

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chairman Jim Shockley, on February 11, 2009 at 3:00 P.M., in Room 335 Capitol.

ROLL CALL

Members Present:

Sen. Jim Shockley, Chairman (R)
Sen. John Brueggeman, Vice Chairman (R)
Sen. Keith Bales (R)
Sen. Joe Balyeat (R)
Sen. Jerry W. Black (R)
Sen. John Brenden (R)
Sen. Mike Cooney (D)
Sen. Larry Jent (D)
Sen. Carolyn Squires (D)
Sen. Joseph (Joe) Tropila (D)
Sen. Jonathan Windy Boy (D)

Members Excused: None.

Members Absent: None.

Staff Present: Dave Bohyer, Legislative Branch
Libby Goodwin, 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: SB 391, 2/7/2009; SB 394, 2/6/2009;
SJ 18, 2/4/2009; SJ 22, 2/4/2009

Executive Action: SB 20, SB 241, SJ 22, SB 391

HEARING ON SJ 22

00:00:23 **Opening Statement by Sponsor:** Sen. Ryan Zinke (R), SD 2, opened the hearing on SJ 22, Governor's office to study and determine replacement schedule for state aircraft.

EXHIBIT(sts32a01)

Proponents' Testimony:

00:02:16 None

Opponents' Testimony:

00:02:21 None

Informational Testimony:

00:02:24 None

Questions from Committee Members and Responses:

00:02:29 Sen. Balyeat
00:03:28 Sen. Zinke
00:04:22 Chairman Shockley
00:04:29 Sen. Zinke
00:06:11 Sen. Bales
00:06:53 Sen. Zinke
00:07:26 Bob Gilbert, self

00:08:16 **Closing by Sponsor:** Sen. Zinke

HEARING ON SB 394

00:09:25 **Opening Statement by Sponsor:** Sen. Keith Bales (R), SD 20, opened the hearing on SB 394, Expand types of elections that may be conducted by mail ballot election.

Proponents' Testimony:

00:11:29 Duane Winslow, Yellowstone County
00:16:48 Bob Gilbert, Dawson County
00:17:24 Vickie Zeier, Missoula County
00:20:30 Glenda Hall, Glacier County
00:21:37 J. Dale Patton, Sanders County
00:22:29 Connie Eissinger, McCone County
00:22:43 Larry Hendrickson, Liberty County

00:22:51 Sandra Boardman, Blaine County
 00:24:23 Elaine Graveley, Broadwater County
 00:25:39 Allan Underdal, Toole County, and Montana Association
 of Counties
 00:26:47 Joe Dellwo, Teton County
 00:27:13 Arnold Gettel, Teton County
 00:27:31 Kathy Bessette, Hill County
 00:29:27 Ed Bartlett, Yellowstone County
 00:29:49 Marie Sickels, Cascade County
 00:30:06 Sandra Broesder, Pondera County
 00:30:59 JoAnne Johnson, Choteau County
 00:31:17 Bill Kennedy, Yellowstone County
 00:32:13 Regina Plettenberg, Ravalli County
 00:33:28 Jennine Robbins, Sanders County
 00:34:45 Linda Stoll, Montana Association of Clerk and Recorders

Opponents' Testimony:

00:35:25 Rep. Augare, HD 16

EXHIBIT(sts32a02)

00:37:23 Alysha Goheen Janotta, Montana Women Vote

EXHIBIT(sts32a03)

00:40:18 Kate Cholewa, Montana Common Cause

EXHIBIT(sts32a04)

00:46:01 Beth Brenneman, Disability Rights Montana; and on
 behalf of Montana Conservation Voters

EXHIBIT(sts32a05)

EXHIBIT(sts32a06)

00:51:47 Matt Leow, Northern Plains Resource Council

00:54:28 Evelyn Widhalm, self

Informational Testimony:

00:55:23 None.

