MINUTES

MONTANA HOUSE OF REPRESENTATIVES
61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chairman Dennis Himmelberger, on February 23, 2009
at 11:00 A.M., in Room 455 Capitol

ROLL CALL

Members Present:
     Rep. Dennis Himmelberger, Chairman (R)
     Rep. Sue Dickenson, Vice Chairman (D)
     Rep. Jesse O'Hara, Vice Chairman (R)
     Rep. Russell Bean (R)
     Rep. Joel Boniek (R)
     Rep. Frosty Boss Ribs (D)
     Rep. Dee Brown (R)
     Rep. Gordon R. Hendrick (R)
     Rep. Pat Ingraham (R)
     Rep. Gary MacLaren (R)
     Rep. Sue Malek (D)
     Rep. Mike Phillips (D)
     Rep. Kendall Van Dyk (D)
     Rep. Ted Washburn (R)
     Rep. Franke Wilmer (D)

Members Excused: Rep. Tony Belcourt (D)
                 Rep. Mary Caferro (D)

Members Absent: Rep. Betsy Hands (D)

Staff Present: Sheri Heffelfinger, Legislative Branch
               Marshall McEwen, Committee Secretary

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: None

Executive Action: HB 164, HB 556, HB 626, HB 591

EXECUTIVE ACTION ON HB 164

00:01:13 **Motion**: Rep. O'Hara moved that **HB 164 DO PASS.**

Discussion:

00:01:16 Chairman Himmelberger

00:02:12 **Motion/Vote**: Rep. Brown moved that **HB 164 BE TABLED.**
           Motion carried unanimously by voice vote. Rep. Caferro,
           Rep. Belcourt, and Rep. Hands voted by proxy.

00:02:37 Chairman Himmelberger

EXECUTIVE ACTION ON HB 556

00:02:43 **Motion**: Rep. MacLaren moved that **HB 556 DO PASS.**

Discussion:

00:02:47 Chairman Himmelberger

00:02:54 **Motion**: Rep. MacLaren moved that **HB 556 BE AMENDED.**
EXHIBIT(sth42a01)

Discussion:

00:03:18 Chairman Himmelberger
00:03:27 Rep. MacLaren
00:03:48 Chairman Himmelberger
00:03:57 Rep. MacLaren
00:04:26 Chairman Himmelberger
00:04:30 Rep. MacLaren
00:05:17 Chairman Himmelberger
00:05:19 Rep. Phillips
00:05:28 Rep. MacLaren
00:05:33 Rep. Brown
00:05:35 Rep. Hands entered the room.
00:05:53 Rep. MacLaren
00:06:25 Rep. Hands
00:06:52 Rep. MacLaren
00:07:47 Rep. Phillips
00:08:24 Rep. MacLaren

00:08:58 Rep. Phillips
00:09:20 Rep. MacLaren
00:09:33 Rep. Dickenson
00:09:51 Rep. MacLaren

00:10:05 **Vote**: Motion failed 9-9 by roll call vote with Rep.
          Bean, Rep. Boniek, Rep. Brown, Rep. Hendrick, Rep.
          Himmelberger, Rep. Ingraham, Rep. MacLaren, Rep.
          O'Hara, and Rep. Washburn voting aye. Rep. Caferro and
          Rep. Belcourt voted by proxy.

00:11:20 Chairman Himmelberger
00:11:28 Rep. Malek
00:12:18 Rep. Hands
00:13:10 Rep. Ingraham
00:13:30 Rep. MacLaren
00:13:47 Rep. Phillips
00:14:43 Rep. MacLaren
00:16:42 Rep. O'Hara
00:18:18 Rep. Wilmer
00:19:53 Rep. Boniek
00:21:07 Rep. Dickenson
00:21:10 Rep. Wilmer exited the room.
00:21:48 Rep. MacLaren
00:22:10 Rep. Dickenson
00:24:23 Chairman Himmelberger

00:24:37 **Vote**: Motion failed 9-9 by roll call vote with Rep.
          Bean, Rep. Boniek, Rep. Brown, Rep. Hendrick, Rep.
          Himmelberger, Rep. Ingraham, Rep. MacLaren, Rep.
          O'Hara, and Rep. Washburn voting aye. Rep. Caferro,
          Rep. Belcourt, and Rep. Wilmer voted by proxy.

