



Legislative Council

65th Montana Legislature

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SUSAN FOX, Executive Director
TODD EVERTS, Legal Division Director
FONG HOM, Secretary

MINUTES LOG Rules Subcommittee Conference Call November 12, 2018 Room 137, Capitol Building Helena, Montana

Please note: This document is a Minutes Log and provides a notation of the time elapsed between the beginning of the meeting and the time at which the item was presented or discussed, a motion was made, or a vote was taken. The narrative presented here is provided only as a guide to the audio or video record of the meeting. The official discussion, motion, or vote is available on the audio or video archive of this meeting. The Legislature does not prepare a transcript of meeting activities. The time designation may be used to locate the referenced discussion on the audio or video recording of this meeting.

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Please contact the Legislative Services Division at 406-444-3064 for more information.

SUBCOMMITTEE MEMBERS PRESENT

SEN. FRED THOMAS (by phone)
SEN. EDWARD BUTTREY (by phone)

REP. JENNY ECK (by phone)
REP. SHANE MORIGEAU (by phone)

STAFF PRESENT

SUSAN BYORTH FOX, Executive Director
TODD EVERTS, Legal Director
FONG HOM, Committee Secretary

VISITORS' LIST (Attachment 1)

AGENDA (Attachment 2)

COMMITTEE ACTION

The Rules Subcommittee voted to refer the proposed changes to the Rules that were adopted at its August 22, 2018 meeting, to the Joint Rules Committee, House Rules Committee, and the Senate Rules Committee for their consideration.

CALL TO ORDER and ROLL CALL

00:08:38 Sen. Thomas called the meeting to order at 11:09 a.m. The secretary called roll. **(Attachment 3)** Everyone was present by phone.

REVIEW OF PROPOSED RULE CHANGE LANGUAGE

00:10:08 Todd Everts, Legal Director, referred the subcommittee to the document, "Legislative Council Rules Subcommittee Committee Legislative Rules Proposals". **(Exhibit 1)**

00:11:44 Mr. Everts noted that all the proposals contained in the table were voted on and approved by the subcommittee at its August 22, 2018, meeting, except for Proposal #2 and Proposal #7. He directed the subcommittee to the Joint Rules, line 1 on page 4, through line 26, page 5, which were the proposed amendments with respect to the current discrimination, harassment, and retaliation policy.

00:12:50 Mr. Everts said #1 and #3 of the Senate Rules, which implemented the policy adopted by the Legislative Council. Mr. Everts said that he wanted the subcommittee to see the language that was put in.

Questions

00:14:38 Sen. Buttrey asked if these proposed changes need to go before the full Council.

00:15:01 Sen. Thomas said that the Council can recommend those changes but the Council cannot put those changes into the rules.

Motion/Vote

00:15:34 Rep. Eck moved to refer the proposed changes to the Joint Rules Committee, House Rules Committee, and the Senate Rules Committee for their consideration. The motion passed unanimously by voice vote.

Discussion on the letter regarding the House Health and Human Services Committee

00:16:39 Susan Fox, Executive Director, discussed the reasoning behind the recommendation to change the House Health and Human Services Committee from a Class II committee to a Class I committee. **(Exhibit 2)**

00:17:28 Rep. Eck discussed the two options that were left on the table: one was to make the Health and Human Services an afternoon committee meeting everyday; and the second option was to switch the Health and Human Services Committee with the Taxation Committee.

Questions

00:18:25 Rep. Eck asked if that was something that the Council would need to weigh in

on.

- 00:18:28 Sen. Thomas said that it could develop some conflicts with committee structures.
- 00:19:06 Rep. Eck asked Mr. Everts if switching the two committees would require a rule change.
- 00:19:12 Rep. Eck asked if draft language is needed for either options.
- 00:19:36 Ms. Fox said that if you wanted to switch the Taxation Committee and the Health and Human Services Committee, you would have to propose a brief amendment in that same rule and move Taxation to a Class II committee.
- 00:20:29 Rep. Eck asked if this is something that is on the agenda for Legislative Council on Wednesday.
- 00:20:56 Ms. Fox said that there is an agenda item where the rules subcommittee reports on its recommendations. Ms. Fox said that issue is on the agenda if the Council wishes to have a discussion.
- 00:21:14 Sen. Thomas said that it may be best to hear those recommendations and then passed them on to the rules committees.

REVIEW AND ACTION ON ADDITIONAL RULE CHANGES

None

GENERAL PUBLIC COMMENT

None

ADJOURNMENT

- 00:23:24 Sen. Thomas adjourned the meeting at 11:24 a.m.

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