE**  
**Roll Call Vote**  
**STATE ADMINISTRATION COMMITTEE**

DATE 2-11-15 BILL NO SB169 MOTION NO. \_\_\_\_\_  
 MOTION: DO PASS - AMENDMENT SB016901.ARW 6-1

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
VICE CHAIRMAN WEBB	X		X
SENATOR MALEK		X	
SENATOR DRISCOLL	X		
SENATOR HINKLE	X		
SENATOR KARY	X		
SENATOR WHITFORD	X		
CHAIRMAN BROWN	X		

7 Committee Members

**MONTANA STATE SENATE**  
**Roll Call Vote**  
**STATE ADMINISTRATION COMMITTEE**

DATE 2-11-15 BILL NO SB169 MOTION NO. \_\_\_\_\_

MOTION: BE AMENDED SB 016902.ARW 5-2

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
VICE CHAIRMAN WEBB	X		X
SENATOR MALEK	X		
SENATOR DRISCOLL		X	
SENATOR HINKLE	X		
SENATOR KARY	X		
SENATOR WHITFORD		X	
CHAIRMAN BROWN	X		

7 Committee Members

**MONTANA STATE SENATE**  
**Roll Call Vote**  
**STATE ADMINISTRATION COMMITTEE**

DATE 2-11-15 BILL NO SB169 MOTION NO. \_\_\_\_\_

MOTION: DO PASS AS AMENDED 6-1

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
VICE CHAIRMAN WEBB	X		X
SENATOR MALEK	X		
SENATOR DRISCOLL		X	
SENATOR HINKLE	X		
SENATOR KARY	X		
SENATOR WHITFORD	X		
CHAIRMAN BROWN	X		

7 Committee Members

**MONTANA STATE SENATE**  
**Roll Call Vote**  
**STATE ADMINISTRATION COMMITTEE**

DATE 2-11-15 BILL NO SB 73 MOTION NO. \_\_\_\_\_  
 MOTION: DO PASS

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
VICE CHAIRMAN WEBB		X	X
SENATOR MALEK		X	
SENATOR DRISCOLL		X	
SENATOR HINKLE		X	
SENATOR KARY		X	
SENATOR WHITFORD		X	
CHAIRMAN BROWN		X	

7 Committee Members

# SENATE PROXY

I, Senator Roger Webb, hereby authorize Senator \_\_\_\_\_ to vote my proxy before the Senate State Administration Committee meeting held on \_\_\_\_\_, 2015.

Senator Roger Webb  
 Senator Signature

2/11/15  
 Date

Said authorization is as follows: *(mark only one)*

- All votes, including amendments.
- All votes as directed below on the listed bills, and all other votes.
- Votes only as directed below.

Bill No./Amendment No.	Aye	No
SB 198		X
voice table	X	
SB 195		X
table	X	
SB 169	X	
amendment 16901.arw	X	
amendment 16902.arw	X	
SB 101 tabled	X	
SB 73		X
table	X	





**MONTANA STATE SENATE  
Visitors Register  
SENATE STATE ADMINISTRATION COMMITTEE**

**Wednesday, February 11, 2015**

**SB 246 - Revise laws restricting use of sick leave & vacation time**

**Sponsor: Sen. JP Pomnichowski**

**PLEASE PRINT**

Name	Representing	Support	Oppose	Info
Tom Schneider	MP&A	*		
Anjette Schaefer	DDA			X
<del>Riley Johnson</del>	<del>ALTB</del>		<del>X</del>	
Sheryl Wood	MACO		X	

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.



**MONTANA DEPARTMENT OF ADMINISTRATION**

"the backbone of state government"

Date: 2-11-14  
Bill No. SB 198

**Director's Office**

Steve Bullock, Governor • Sheila Hogan, Director

February 11, 2015

Senator Dee Brown, Chair  
Senate State Administration Committee  
Montana Legislature

Dear Senator Brown and members of the committee,

During last Wednesday's hearing on SB 198 regarding the Governor's bill on longevity allowances you asked that I supply more information regarding the bill's potential fiscal impact.

The State Human Resources Division staff has worked many hours to develop meaningful information on a potential fiscal impact for SB 198. Even using very broad assumptions, we still arrive at the conclusion that there is no practical way to determine an impact due to the myriad of variables involved in such a calculation. We have referred this information to OBPP and direct further questions to them.

In addition, you asked for information about the complexity of the bookkeeping that would be required as a result of this bill. I have been informed that passage of this bill would actually make the bookkeeping easier. Right now our SABHRS system has to track earned longevity hours one way and accrued vacation hours a second way. Passage of the bill would allow us to track hours using only one calculation.

Also, Senator Kary raised a question about positions being "held open" for employees potentially returning to a state employment after a break-in-service. Positions are not held open for terminating employees. Every re-hire is based on a competitive recruitment process.

Thank you for your consideration of this bill. Please contact me with any questions at 444-3033.

Sincerely,

Sheila Hogan, Director

cc: Senator Mary Caferro