

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Forrest Mandeville, on March 15, 2019 at 8:00 A.M., in Room 455
Capitol

ROLL CALL

Members Present:

Rep. Forrest Mandeville, Chair (R)
Rep. Jacob Bachmeier, Vice Chair (D)
Rep. Wendy McKamey, Vice Chair (R)
Rep. Jade Bahr (D)
Rep. Geraldine Custer (R)
Rep. Julie Dooling (R)
Rep. Frank Fleming (R)
Rep. Frank Garner (R)
Rep. Sharon Greef (R)
Rep. Jessica Karjala (D)
Rep. Tyson T. Runningwolf (D)
Rep. Walt Sales (R)
Rep. Ray L. Shaw (R)
Rep. Marvin Weatherwax (D)
Rep. Peggy Webb (R)

Members Excused: Rep. Rodney Garcia (R)
Rep. Denise Hayman (D)
Rep. Dale Mortensen (R)
Rep. Mark Sweeney (D)
Rep. Thomas Winter (D)

Members Absent: None

Staff Present: Karen Armstrong, 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 637, 3/11/2019; HB 642, 3/11/2019
Executive Action: HB 339, HB 525, HJ 10, SB 3, SB 46, SB 72, SB 108

08:00:10 Chair Mandeville ceded the gavel to Rep. Weatherwax.

HEARING ON HB 642

Opening Statement by Sponsor:

08:02:58 Rep. Jim Hamilton (D), HD 61, opened the hearing on HB 642, Revise penalty and interest on late pension contributions.

[EXHIBIT\(sth53a01\)](#)

Proponents' Testimony:

08:11:35 Sen. Pat Flowers, SD 32

Opponents' Testimony: None

Informational Testimony:

08:16:07 William Holahan, Montana Public Employee Retirement Administration (MPERA)

Questions from Committee Members and Responses:

08:16:37 Rep. Webb
08:16:58 William Holahan, MPERA
08:18:00 Rep. Webb
08:18:07 William Holahan, MPERA
08:19:16 Vice Chair McKamey
08:19:29 William Holahan, MPERA
08:20:45 Vice Chair McKamey
08:20:59 William Holahan, MPERA
08:21:30 Rep. Mandeville
08:21:53 Rep. Hamilton
08:22:02 Rep. Mandeville
08:22:21 Rep. Hamilton
08:22:31 Rep. Mandeville
08:22:43 William Holahan, MPERA
08:24:07 Rep. Mandeville
08:24:14 William Holahan, MPERA
08:25:08 Rep. Mandeville
08:25:23 William Holahan, MPERA
08:25:35 Rep. Mandeville
08:25:46 William Holahan, MPERA
08:26:09 Rep. Mandeville
08:27:21 William Holahan, MPERA
08:28:29 Rep. Garner
08:29:37 Rep. Hamilton
08:31:23 Vice Chair McKamey
08:31:43 William Holahan, MPERA
08:32:25 Rep. Custer
08:33:10 William Holahan, MPERA
08:33:27 Rep. Custer
08:33:57 William Holahan, MPERA
08:34:28 Rep. Sweeney arrived.

08:34:38 Rep. Custer
08:35:00 William Holahan, MPERA
08:35:39 Rep. Sales
08:36:03 William Holahan, MPERA
08:37:04 Rep. Sales
08:37:16 William Holahan, MPERA
08:37:53 Rep. Sales
08:38:18 William Holahan, MPERA
08:38:53 Rep. Sales
08:39:03 William Holahan, MPERA
08:39:37 Rep. Sales
08:39:56 William Holahan, MPERA
08:40:27 Rep. Webb
08:40:48 William Holahan, MPERA
08:41:26 Rep. Dooling
08:42:01 William Holahan, MPERA

Closing by Sponsor:

08:42:56 Rep. Hamilton

HEARING ON HB 637

Opening Statement by Sponsor:

08:50:04 Rep. Tyson Runningwolf (D), HD 16, opened the hearing on HB 637, Revise sale or trade of cultural patrimony and sacred objects.

Proponents' Testimony:

09:02:28 Cinda Burd, Montana Native Vote
09:04:45 Ken Lokensgard, Native American Research and Collaboration, Washington State University (WSU)

Opponents' Testimony: None

Informational Testimony:

09:11:19 Mike Manion, Department of Administration (DOA)
09:12:25 Stan Wilmoth, Montana Historical Society, Burial Preservation Board

Questions from Committee Members and Responses:

09:13:23 Rep. Karjala
09:14:56 Ken Lokensgard, WSU
09:17:03 Rep. Karjala
09:17:52 Ken Lokensgard, WSU
09:19:13 Rep. Custer
09:19:46 Ken Lokensgard, WSU
09:20:50 Rep. Garner
09:21:18 Rep. Runningwolf
09:21:24 Rep. Garner
09:21:33 Rep. Runningwolf
09:22:07 Rep. Garner

09:22:19 Rep. Runningwolf
09:22:32 Rep. Garner
09:23:07 Rep. Runningwolf
09:23:26 Rep. Mandeville
09:24:38 Mike Manion, DOA
09:26:11 Rep. Mandeville
09:26:28 Mike Manion, DOA
09:27:13 Rep. Webb
09:27:52 Rep. Runningwolf
09:28:09 Rep. Sales
09:28:44 Rep. Runningwolf
09:28:52 Rep. Sales
09:29:15 Rep. Runningwolf
09:29:55 Rep. Sales
09:30:07 Rep. Runningwolf
09:30:27 Vice Chair McKamey
09:31:02 Mike Manion, DOA
09:31:31 Vice Chair McKamey
09:32:03 Mike Manion, DOA

Closing by Sponsor:

09:33:01 Rep. Runningwolf

09:34:44 Rep. Mandeville

09:35:07 Sheri Scurr, Legislative Services Division (LSD)

09:37:08 Recessed.
10:13:22 Reconvened with Rep. Custer, Rep. Garcia, Rep. Greef, Rep. Hayman,
Rep. Mortensen and Rep. Winter excused.