EXECUTIVE ACTION ON HB 626

00:25:41 **Motion**: Rep. Brown moved that **HB 626 DO PASS**.

Discussion:

00:25:49 Chairman Himmelberger
00:25:59 Rep. Brown
00:26:30 Rep. Wilmer entered the room.
00:26:55 Chairman Himmelberger
00:27:13 Ms. Heffelfinger
00:28:52 Chairman Himmelberger
00:28:55 Rep. Phillips
00:29:12 Chairman Himmelberger
00:29:18 Rep. Phillips
00:29:21 Rep. Ingraham

00:30:06 Chairman Himmelberger
00:30:27 Rep. Phillips
00:30:40 Chairman Himmelberger
00:30:48 Roxanne Minnehan, Executive Director, Montana Public
          Employee Retirement Administration

00:31:38 **Vote**: Motion carried 17-1 by roll call vote with Rep.
          Boss Ribs voting no. Rep. Caferro and Rep. Belcourt
          voted by proxy.

00:32:55 Chairman Himmelberger

EXECUTIVE ACTION ON HB 591

00:33:19 **Motion**: Rep. Boss Ribs moved that **HB 591 DO PASS**.

Discussion:

00:33:25 Chairman Himmelberger

00:33:44 **Motion**: Rep. Phillips moved that **HB 591 BE AMENDED**.
EXHIBIT(sth42a02)

Discussion:

00:34:09 Chairman Himmelberger
00:34:26 Rep. Phillips
00:35:05 Chairman Himmelberger
00:35:22 Rep. Phillips
00:35:27 Chairman Himmelberger
00:35:56 Rep. Phillips
00:36:41 Chairman Himmelberger
00:36:53 Rep. Phillips
00:37:08 Rep. Boss Ribs
00:37:36 Chairman Himmelberger
00:37:39 Rep. Wilmer
00:38:12 Rep. Van Dyk
00:39:22 Rep. Dickenson
00:40:49 Rep. Hands
00:41:08 Rep. Caferro entered the room.
00:42:20 Rep. Phillips

00:43:13 **Vote**: Motion failed 8-10 by roll call vote with Rep.
          Bean, Rep. Belcourt, Rep. Boss Ribs, Rep. Hendrick,
          Rep. Malek, Rep. O'Hara, Rep. Phillips, and Rep. Wilmer
          voting aye. Rep. Belcourt voted by proxy.

00:44:33 Chairman Himmelberger

00:44:40 **Motion**: Rep. Boss Ribs moved that **HB 591 BE AMENDED.**
EXHIBIT(sth42a03)

Discussion:

00:44:55 Rep. Boss Ribs
00:45:14 Chairman Himmelberger
00:45:22 Rep. Brown
00:45:43 Rep. Boss Ribs

00:45:54 **Vote**: Motion carried 17-1 by voice vote with Rep.
Boniek voting no. Rep. Belcourt voted by proxy.

00:46:30 **Motion**: Rep. Boss Ribs moved that **HB 591 DO PASS AS
AMENDED.**

Discussion:

00:46:34 Chairman Himmelberger
00:46:41 Rep. Ingraham
00:47:26 Rep. Dickenson
00:48:11 Rep. Hendrick
00:49:43 Rep. Boss Ribs
00:50:19 Chairman Himmelberger
00:50:58 Rep. Boss Ribs
00:51:55 Rep. O'Hara
00:53:06 Rep. Phillips
00:53:51 Rep. Malek
00:54:21 Rep. Brown

00:54:41 **Vote**: Motion carried 10-8 by roll call vote with Rep.
Bean, Rep. Boniek, Rep. Brown, Rep. Himmelberger, Rep.
Ingraham, Rep. MacLaren, Rep. O'Hara, and Rep. Washburn
voting no. Rep. Belcourt voted by proxy.

00:55:45 Chairman Himmelberger

<u>ADJOURNMENT</u>

00:55:53 Adjournment: 11:55 A.M.

_____
Marshall McEwen, Secretary

mm

Additional Documents:

EXHIBIT(sth42aad.pdf)