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## **JOINT SENATE AND HOUSE RULES**

### **67th Montana Legislature**

#### **SENATE MEMBERS**

Dick Barrett  
Bryce Bennett  
Mark Blasdel  
Steve Fitzpatrick  
Douglas (Doug) Kary  
Bob Keenan  
Margaret (Margie)  
MacDonald  
Nate McConnell  
Albert Olszewski  
Mike Phillips  
Scott Sales  
Jon Sesso  
Cary Smith  
Fred Thomas  
Roger Webb

#### **HOUSE MEMBERS**

Kim Abbott  
Becky Beard  
Seth Berglee  
Bob Brown  
Edward Buttrey  
Alan Doane  
Kimberly Dudik  
Robert Farris-Olsen  
Frank Garner  
Casey Knudsen  
Dennis Lenz  
Forrest Mandeville  
Shane Morigeau  
Matt Regier  
Derek Skees  
Sharon Stewart Peregoy  
Katie Sullivan  
Brad Tschida  
Tom Woods

#### **COMMITTEE STAFF**

Jaret Coles – Attorney  
Julianne Burkhardt, Attorney  
Nadine Spencer - Secretary

## **MINUTES LOG**

September 17, 2020  
11:04 AM  
Room 317

Please note: This document is a Minutes Log and provides annotation 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 recording 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 the 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.

## SENATE ROLL CALL

### **Senate Members Present in Helena:**

Sen. Fred Thomas, Chair (R)

### **Senate Members Present Remotely:**

Sen. Mark Blasdel, Vice Chair (R)

Sen. Douglas (Doug) Kary (R)

Sen. Bob Keenan (R)

Sen. Albert Olszewski (R)

Sen. Cary Smith (R)

Sen. Roger Webb (R)

### **Senate Members Excused:**

Sen. Steve Fitzpatrick (R)

Sen. Scott Sales (R)

### **Senate Members Absent:**

Sen. Dick Barrett (D)

Sen. Bryce Bennett (D)

Sen. Margaret (Margie) MacDonald (D)

Sen. Nate McConnell (D)

Sen. Jon Sesso (D)

Sen. Mike Phillips (D)

## HOUSE ROLL CALL

### **House Members Present in Helena:**

Rep. Forrest Mandeville, Vice Chair (R)

Rep. Derek Skees, Vice Chair (R)

Rep. Becky Beard (R)

Rep. Seth Berglee (R)

Rep. Bob Brown (R)

Rep. Casey Knudsen (R)

Rep. Dennis Lenz (R)

Rep. Matt Regier (R)

Rep. Brad Tschida (R)

### **House Members Present Remotely:**

Rep. Edward Buttrey (R)

Rep. Frank Garner (R)

### **House Members Excused:**

Rep. Alan Doane (R)

### **House Members Absent:**

Rep. Kim Abbott (D)

Rep. Kimberly Dudik (D)

Sen. Margaret (Margie) MacDonald (D)

Rep. Shane Morigeau (D)

Rep. Sharon Stewart Peregoy (D)

Rep. Katie Sullivan (D)

Rep. Tom Woods (D)

**Staff Present:**

Jaret Coles, Attorney  
Julianne Burkhardt, Attorney  
Nadine Spencer, Secretary

**Committee Business Summary**

The Joint Senate and House Rules Committee:

- Voted to send Amendments JTR POLL 01.AJC, JTR POLL 02. AJC, JTR POLL 04.AJC, and JTR POLL 06.AJJ, as modified, to the full House and Senate membership for consideration.

**AGENDA (Attachment 1)****Call to Order**

11:04:27 Sen. Thomas called the meeting to order at 11:04 a.m.

**Roll Call**

11:06:43 The secretary called the roll. [\(Attachment 2\)](#)

11:10:50 Sen. Thomas discussed the meeting process.

11:12:00 Sen. Thomas said he received a letter from Peter Michael Meloy, attorney, representing the democratic caucus. [\(Exhibit 1\)](#)

11:12:55 Sen. Thomas discussed the reason for the meeting.

11:16:00 Rep. Bob Brown entered the meeting.

11:21:14 Jaret Coles, staff attorney, Legislative Services Division (LSD), said the House Rules committee has a quorum. He said the Senate Rules committee needs two more members in order to establish a quorum.

**Amendment to Joint Rule 30-70 - Appointment of Interim Committees (JTR POLL 02.AJC)**

11:22:05 Mr. Coles discussed amendment JTR POLL 02.AJC. [\(Exhibit 2\)](#)

11:22:49 Sen. Ellsworth provided additional information on the amendment.

