

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chairman Dennis Himmelberger, on March 10, 2009 at 9:00 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. Dee Brown (R)
Rep. Gordon R. Hendrick (R)
Rep. Pat Ingraham (R)
Rep. Gary MacLaren (R)
Rep. Sue Malek (D)
Rep. Ted Washburn (R)

Members Excused: Rep. Tony Belcourt (D)
Rep. Frosty Boss Ribs (D)
Rep. Mary Caferro (D)
Rep. Betsy Hands (D)
Rep. Mike Phillips (D)
Rep. Kendall Van Dyk (D)
Rep. Franke Wilmer (D)

Members Absent: None

Staff Present: Sheri Heffelfinger, Legislative Branch
Katie Butcher, 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: SB 199, SB 267, SB 367

Executive Action: SB 20, SB 299

00:00:02 Call to order

HEARING ON SB 199

Opening Statement by Sponsor:

00:02:09 Sen. Mike Cooney (D), SD 40, opened the hearing on SB 199, Promote alternative transportation by state employees.

(Rep. Phillips arrived.)

Proponents' Testimony:

00:11:18 David Rusoff, Try Another Way State Employees (TAWSE)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:18:08 Rep. Washburn
00:18:35 Mr. Rusoff
00:21:57 Rep. Phillips
00:22:38 Sen. Cooney
00:24:36 Rep. Brown
00:25:10 Mr. Rusoff
00:26:40 Rep. Brown
00:27:05 Mr. Rusoff
00:28:04 Rep. MacLaren
00:28:14 Mr. Rusoff
00:29:00 Rep. MacLaren
00:29:20 Mr. Rusoff
00:30:02 Rep. MacLaren
00:30:25 Sen. Cooney
00:31:28 Rep. Brown
00:31:47 Sen. Cooney
00:33:05 Rep. Dickinson
00:33:39 Sen. Cooney
00:35:49 Rep. Washburn
00:36:20 Sen. Cooney
00:36:33 Rep. Washburn
00:36:45 Sen. Cooney
00:39:55 Chairman Himmelberger

Closing by Sponsor:

00:40:09 Sen. Cooney

HEARING ON SB 267

Opening Statement by Sponsor:

00:41:47 Sen. Bradley Hamlett (D), SD 10, opened the hearing on SB 267, Electronic disclosure of campaign literature.

(Rep. Belcourt arrived.)

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

00:45:20 Dennis Unsworth, Commissioner of Political Practices

Questions from Committee Members and Responses:

00:50:05 Rep. Ingraham
00:50:52 Mr. Unsworth
00:51:44 Rep. Ingraham
00:52:19 Sen. Hamlett
00:54:05 Rep. O'Hara
00:54:22 Sen. Hamlett
00:54:40 Rep. Washburn
00:55:17 Mr. Unsworth
00:57:17 Chairman Himmelberger
00:57:21 Rep. Phillips
00:57:54 Sen. Hamlett
01:00:05 Rep. Brown
01:00:35 Mr. Unsworth
(Rep. Boss Ribs arrived.)
01:03:45 Chairman Himmelberger
01:04:00 Mr. Unsworth
01:04:42 Rep. Ingraham
01:05:30 Sen. Hamlett

Closing by Sponsor:

01:05:42 Sen. Hamlett

HEARING ON SB 367

Opening Statement by Sponsor:

01:06:56 Sen. Bradley Hamlett (D), SD 10, opened the hearing on SB 367, Electronic absentee voting for military.

EXHIBIT(sth53a01)

Proponents' Testimony:

01:12:11 Roger Hagan, Montana National Guard Association
01:16:58 Dan Antoinette, Veterans of Foreign Wars
01:17:29 Linda Stoll, Montana Association of Clerk and Recorders
01:18:27 Harold Blattie, Montana Association of Counties
01:19:43 Linda McCulloch, Secretary of State

[EXHIBIT\(sth53a02\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:22:55 Rep. Bean
01:23:35 Sen. Hamlett
01:25:03 Rep. Dickinson
01:25:16 Ms. McCulloch
01:28:08 Rep. Brown
01:28:23 Lisa Kimmet, Election Deputy, Office of the Secretary
of State
01:29:31 Sen. Hamlett
01:30:06 Rep. Washburn
01:30:54 Sen. Hamlett
01:31:46 Rep. Washburn
01:31:57 Ms. McCulloch
01:33:50 Rep. Ingraham
01:34:30 Ms. Stoll
01:35:31 Sen. Hamlett
01:35:35 Rep. Ingraham
01:36:51 Sen. Hamlett
01:37:29 Rep. Ingraham
01:38:08 Ms. McCulloch
01:39:09 Rep. Ingraham
01:39:24 Sen. Hamlett
01:40:32 Chairman Himmelberger
01:40:56 Sen. Hamlett