EXECUTIVE ACTION ON HB 339

10:13:34 **Motion:** Rep. McKamey moved that **HB 339 DO PASS.**

10:13:59 **Substitute Motion/Vote:** Rep. Garner made a substitute motion that **HB 339 BE TABLED.** Substitute Motion carried 17-3 by roll call vote with Rep. Bachmeier, Rep. Karjala and Rep. Sweeney voting no. Rep. Custer, Rep. Garcia, Rep. Greef, Rep. Hayman, Rep. Mortensen and Rep. Winter voted by proxy.

EXECUTIVE ACTION ON HB 525

10:16:46 **Motion:** Rep. McKamey moved that **HB 525 DO PASS.**

10:17:05 **Motion:** Rep. McKamey moved that **HB 525 BE AMENDED.**
EXHIBIT(sth53a02)

Discussion:

- 10:17:42 Vice Chair Bachmeier
10:18:03 Sheri Scurr, Legislative Services Division (LSD)
10:18:34 Chair Mandeville
10:18:53 Vice Chair Bachmeier
10:19:16 Rep. Sales
10:19:31 Rep. Webb
10:19:55 Chair Mandeville
10:20:17 Sheri Scurr, LSD
10:20:36 Chair Mandeville
- 10:20:53 **Vote:** Motion carried 12-8 by roll call vote with Rep. Bachmeier, Rep. Bahr, Rep. Hayman, Rep. Karjala, Rep. Runningwolf, Rep. Sweeney, Rep. Weatherwax and Rep. Winter voting no. Rep. Custer, Rep. Garcia, Rep. Greef, Rep. Hayman, Rep. Mortensen and Rep. Winter voted by proxy.
- 10:22:24 **Motion/Vote:** Rep. McKamey moved that **HB 525 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Rep. Custer, Rep. Garcia, Rep. Greef, Rep. Hayman, Rep. Mortensen and Rep. Winter voted by proxy.

EXECUTIVE ACTION ON HJ 10

- 10:23:04 **Motion:** Rep. McKamey moved that **HJ 10 DO PASS**.
- 10:23:27 **Motion/Vote:** Rep. McKamey moved that **HJ 10 BE AMENDED**. Motion carried unanimously by voice vote. Rep. Custer, Rep. Garcia, Rep. Greef, Rep. Hayman, Rep. Mortensen and Rep. Winter voted by proxy.

EXHIBIT(sth53a03)

- 10:24:47 **Motion/Vote:** Rep. McKamey moved that **HJ 10 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Rep. Custer, Rep. Garcia, Rep. Greef, Rep. Hayman, Rep. Mortensen and Rep. Winter voted by proxy.

EXECUTIVE ACTION ON SB 3

- 10:25:34 **Motion:** Rep. McKamey moved that **SB 3 BE CONCURRED IN**.

Discussion:

- 10:26:04 Chair Mandeville
- 10:26:44 **Substitute Motion/Vote:** Rep. Shaw made a substitute motion that **SB 3 BE TABLED**. Substitute Motion carried 12-8 by roll call vote with Rep. Bachmeier, Rep. Bahr, Rep. Hayman, Rep. Karjala, Rep. Runningwolf, Rep. Sweeney, Rep. Weatherwax and Rep. Winter voting no. Rep. Custer, Rep. Garcia, Rep. Greef, Rep. Hayman, Rep. Mortensen and Rep. Winter voted by proxy.

EXECUTIVE ACTION ON SB 46

10:28:16 **Motion:** Rep. McKamey moved that **SB 46 BE CONCURRED IN.**

10:28:36 **Motion:** Rep. Garner moved that **SB 46 BE AMENDED.**
EXHIBIT(sth53a04)

Discussion:

10:29:02 Rep. Garner

10:29:18 **Vote:** Motion carried unanimously by voice vote. Rep. Custer, Rep. Garcia
Rep. Greef, Rep. Hayman, Rep. Mortensen and Rep. Winter voted by proxy.

10:29:42 **Motion/Vote:** Rep. McKamey moved that **SB 46 BE CONCURRED IN AS
AMENDED.** Motion carried unanimously by voice vote. Rep. Custer,
Rep. Garcia, Rep. Greef, Rep. Hayman, Rep. Mortensen and Rep. Winter voted
by proxy. Rep. Sales will carry the bill.

EXECUTIVE ACTION ON SB 72

10:30:52 **Motion/Vote:** Rep. McKamey moved that **SB 72 BE CONCURRED IN.** Motion
carried unanimously by voice vote. Rep. Custer, Rep. Garcia, Rep. Greef,
Rep. Hayman, Rep. Mortensen and Rep. Winter voted by proxy. Rep. Dooling
will carry the bill.

EXECUTIVE ACTION ON SB 108

10:32:14 **Motion/Vote:** Rep. McKamey moved that **SB 108 BE CONCURRED IN.** Motion
carried 15-5 by roll call vote with Rep. Garcia, Rep. Karjala, Rep. Mandeville,
Rep. Mortensen and Rep. P. Webb voting no. Rep. Custer, Rep. Garcia, Rep.
Greef, Rep. Hayman, Rep. Mortensen and Rep. Winter voted by proxy. Rep.
McKamey will carry the bill.

10:35:18 Chair Mandeville

ADJOURNMENT

Adjournment: 10:35:25

Karen Armstrong, Secretary

ka

Additional Documents:

EXHIBIT([sth53aad.pdf](#))