

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Dee Brown, on February 20, 2019 at 2:38 PM, in Room 335 Capitol

ROLL CALL

Members Present:

Sen. Dee Brown, Chair (R)
Sen. Bryce Bennett, Vice Chair (D)
Sen. Douglas (Doug) Kary, Vice Chair (R)
Sen. Mike Cuffe (R)
Sen. Janet Ellis (D)
Sen. Ryan Osmundson (R)
Sen. Frank Smith (D)
Sen. Gordon Vance (R)

Members Excused: None

Members Absent: None

Staff Present: Ginger Aldrich, Legislative Branch
Jacelyn Stewart, 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: HB 166, 2/18/2019; SB 275, 2/18/2019; SB 277, 2/18/2019

Executive Action: SJ 10 - Do Pass
SB 124 - Do Pass as Amended
SB 236 - Do Pass
SB 258 - Do Pass
SB 134 - Do Pass as Amended
SB 275 - Do Pass
SB 180 - Be Tabled
SB 227 - Be Tabled
SB 246 - Be Tabled
SB 123 - Be Tabled

EXECUTIVE ACTION ON SJ 10

14:38:44 **Motion:** Sen. Kary moved that **SJ 10 DO PASS.**

14:38:51 Sen. Osmundson entered the meeting.

14:39:03 **Motion:** Sen. Bennett moved that **SJ 10 BE AMENDED.**

EXHIBIT(sts36a01)

Discussion:

14:40:26 Chair Brown

14:41:06 Sen. Bennett

14:43:51 **Vote:** Motion failed 3-5 by roll call vote with Sen. Bennett, Sen. Ellis and Sen. F. Smith voting aye.

14:43:54 Chair Brown

14:44:15 **Vote:** Motion carried 7-1 by voice vote with Sen. Vance voting no.

EXECUTIVE ACTION ON SB 124

14:44:40 **Motion:** Sen. Kary moved that **SB 124 DO PASS.**

14:45:14 **Motion:** Sen. D. Brown moved that **SB 124 BE AMENDED.**

EXHIBIT(sts36a02)

Discussion:

14:45:38 Sheri Scurr, Legislative Services Division (LSD)

14:52:08 Chair Brown

14:52:39 Ms. Scurr, LSD

14:54:14 Chair Brown

14:54:23 Ms. Scurr

14:54:48 Chair Brown

14:55:09 **Vote:** Motion carried unanimously by voice vote.

14:55:15 **Motion/Vote:** Sen. Kary moved that **SB 124 DO PASS AS AMENDED.** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 180

14:56:32 **Motion:** Sen. Kary moved that **SB 180 DO PASS.**

Discussion:

14:57:09 Chair Brown

14:58:03 Sen. Bennett

14:59:29 Chair Brown

14:59:45 **Vote:** Motion failed 4-4 by roll call vote with Sen. Bennett, Sen. Ellis, Sen. Osmundson and Sen. F. Smith voting aye. (see executive action at timestamp 15:26:43)

HEARING ON HB 166

Opening Statement by Sponsor:

15:01:24 Rep. Mary Ann Dunwell (D), HD 84, opened the hearing on HB 166, Revise display of sample ballots at polling places.

15:01:30 Sen. Osmundson left the meeting.

Proponents' Testimony:

15:03:35 Jeff Sillick, election judge, Helena

[EXHIBIT\(sts36a03\)](#)

15:07:21 Audrey McCue, elections supervisor, Lewis and Clark County

15:08:29 Shantil Siaperas, Montana Association of Counties; Montana Association Clerk and Recorders

15:08:51 Nancy Perry, election judge

15:09:53 Barbara Harris, election judge

Opponents' Testimony: None

Informational Testimony:

15:10:39 Stuart Fuller, elections supervisor, Secretary of State's Office (SOS)

Questions from Committee Members and Responses:

15:11:00 Sen. Vance

15:11:31 Rep. Dunwell

15:12:34 Sen. Vance

15:12:47 Rep. Dunwell

15:13:46 Sen. Vance

15:14:20 Rep. Dunwell

15:14:33 Ms. McCue, Lewis and Clark County

15:15:25 Sen. Vance

15:15:35 Ms. McCue

15:15:44 Chair Brown

15:16:11 Ms. McCue

15:16:25 Chair Brown

15:16:40 Rep. Dunwell

15:17:24 Chair Brown

15:17:37 Rep. Dunwell

15:17:46 Sen. Kary

15:18:45 Mr. Stuart, SOS

Closing by Sponsor:

15:19:33 Rep. Dunwell

15:20:48 Ginger Aldrich, Legislative Services Division

HEARING ON SB 277**Opening Statement by Sponsor:**

15:21:54 Sen. Roger Webb (R), SD 23, opened the hearing on SB 277, Allow appointment and additional qualifications of county auditors.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

15:23:16 Sen. Bennett
15:23:53 Sen. Webb
15:24:05 Chair Brown
15:24:24 Sen. Webb
15:24:47 Sen. Cuffe
15:24:54 Sen. Webb
15:24:57 Sen. Cuffe
15:25:00 Sen. Webb

Closing by Sponsor:

15:25:25 Sen. Webb

EXECUTIVE ACTION ON SB 180

15:26:43 **Motion/Vote:** Sen. Kary moved that **SB 180 BE TABLED**. Motion carried 7-1 by voice vote with Sen. Ellis voting no. Sen. Osmundson voted by proxy.