Closing by Sponsor:

01:42:56 Sen. Hamlett

01:44:24 Break

02:02:17 Reconvene

(Rep. Wilmer, Rep. Van Dyk, Rep. Hands, Rep. Caferro and Rep. Belcourt were not present.)

EXECUTIVE ACTION ON SB 20

02:03:13 **Motion:** Rep. Ingraham moved that **SB 20 BE CONCURRED IN.**

Discussion:

02:03:31 Rep. Brown

02:04:08 Rep. Ingraham

02:05:17 **Vote:** Motion carried unanimously by voice vote.
Rep. Wilmer, Rep. Van Dyk, Rep. Hands, Rep. Caferro and
Rep. Belcourt voted by proxy. Rep. Ingraham to carry.

EXECUTIVE ACTION ON SB 299

02:06:09 **Motion:** Rep. O'Hara moved that **SB 299 BE CONCURRED IN.**

02:06:22 **Motion:** Rep. Bean moved that **SB 299 BE AMENDED.**

[**EXHIBIT**](#)(sth53a03)

Discussion:

02:08:19 Rep. Dickinson

02:08:26 Rep. Bean

02:09:09 Rep. O'hara

02:09:40 Rep. Brown

02:10:16 Rep. O'hara

02:10:42 Rep. Bean

02:11:50 **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.
Phillips, and Rep. Washburn voting aye. Rep. Wilmer,
Rep. Van Dyk, Rep. Hands, Rep. Caferro and Rep.
Belcourt voted by proxy.

02:12:49 **Motion:** Rep. Bean moved that **SB 299 BE AMENDED.**

[**EXHIBIT**](#)(sth53a04)

Discussion:

02:14:54 Rep. O'Hara

02:15:13 Rep. Malek

02:15:44 Laurie Ham, Notary Compliance, Secretary of State's
Office

02:16:14 Rep. Phillips

02:16:39 **Vote:** Motion carried unanimously by voice vote.
Rep. Wilmer, Rep. Van Dyk, Rep. Hands, Rep. Caferro and
Rep. Belcourt voted by proxy.

02:16:59 **Motion:** Rep. Bean moved that **SB 299 BE CONCURRED IN AS
AMENDED.**

02:17:21 **Motion:** Rep. Bean moved that **SB 299 BE AMENDED.**
EXHIBIT(sth53a05)

Discussion:

02:19:29 Rep. Ingraham
EXHIBIT(sth53a06)

02:22:39 Rep. Phillips
02:22:45 Rep. Ingraham
02:23:05 Rep. Bean
02:23:36 Rep. Ingraham

02:23:59 Rep. Bean withdrew his amendment.

Discussion:

02:24:38 Rep. O'Hara
02:25:32 Rep. Dickinson
02:26:12 Rep. MacLaren
02:26:41 Rep. Brown
02:27:46 Rep. Phillips
02:28:05 Rep. Ingraham

02:29:49 **Vote:** Motion carried 12-6 by roll call vote with Rep.
Bean, Rep. Boniek, Rep. Brown, Rep. Hendrick, Rep.
MacLaren, and Rep. Washburn voting no. Rep. Wilmer,
Rep. Van Dyk, Rep. Hands, Rep. Caferro and Rep.
Belcourt voted by proxy. Rep. O'Hara to carry.

02:31:06 Rep. Phillips
02:32:13 Chairman Himmelberger
02:32:29 Rep. Phillips
02:33:11 Chairman Himmelberger
02:33:17 Rep. Phillips
02:33:31 Sheri Heffelfinger, Legislative Services Division
02:34:23 Rep. Phillips
02:34:34 Ms. Heffelfinger
02:35:19 Chairman Himmelberger
02:37:06 Rep. MacLaren
02:37:24 Rep. Phillips

ADJOURNMENT

Adjournment

Katie Butcher, Secretary

kb

Additional Documents:

EXHIBIT ([sth53aad.pdf](#))