**Committee questions and discussion**

11:31:39 Rep. Mandeville

11:32:29 Sen. Ellsworth

11:33:24 Rep. Mandeville

11:34:03 Sen. Ellsworth

11:34:34 Rep. Mandeville

11:34:48 Sen. Ellsworth

11:35:10 Rep. Mandeville

11:35:29	Sen. Ellsworth
11:36:22	Sen. Thomas
11:39:52	Sen. Ellsworth
11:42:49	Sen. Kary
11:43:30	Sen. Thomas
11:44:35	Sen. Olszewski entered the meeting.
11:45:55	Sen. Keenan
11:47:21	Sen. Ellsworth
11:48:12	Sen. Keenan
11:48:55	Sen. Ellsworth
11:49:15	Sen. Keenan
11:49:26	Sen. Ellsworth
11:50:24	Sen. Thomas
11:50:42	Mr. Coles
11:51:21	Sen. Thomas
11:52:00	Sen. Ellsworth

**Amendment to Joint Rule 60-05 - Source and Precedent of Legislative Rules of the Montana Legislature (JTR POLL 03.AJC)**

11:52:14	Mr. Coles discussed JTR POLL 03.AJC. ( <a href="#">Exhibit 3</a> )
11:53:28	Sen. Thomas

**Amendment to Joint Rule 10-180 - Members Present Physically or by Electronic Means (JTR POLL 01.AJC)**

11:54:50	Mr. Coles discussed amendment JTR POLL 01.AJC. ( <a href="#">Exhibit 4</a> )
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**Committee questions and discussion**

11:56:19	Sen. Thomas
11:57:49	Rep. Skees
11:58:01	Sen. Thomas
11:58:17	Rep. Knudsen
11:58:43	Sen. Thomas
11:59:00	Susan Byorth Fox, executive director, LSD

11:59:57	Rep. Tschida
12:02:00	Sen. Thomas
12:02:08	Sen. Ellsworth
12:02:29	Sen. Thomas
12:05:00	Rep. Skees
12:06:08	Rep. Mandeville
12:07:25	Sen. Thomas
12:09:20	Mr. Coles

**Amendment to Joint Rule 06-05 - Source and Precedent of Legislative Rules of the Montana Legislature (JTR POLL 04.AJC)**

12:10:34	Mr. Coles discussed JTR POLL 04.AJC. ( <a href="#">Exhibit 5</a> )
12:13:48	Sen. Thomas
12:14:56	Mr. Coles

**Amendment to Joint Rule 40-60 - Joint Resolutions Adding Adopt Changes Through Poll (JTR POLL 05. AJC)**

12:15:15	Mr. Coles discussed JTR POLL 05.AJC. ( <a href="#">Exhibit 6</a> )
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**Committee questions and discussion**

12:15:55	Sen. Thomas
12:16:13	Rep. Skees
12:16:54	Sen. Thomas
12:17:04	Rep. Skees
12:17:12	Sen. Thomas
12:17:20	Mr. Coles
12:19:37	Sen. Thomas
12:20:45	Rep. Buttrey
12:21:14	Sen. Thomas
12:21:45	Mr. Coles
12:23:15	Sen. Thomas

**Amendment Creating Joint Rule 50-5 - Legislative Proclamations Polling Procedure (JTR POLL 06.AJJ)**

12:24:31 Mr. Coles discussed JTR POLL 06.AJJ. ([Exhibit 7](#))

12:26:22 Sen. Thomas

**Amendment Creating Joint Rule 10-90 - Procedure to Participate Remotely or by Electronic Means (JTR POLL 07.AJJ)**

12:26:59 Sen. Thomas

12:28:10 Julianne Burkhardt, staff attorney, LSD, provided information on JTR POLL 07. AJJ. ([Exhibit 8](#))

**Committee questions and discussion**

12:31:12 Sen. Thomas

12:31:46 Rep. Skees

12:32:26 Ms. Burkhardt

12:33:39 Rep. Skees

12:35:25 Ms. Burkhardt

12:36:00 Rep. Skees

12:36:52 Ms. Burkhardt

12:39:23 Rep. Skees

12:40:54 Sen. Thomas

12:42:51 Mr. Coles said committee members received a copy of a draft ballot for its consideration. ([Exhibit 9](#))

**Committee action**

12:43:04 Sen. Thomas said he recommends that the House Rules committee move to have staff send the proposed amendments, as modified and discussed today, to the full Senate and House membership for its consideration.

**Motion**

12:43:54 Rep. Skees moved to send Amendments JTR POLL 01.AJC, JTR POLL 02. AJC, JTR POLL 04.AJC, and JTR POLL 06.AJJ, as modified, to the full House and Senate membership for consideration.

**Discussion on the motion**

12:44:08 Sen. Thomas

12:45:12 Sen. Ellsworth

12:45:53 Sen. Thomas

12:46:28 Rep. Skees

12:46:43 Sen. Thomas  
12:47:14 Rep. Skees  
12:48:05 Rep. Lenz  
12:48:36 Rep. Mandeville  
12:49:09 Sen. Thomas  
12:50:12 Sen. Ellsworth  
12:50:28 Sen. Thomas  
12:51:05 Sen. Thomas restated the motion.  
12:51:20 Rep. Skees  
12:51:24 Sen. Thomas

**Vote**

12:51:54 The motion carried by voice vote by the majority of committee members present and voting.  
12:52:04 Sen. Thomas thanked staff.  
12:52:37 Rep. Skees thanked the members of the committee.

**Public comment**

12:55:03 Sen. Dee Brown, SD2  
12:55:32 Sen. Thomas  
12:56:32 Rep. Kim Abbott, HD 83

**Other Business**

12:59:25 Sen. Thomas commented on the meeting and procedure.  
13:00:49 Rep. Skees asked about setting a date for the next meeting.  
13:01:03 Sen. Thomas recommended scheduling the meeting for September 24 at 11:00 a.m.  
13:01:35 Rep. Tschida said he will be unable to attend the meeting and will submit his proxy.

**ADJOURNMENT**

13:02:01 Sen. Thomas adjourned the meeting at 1:02 p.m.