15:28:01 Sen. Cuffe

EXECUTIVE ACTION ON SB 227

15:28:29 **Motion:** Sen. Kary moved that **SB 227 DO PASS**.

Discussion:

15:28:48 Sen. Ellis
15:29:29 Chair Brown

15:30:00 **Substitute Motion/Vote:** Sen. Kary made a Substitute Motion that **SB 227 BE TABLED**. Substitute Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

HEARING ON SB 275**Opening Statement by Sponsor:**

15:30:56 Sen. Albert Olszewski (R), SD 6, opened the hearing on SB 275, Authorize Judy Martz statue or bust in capitol or on grounds.

Proponents' Testimony:

15:33:08 Steve Baiamonte, General Services Division, Department of Administration

15:33:54 Webb Brown, self

EXHIBIT(sts36a04)

15:36:09 Joe Morstein, self

15:38:25 Ed Bartlett, Montana Chamber of Commerce

15:40:56 Dave Galt, self

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

15:41:40 Chair Brown

15:41:57 Sen. Olszewski

15:42:09 Sen. Ellis

15:42:35 Chair Brown

15:42:58 Ginger Aldrich, Legislative Services Division

Closing by Sponsor:

15:43:34 Sen. Olszewski

15:44:43 Chair Brown

15:44:48 Sen. Bennett

15:45:05 Chair Brown

EXECUTIVE ACTION ON SB 275

15:45:24 **Motion/Vote:** Sen. Kary moved that **SB 275 DO PASS**. Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy. (Bill was reported out of committee on 2-21-2019 after the fiscal note was received)

15:46:15 Sen. Vance left the meeting.

EXECUTIVE ACTION ON SB 236

15:47:09 **Motion/Vote:** Sen. Kary moved that **SB 236 DO PASS**. Motion carried unanimously by voice vote. Sen. Osmundson and Sen. Vance voted by proxy.

EXECUTIVE ACTION ON SB 246

15:49:18 **Motion/Vote:** Sen. Kary moved that **SB 246 BE TABLED**. Motion carried 6-2 by voice vote with Sen. Ellis and Sen. F. Smith voting no. Sen. Osmundson and Sen. Vance voted by proxy.

EXECUTIVE ACTION ON SB 258

15:50:31 **Motion:** Sen. Kary moved that **SB 258 DO PASS**.

15:50:38 Sen. Vance returned to the meeting.

Discussion:

15:51:01 Sen. Cuffe
 15:51:18 Sen. Bennett
 15:52:22 Chair Brown
 15:52:57 Sen. Cuffe
 15:53:13 Sen. Smith
 15:53:32 Chair Brown
 15:53:50 Sen. Kary
 15:54:13 Sen. Ellis

15:54:53 **Vote:** Motion carried 6-2 by voice vote with Sen. Bennett and Sen. F. Smith voting no. Sen. Osmundson voted by proxy.

EXECUTIVE ACTION ON SB 123

15:55:47 **Motion:** Sen. Kary moved that **SB 123 DO PASS.**

Discussion:

15:56:07 Chair Brown
 15:56:42 Sen. Cuffe
 15:57:29 Sen. Bennett
 15:58:28 Sen. Ellis
 15:59:05 Chair Brown

15:59:43 **Substitute Motion/Vote:** Sen. Kary made a Substitute Motion that **SB 123 BE TABLED.** Substitute Motion carried 5-3 by roll call vote with Sen. Bennett, Sen. Ellis and Sen. F. Smith voting no. Sen. Osmundson voted by proxy.

EXECUTIVE ACTION ON SB 134

16:00:40 **Motion:** Sen. Kary moved that **SB 134 DO PASS.**

16:01:19 **Motion:** Sen. D. Brown moved that **SB 134 BE AMENDED.**
[EXHIBIT\(sts36a05\)](#)

Discussion:

16:01:59 Sen. Kary

16:02:19 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

16:02:47 **Motion/Vote:** Sen. Kary moved that **SB 134 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

Committee Business:

16:03:48 Chair Brown
 16:05:20 Sen. Ellis
 16:05:34 Chair Brown

16:06:32 Sen. Ellis
16:06:48 Chair Brown
16:07:14 Sen. Cuffe
16:07:24 Chair Brown

ADJOURNMENT

Adjournment: 4:07 PM

Jacelyn Stewart, Secretary

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Additional Documents:

EXHIBIT([sts36aad.pdf](#))