Questions from Committee Members and Responses:

00:55:28 Sen. Balyeat
 00:56:03 Beth Brenneman, Disability Rights Montana
 00:56:16 Sen. Balyeat
 00:56:25 Beth Brenneman, Disability Rights Montana
 00:57:04 Sen. Balyeat
 00:57:29 Beth Brenneman, Disability Rights Montana
 00:58:07 Sen. Balyeat
 00:58:32 Beth Brenneman, Disability Rights Montana

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00:59:08 Sen. Brenden
 00:59:48 Beth Brenneman, Disability Rights Montana
 01:00:25 Sen. Brenden
 01:00:41 Kate Cholewa, Montana Common Cause
 01:01:20 Sen. Balyeat
 01:01:50 Elaine Graveley, Broadwater County
 01:02:15 Sen. Balyeat
 01:02:38 Elaine Graveley, Broadwater County
 01:03:23 Sen. Balyeat
 01:04:34 Kate Cholewa, Montana Common Cause
 01:05:05 Sen. Balyeat
 01:05:42 Sen. Squires
 01:06:49 Vickie Zeier, Missoula County
 01:08:13 Sen. Squires
 01:08:34 Sen. Brueggeman
 01:09:05 Vickie Zeier, Missoula County
 01:09:12 Sen. Cooney
 01:09:47 Sen. Bales
 01:09:55 Sen. Cooney
 01:10:13 Sen. Bales
 01:10:23 Sen. Cooney
 01:10:35 Sen. Bales
 01:10:56 Sen. Cooney
 01:12:15 Chairman Shockley
 01:12:34 Sen. Tropila
 01:13:09 Duane Winslow, Yellowstone County
 01:13:42 Sen. Tropila
 01:13:56 Alysha Jannotta, Montana Women Vote
 01:14:41 Sen. Tropila
 01:14:52 Alysha Janotta, Montana Women Vote
 01:15:04 Sen. Black
 01:15:37 Sen. Bales
 01:15:42 Sen. Black
 01:15:48 Sen. Bales
 01:16:33 Sen. Black
 01:16:49 Allan Underdahl, Toole County
 01:16:53 Sen. Black
 01:16:58 Allan Underdahl, Toole County
 01:17:12 Chairman Shockley
 01:17:45 Elaine Graveley, Broadwater County
 01:17:59 Chairman Shockley
 01:18:10 Elaine Graveley, Broadwater County
 01:18:28 Chairman Shockley
 01:18:42 Regina Plettenberg, Ravalli County
 01:19:16 Chairman Shockley
 01:19:50 Regina Plettenberg, Ravalli County
 01:20:18 Chairman Shockley
 01:20:29 Regina Plettenberg, Ravalli County
 01:21:04 Chairman Shockley
 01:21:14 Regina Plettenberg, Ravalli County

01:21:59 Chairman Shockley
01:22:11 Regina Plettenberg, Ravalli County
01:22:38 Chairman Shockley
01:22:44 Regina Plettenberg, Ravalli County

01:23:00 **Closing by Sponsor:** Sen. Bales

HEARING ON SB 391

01:27:31 **Opening Statement by Sponsor:** Sen. John Brueggeman (R), SD 6, opened the hearing on SB 391, Revise provisions on candidate withdrawal before primary.

Proponents' Testimony:

01:29:24 Vickie Zeier, Yellowstone County

Opponents' Testimony:

01:29:44 None.

Informational Testimony:

01:29:51 None.

Questions from Committee Members and Responses:

01:29:58 Sen. Brenden
01:30:14 Sen. Brueggeman

Closing by Sponsor:

01:30:46 Sen. Brueggeman

HEARING ON SJ 18

01:31:28 **Opening Statement by Sponsor:** Sen. Lynda Moss (D), SD 26, opened the hearing on SJ 18, Resolution for youth designation of state dog.

Proponents' Testimony:

01:33:47 None.

