

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON STATE ADMINISTRATION

**Call to Order:** Chair Pat Ingraham, on January 28, 2013 at 9:00 A.M., in Room 455 Capitol

#### ROLL CALL

**Members Present:**

Rep. Pat Ingraham, Chair (R)  
Rep. Bryce Bennett, Vice Chair (D)  
Rep. Ted Washburn, Vice Chair (R)  
Rep. Liz Bangerter (R)  
Rep. Joanne G. Blyton (R)  
Rep. Clarena Brockie (D)  
Rep. Pat Connell (R)  
Rep. Bill Harris (R)  
Rep. Greg Hertz (R)  
Rep. Jesse O'Hara (R)  
Rep. Jean Price (D)  
Rep. Casey Schreiner (D)  
Rep. Ray L. Shaw (R)  
Rep. Kathy Swanson (D)

**Members Excused:** Rep. Forrestina (Frosty) Calf Boss Ribs (D)  
Rep. David Howard (R)  
Rep. Doug Kary (R)  
Rep. Gordon Vance (R)  
Rep. Franke Wilmer (D)

**Members Absent:** None

**Staff Present:** Patty Hartman, Committee Secretary  
Sheri Scurr, Legislative Branch

**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: HB 214, 1/18/2013; HB 251, 1/18/2013; HB 252, 1/18/2013; HB 296, 1/25/2013

00:15:49 Rep. Ingraham  
00:17:23 Rep. Wilmer entered the room.

### **HEARING ON HB 214**

#### **Opening Statement by Sponsor:**

00:19:21 Rep. Kirk Wagoner (R), HD 77, opened the hearing on HB 214, Require state to fly POW/MIA flag at certain times and places.

#### **Proponents' Testimony:**

00:24:08 Gary White, State Adjutant, American Legion of Montana  
00:24:58 Karen Semple, Vice Commander, Lewis and Clark American Legion Post #2  
00:25:19 Richard Juvik, Self

#### **EXHIBIT(sth18a01)**

00:28:35 Linda Juvik, Self  
00:29:01 Dan Antonetti, National Legislative Committee for the Veterans of Foreign Wars (VFW)  
00:30:47 David Dube, Self

**Opponents' Testimony:** None

**Informational Testimony:** None

#### **Questions from Committee Members and Responses:**

00:32:23 Rep. Connell  
00:33:12 Rep. Wagoner  
00:33:19 Rep. Harris  
00:34:43 Gary White, American Legion  
00:35:19 Rep. B. Bennett  
00:35:52 Gary White, American Legion  
00:36:03 Rep. Ingraham

#### **Closing by Sponsor:**

00:36:24 Rep. Wagoner  
  
00:36:42 Rep. Wilmer  
00:36:55 Rep. Ingraham

### **HEARING ON HB 251**

#### **Opening Statement by Sponsor:**

00:38:01 Rep. Pat Ingraham (R), HD 13, opened the hearing on HB 251, Revise date absentee ballots are available.

#### **Proponents' Testimony:**

00:41:05 Vickie Zeier, Montana Association of Clerks and Records (MACR) and Missoula County  
00:46:47 Bret Rutherford, Second Vice President, MACR and Election Administrator, Yellowstone County

00:47:53 Charlotte Mills, MACR and Clerk and Recorder Election Administrator, Gallatin County  
00:49:02 Sheryl Wood, Associate Director, Montana Association of Counties (MACo)

**Opponents' Testimony:**

00:49:45 Lisa Kimmet, Elections and Government Services Deputy, Montana Secretary of State (SOS)

**EXHIBIT(sth18a02)**

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:54:13 Rep. Bangerter  
00:55:12 Lisa Kimmet, SOS  
00:55:53 Rep. Bangerter  
00:56:05 Lisa Kimmet, SOS  
00:56:22 Rep. Hertz  
00:57:30 Rep. Ingraham  
00:58:01 Bret Rutherford, MACR  
00:59:29 Rep. Wilmer  
01:00:14 Vickie Zeier, MACR  
01:01:10 Rep. Wilmer  
01:01:24 Vickie Zeier, MACR  
01:01:57 Rep. Wilmer  
01:02:10 Vickie Zeier, MACR  
01:02:25 Rep. Wilmer  
01:02:34 Vickie Zeier, MACR  
01:03:03 Rep. Blyton  
01:03:34 Rep. Ingraham  
01:03:53 Rep. Connell  
01:04:53 Vickie Zeier, MACR

**Closing by Sponsor:**

01:05:21 Rep. Ingraham

**HEARING ON HB 252****Opening Statement by Sponsor:**

01:06:24 Rep. Pat Ingraham (R), HD 13, opened the hearing on HB 252, Revise notary public journal storage to secretary of state's office.

