

MINUTES

MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Dee Brown, on March 18, 2015 at 3:02 PM, in Room 335 Capitol

ROLL CALL

Members Present:

Sen. Dee Brown, Chair (R)
Sen. Roger Webb, Vice Chair (R)
Sen. Robyn Driscoll (D)
Sen. Jedediah Hinkle (R)
Sen. Douglas (Doug) Kary (R)
Sen. Sue Malek (D)
Sen. Lea Whitford (D)

Members Excused: None

Members Absent: None

Staff Present: Prudence Gildroy, Committee Secretary
Rachel Weiss, 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 431, 3/13/2015; HB 290, 3/13/2015; HB 529, 3/13/2015

Executive Action: HB 69 Be Concurred In; HB 198 Be Concurred In; HB 251 Be Concurred In As Amended; MB 372 Be Concurred In; HB 392 Be Concurred In

HEARING ON HB 431**Opening Statement by Sponsor:**

00:00:42 Rep. Mary Ann Dunwell (D), HD 84, opened the hearing on HB 431, Allow plaque to honor Montana's first territorial governor.

Proponents' Testimony:

00:02:43 Kevin Keeler, representing himself

[EXHIBIT\(sts56a01\)](#)

00:09:39 Greg Beveridge, representing himself

00:13:18 Ken Small, great-great-great grandson of Sidney Edgerton

00:15:20 Bob Swartout, representing himself

Opponents' Testimony: None

Informational Testimony:

00:18:52 Denise King, Montana Historical Society (MHS)

Questions from Committee Members and Responses:

00:19:43 Sen. Kary

00:20:15 Ms. King, MHS

00:20:40 Mr. Small, great-great-great grandson

00:21:58 Sen. Kary

00:22:12 Rep. Dunwell

00:22:25 Sen. Hinkle

00:23:00 Mr. Keeler, himself

00:23:37 Sen. Whitford

00:24:09 Mr. Keeler

00:25:28 Chair Brown

00:25:45 Mr. Keeler

00:26:09 Sen. Malek

00:26:21 Rep. Dunwell

00:27:01 Ms. King

00:27:26 Chair Brown

00:27:46 Ms. King

00:28:14 Sen. Kary

00:28:26 Chair Brown

Closing by Sponsor:

00:29:06 Rep. Dunwell

HEARING ON HB 529

Opening Statement by Sponsor:

00:31:17 Rep. Virginia Court (D), HD 50, opened the hearing on HB 529, Prohibit candidate from serving as poll watcher at certain polling places.

Proponents' Testimony:

00:34:27 Mary Beveridge, representing herself

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:36:09 Sen. Whitford
00:36:37 Rep. Court
00:37:04 Ms. Beveridge, self
00:38:08 Sen. Whitford
00:38:35 Chair Brown
00:38:40 Sen. Whitford
00:38:53 Ms. Beveridge
00:40:00 Chair Brown
00:40:21 Ms. Beveridge
00:41:00 Chair Brown
00:41:25 Rep. Court
00:42:26 Chair Brown
00:42:41 Rep. Court

Closing by Sponsor:

00:42:50 Rep. Court

HEARING ON HB 290

Opening Statement by Sponsor:

00:44:20 Rep. Kerry White (R), HD 64, opened the hearing on HB 290, Require FWP to provide upon request the analyses supporting a government act.

Proponents' Testimony:

00:46:33 Bob Gilbert, Citizens for Balanced Use (CBU) and Walleyes Unlimited of Montana

Opponents' Testimony: None

Informational Testimony:

00:48:09 Becky Dockter, chief legal counsel, Fish, Wildlife and Parks (FWP)

Questions from Committee Members and Responses:

00:48:41 Sen. Malek
 00:48:53 Rep. White
 00:50:55 Sen. Malek
 00:51:07 Ms. Dockter, FWP
 00:52:09 Sen. Malek
 00:52:34 Ms. Dockter
 00:54:03 Sen. Malek
 00:54:10 Chair Brown
 00:54:21 Sen. Kary
 00:54:53 Ms. Dockter
 00:55:55 Sen. Kary
 00:56:01 Ms. Dockter
 00:56:46 Sen. Whitford
 00:57:13 Ms. Dockter
 00:58:37 Chair Brown
 00:59:01 Rep. White
 01:01:18 Chair Brown
 01:01:42 Rep. White
 01:02:49 Sen. Kary
 01:03:06 Mr. Gilbert, CBU

Closing by Sponsor:

01:05:47 Rep. White

EXECUTIVE ACTION ON HB 69

01:09:11 **Motion:** Sen. Webb moved that **HB 69 BE CONCURRED IN.**

Discussion:

01:09:12 Chair Brown

01:10:10 **Vote:** Motion carried unanimously by voice vote. Sen. Driscoll will carry the bill.