Opponents' Testimony:

01:33:57 Kirby Lambert, self

01:43:19 Eli Ticknor, self

[EXHIBIT](#)(sts32a07)

01:44:53 Bethany Ticknor, self

[EXHIBIT](#)(sts32a08)

01:46:56 Jacob Ticknor, self

01:48:02 Hannah Ticknor, self

[EXHIBIT](#)(sts32a09)

01:49:53 Thomas Ticknor, self

Informational Testimony:

01:51:19 None.

Questions from Committee Members and Responses:

01:51:22 None.

01:51:25 **Closing by Sponsor:** Sen. Moss

EXECUTIVE ACTION ON SB 20

01:55:25 **Motion:** Sen. Jent moved that **SB 20 DO PASS.**

01:55:35 **Motion:** Sen. Jent moved that **SB 20 BE AMENDED.**

[EXHIBIT](#)(sts32a10)

Discussion:

01:55:42 Sen. Jent

01:57:25 **Vote:** Motion carried unanimously by voice vote. Sen. Windy Boy and Sen. Cooney voted by proxy.

01:57:55 Sen. Jent

EXECUTIVE ACTION ON SB 241

01:58:26 **Motion:** Sen. Balyeat moved that **SB 241 DO PASS.**

01:58:33 **Motion:** Sen. Balyeat moved that **SB 241 BE AMENDED.**
EXHIBIT(sts32a11)

Discussion:

01:58:53 Sen. Balyeat

02:02:43 **Vote:** Motion carried unanimously by voice vote. Sen.
Bales, Sen. Brenden, Sen. Cooney, and Sen. Windy
Boy voted by proxy.

02:03:08 **Motion:** Sen. Balyeat moved that **SB 241 DO PASS AS**
AMENDED.

02:03:18 Sen. Black

02:04:05 **Vote:** Motion carried 7-2 by voice vote with Sen.
Cooney and Sen. Squires voting no. Sen. Bales, Sen.
Brenden, Sen. Cooney, and Sen. Windy Boy voted by
proxy.

Discussion:

02:05:34 Sen. Tropila

02:05:39 Sen. Balyeat

02:06:26 Chairman Shockley

EXECUTIVE ACTION ON SJ 22

02:06:47 **Motion:** Sen. Tropila moved that **SJ 22 DO PASS.**

Discussion:

02:06:54 Sen. Balyeat

02:07:17 Dave Bohyer

02:08:16 Sen. Balyeat

02:08:21 **Motion:** Sen. Tropila moved that **SJ 22 BE AMENDED.**
EXHIBIT(sts32a12)

02:09:11 Chairman Shockley

02:09:26 **Vote:** Motion carried unanimously by voice vote. Sen. Bales, Sen. Brenden, Sen. Cooney, and Sen. Windy Boy voted by proxy.

02:09:55 **Motion/Vote:** Sen. Balyeat moved that **SJ 22 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Sen. Bales, Sen. Brenden, Sen. Cooney, and Sen. Windy Boy voted by proxy.

EXECUTIVE ACTION ON SB 391

02:10:37 **Motion:** Sen. Brueggeman moved that **SB 391 DO PASS**.

02:10:50 **Motion:** Sen. Brueggeman moved that **SB 391 BE AMENDED**.
EXHIBIT(sts32a13)

Discussion:

02:11:03 Sen. Brueggeman

02:12:36 **Vote:** Motion carried unanimously by voice vote. Sen. Bales, Sen. Brenden, Sen. Cooney, and Sen. Windy Boy voted by proxy.

02:12:51 **Motion:** Sen. Brenden moved that **SB 391 DO PASS AS AMENDED**.

02:13:00 Sen. Brueggeman

02:13:27 **Vote:** Motion carried unanimously by voice vote. Sen. Bales, Sen. Brenden, Sen. Cooney, and Sen. Windy voted by proxy.

ADJOURNMENT

Adjournment: 5:15 P.M.

Libby Goodwin, Secretary

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Additional Documents:

EXHIBIT ([sts32aad.pdf](#))