**Proponents' Testimony:**

01:07:32 Linda Stoll, Montana Association of Clerks and Recorders (MACR)  
01:09:21 Lori Hamm, Notary Compliance and Education Specialist, Secretary of State (SOS)  
01:11:15 William Gowen, Secretary/Treasurer, Montana Land Title Association (MLTA)  
01:13:39 Sheryl Wood, Associate Director, Montana Association of Counties (MACo)  
01:14:28 Geraldine Custer, Rosebud County Clerk and Recorder

**Opponents' Testimony:**

01:16:21 Bruce Spencer, State Bar of Montana

**Informational Testimony:** None**Questions from Committee Members and Responses:**

01:18:45 Rep. Hertz  
01:19:04 Rep. Ingraham  
01:20:51 Rep. Connell  
01:21:49 Bruce Spencer, State Bar of Montana  
01:22:20 Rep. Connell  
01:22:47 Bruce Spencer, State Bar of Montana  
01:23:16 Rep. Connell  
01:23:48 Bruce Spencer, State Bar of Montana  
01:24:13 Rep. Bangerter  
01:24:37 Lori Hamm, SOS  
01:27:18 Rep. Bangerter  
01:27:50 Lori Hamm, SOS  
01:29:07 Rep. Blyton  
01:29:50 Lori Hamm, SOS  
01:30:41 Rep. Harris  
01:31:33 Bruce Spencer, State Bar of Montana  
01:33:00 Rep. Harris  
01:33:22 Bruce Spencer, State Bar of Montana  
01:34:09 Rep. Wilmer  
01:34:52 Bruce Spencer, State Bar of Montana  
01:35:39 Rep. Wilmer  
01:35:54 Rep. B. Bennett  
01:36:29 Lori Hamm, SOS  
01:36:40 Rep. B. Bennett  
01:36:54 Lori Hamm, SOS  
01:37:07 Rep. Washburn  
01:37:21 Rep. Ingraham  
01:37:34 Rep. Washburn  
01:38:04 Bruce Spencer, State Bar of Montana  
01:38:41 Rep. Washburn  
01:38:53 Bruce Spencer, State Bar of Montana  
01:39:25 Rep. Washburn  
01:39:30 Bruce Spencer, State Bar of Montana  
01:40:03 Rep. Washburn  
01:40:28 Bruce Spencer, State Bar of Montana  
01:40:35 Rep. O'Hara  
01:40:53 Lori Hamm, SOS

**Closing by Sponsor:**

01:42:07 Rep. Ingraham

01:44:37 Recessed

01:59:37 Reconvened

**HEARING ON HB 296**

**Opening Statement by Sponsor:**

01:59:40 Rep. Pat Ingraham (R), HD 13, opened the hearing on HB 296, Revise when ballots may be prepared for counting.

**Proponents' Testimony:**

02:02:24 Bret Rutherford, Second Vice President, Montana Association of Clerks and Recorders (MACR) and Election Administrator for Yellowstone County  
02:05:37 Geraldine Custer, Rosebud County Clerk and Recorder  
02:07:32 Charlotte Mills, MACR and Clerk and Recorder Election Administrator, Gallatin County  
02:08:26 Sheryl Wood, Associate Director, Montana Association of Counties (MACo)  
02:09:18 Lisa Kimmet, Elections and Government Services Deputy, Montana Secretary of State (SOS)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

02:11:25 Rep. B. Bennett  
02:11:55 Bret Rutherford, MACR  
02:14:54 Rep. Brockie  
02:15:43 Bret Rutherford, MACR  
02:16:36 Rep. Blyton  
02:16:56 Bret Rutherford, MACR  
02:17:49 Rep. Wilmer  
02:18:23 Rep. Ingraham

**Closing by Sponsor:**

02:18:55 Rep. Ingraham  
  
02:22:42 Rep. Ingraham

**ADJOURNMENT**

Adjournment: 02:25:28

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Patty Hartman, Secretary

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Additional Documents:

**EXHIBIT([sth18aad.pdf](#))**