EXECUTIVE ACTION ON HB 198

01:10:45 **Motion:** Sen. Webb moved that **HB 198 BE CONCURRED IN.**

Discussion:

01:10:51 Chair Brown
 01:11:18 Sen. Whitford
 01:11:29 Chair Brown

01:11:50 Sen. Whitford
 01:12:32 Sen. Hinkle
 01:13:07 Chair Brown

01:14:09 **Vote:** Motion carried 4-3 by roll call vote with Sen. Driscoll, Sen. Malek and Sen. Whitford voting no. Sen. Hinkle will carry the bill.

EXECUTIVE ACTION ON HB 251

01:14:30 **Motion:** Sen. Webb moved that **HB 251 BE CONCURRED IN.**

Discussion:

01:14:36 Chair Brown
 01:15:20 Sen. Malek

01:16:14 **Motion:** Sen. Malek moved that **HB 251 BE AMENDED.**
[EXHIBIT\(sts56a02\)](#)

Discussion:

01:16:29 Sen. Malek
 01:17:08 Sen. Kary
 01:17:36 Sen. Malek
 01:18:38 Sen. Hinkle
 01:18:57 Sen. Malek
 01:19:16 Sen. Whitford
 01:19:40 Sen. Hinkle
 01:20:01 Chair Brown
 01:21:06 Sen. Kary
 01:21:27 Sen. Malek

01:22:39 **Vote:** Motion carried 4-3 by roll call vote with Sen. Hinkle, Sen. Kary and Sen. Webb voting no.

01:23:31 **Motion:** Sen. Webb moved that **HB 251 BE CONCURRED IN AS AMENDED.**

01:23:59 **Motion:** Sen. Webb moved that **HB 251 BE AMENDED.**
[EXHIBIT\(sts56a03\)](#)

Discussion:

01:24:07 Rachel Weiss, Legislative Services Division (LFD)
 01:24:47 Sen. Malek
 01:24:55 Ms. Weiss, LFD

01:25:38 **Vote:** Motion carried unanimously by voice vote.

01:25:55 **Motion:** Sen. Webb moved that **HB 251 BE CONCURRED IN AS AMENDED.**

Discussion:

01:26:14 Sen. Webb
 01:26:29 Sen. Driscoll
 01:28:39 Chair Brown
 01:29:22 Sen. Whitford
 01:30:01 Chair Brown
 01:30:34 Sen. Hinkle
 01:30:50 Chair Brown
 01:31:19 Sen. Malek
 01:31:33 Ms. Weiss
 01:32:26 Sen. Malek
 01:34:56 Sen. Whitford
 01:35:31 Sen. Driscoll
 01:36:13 Sen. Hinkle
 01:36:31 Ms. Weiss
 01:36:52 Sen. Hinkle
 01:37:08 Ms. Weiss
 01:37:28 Sen. Driscoll
 01:37:54 Sen. Webb
 01:38:28 Ms. Malek

01:39:40 **Vote:** Motion carried 4-3 by roll call vote with Sen. Hinkle, Sen. Webb and Sen. Whitford voting no. Sen. Driscoll will carry the bill.

EXECUTIVE ACTION ON HB 372

01:39:47 **Motion/:** Sen. Webb moved that **HB 372 BE CONCURRED IN.**

Discussion:

01:39:53 Chair Brown

01:40:50 **Vote:** Motion carried unanimously by voice vote. Sen. Buttrey will carry the bill. *(Note: After the meeting it was clarified by Rep. Garner that Sen. T. Brown will carry the bill.)*

EXECUTIVE ACTION ON HB 392

01:41:32 **Motion:** Sen. Webb moved that **HB 392 BE CONCURRED IN.**

Discussion:

01:41:38 Chair Brown

01:42:25 **Vote:** Motion carried unanimously by voice vote. Sen. Malek will carry the bill. *(Note: After the meeting it was clarified by Rep. Garner that Sen Blasdel will carry the bill.)*

EXECUTIVE ACTION ON HB 400

01:42:59 **Motion:** Sen. Webb moved that **HB 400 BE CONCURRED IN.**

01:43:31 Chair Brown

01:44:28 **Motion/Vote:** Sen. D. Brown moved that **HB 400 BE AMENDED.** Motion carried 5-2 by voice vote with Sen. Hinkle and Sen. Kary voting no.

EXHIBIT(sts56a04)

01:44:57 **Motion:** Sen. Webb moved that **HB 400 BE CONCURRED IN AS AMENDED.**

Discussion:

01:45:04 Sen. Kary

01:45:34 Sen. Malek

01:47:35 **Vote:** Motion failed 3-4 by roll call vote with Sen. Driscoll, Sen. Malek and Sen. Whitford voting aye.

01:48:09 **Motion/Vote:** Sen. Kary moved that **HB 400 BE TABLED AND THE VOTE REVERSED.** Motion carried 4-3 by voice vote with Sen. Driscoll, Sen. Malek and Sen. Whitford voting no.

01:49:00 Chair Brown

ADJOURNMENT

Adjournment: 4:58 p.m.

Prudence Gildroy, Secretary

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Additional Documents:

EXHIBIT([sts56aad.pdf](#))