

## MINUTES

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

**Call to Order:** Chair Dee Brown, on February 26, 2019 at 10:00 A.M., 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: SB 281, 2/15/2019

Executive Action: SB 285 - Do Pass  
SB 295 - Do Pass as Amended  
SB 310 - Do Pass as Amended  
SB 291 - Do Pass as Amended  
SB 277 - Be Tabled  
SB 284 - Be Tabled  
SB 309 - Be Tabled  
SJ 13 - Be Tabled  
SJ 14 - Be Tabled  
SB 281 - Vote Tied. Bill remains in committee.

10:02:30 Sen. Vance and Sen. Osmundson left the meeting.

**EXECUTIVE ACTION ON SB 277**

10:02:51 **Motion:** Sen. Kary moved that **SB 277 DO PASS.**

10:03:02 Sen. Smith entered the meeting.

10:03:18 **Substitute Motion/Vote:** Sen. Kary made a Substitute Motion that **SB 277 BE TABLED.** Substitute Motion carried unanimously by voice vote. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

**EXECUTIVE ACTION ON SB 284**

10:04:50 **Motion:** Sen. Kary moved that **SB 284 DO PASS.**

**Discussion:**

10:05:09 Sen. Bennett

10:05:51 Chair Brown

10:06:14 **Vote:** Motion failed 2-6 by roll call vote with Sen. Bennett and Sen. F. Smith voting aye. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

10:07:16 **Motion/Vote:** Sen. Kary moved that **SB 284 BE TABLED.** Motion carried 5-0 by voice vote. Sen. Ellis, Sen. Osmundson and Sen. Vance were excused.

**EXECUTIVE ACTION ON SB 285**

10:07:42 **Motion:** Sen. Kary moved that **SB 285 DO PASS.**

**Discussion:**

10:08:02 Sen. Bennett

10:08:14 Ginger Aldrich, Legislative Services Division (LSD)

10:08:27 **Vote:** Motion carried unanimously by voice vote. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

**EXECUTIVE ACTION ON SB 291**

10:08:55 **Motion:** Sen. Kary moved that **SB 291 DO PASS.**

10:08:59 Chair Brown

10:09:59 Beth Brenneman, Disability Rights Montana

10:10:10 Chair Brown

10:10:19 Without objection, Sen. Kary withdrew the DO PASS motion.

**EXECUTIVE ACTION ON SB 295**

10:10:47 **Motion:** Sen. Kary moved that **SB 295 DO PASS.**

**Discussion:**

10:10:50 Chair Brown

10:11:33 **Motion:** Sen. Bennett moved that **SB 295 BE AMENDED.**  
**[EXHIBIT\(sts41a01\)](#)**

**Discussion:**

10:11:44 Ms. Aldrich, LSD

10:12:33 **Vote:** Motion carried unanimously by voice vote. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

10:12:57 **Motion:** Sen. Kary moved that **SB 295 DO PASS AS AMENDED.**

10:13:05 **Motion:** Sen. Kary moved that **SB 295 BE CONCEPTUALLY AMENDED.**

**Discussion:**

10:13:37 Chair Brown

10:14:11 Sen. Bennett

10:14:54 Chair Brown

10:15:16 Ms. Aldrich

10:15:38 Sen. Bennett

10:15:48 Sen. Cuffe

10:16:05 **Vote:** Motion carried unanimously by voice vote. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

10:16:25 **Motion:** Sen. Kary moved that **SB 295 DO PASS AS AMENDED.**

10:16:34 **Motion:** Sen. Bennett moved that **SB 295 BE AMENDED.**  
**[EXHIBIT\(sts41a02\)](#)**

**Discussion:**

10:17:00 Ms. Aldrich

10:17:18 Chair Brown

10:17:46 **Vote:** Motion carried unanimously by voice vote. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

10:18:01 **Motion:** Sen. Kary moved that **SB 295 DO PASS AS AMENDED.**

10:18:37 **Vote:** Motion carried unanimously by voice vote. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

**EXECUTIVE ACTION ON SB 309**

10:19:02 **Motion:** Sen. Kary moved that **SB 309 DO PASS.**

10:19:35 **Substitute Motion/Vote:** Sen. Kary made a Substitute Motion that **SB 309 BE TABLED**. Substitute Motion carried 7-1 by voice vote with Sen. Ellis voting no. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

**EXECUTIVE ACTION ON SB 310**

10:20:11 **Motion:** Sen. Kary moved that **SB 310 DO PASS**.

10:20:37 **Motion:** Sen. D. Brown moved that **SB 310 BE AMENDED**.  
[EXHIBIT\(sts41a03\)](#)

10:22:06 **Vote:** Motion carried unanimously by voice vote. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

10:22:44 **Motion:** Sen. Kary moved that **SB 310 DO PASS AS AMENDED**.

10:23:13 **Motion:** Sen. Bennett moved that **SB 310 BE CONCEPTUALLY AMENDED**.

**Discussion:**

10:24:46 Chair Brown  
10:25:32 Sen. Bennett  
10:26:30 Chair Brown

10:26:46 **Vote:** Motion failed 3-5 by roll call vote with Sen. Bennett, Sen. Ellis and Sen. F. Smith voting aye. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

10:27:30 **Motion/Vote:** Sen. Kary moved that **SB 310 DO PASS AS AMENDED**. Motion carried 6-2 by roll call vote with Sen. Bennett and Sen. Ellis voting no. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

**EXECUTIVE ACTION ON SJ 13**

10:28:56 **Motion:** Sen. Kary moved that **SJ 13 DO PASS**.

**Discussion:**

10:29:34 Sen. Cuffe  
10:30:45 Chair Brown

10:31:05 **Substitute Motion/Vote:** Sen. Kary made a Substitute Motion that **SJ 13 BE TABLED**. Substitute Motion carried 6-2 by voice vote with Sen. Cuffe and Sen. F. Smith voting no. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

**EXECUTIVE ACTION ON SJ 14**

10:31:55 **Motion:** Sen. Kary moved that **SJ 14 DO PASS**.

**Discussion:**

10:32:21 Sen. Cuffe  
10:33:25 Chair Brown

10:34:21 Sen. Smith

10:35:04 **Vote:** Motion failed 3-5 by roll call vote with Sen. Bennett, Sen. Ellis and Sen. F. Smith voting aye. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

10:35:56 **Motion/Vote:** Sen. Kary moved that **SJ 14 BE TABLED**. Motion carried 7-1 by voice vote with Sen. F. Smith voting no. Sen. Ellis, Sen. Osmundson and Sen. Vance voted by proxy.

10:36:31 Chair Brown

10:37:00 Ginger Aldrich

[EXHIBIT\(sts41a04\)](#)

10:37:31 Chair Brown

10:37:40 Recess

11:04:17 Reconvened

Sen. Vance entered the meeting.

**HEARING ON SB 281**

**Opening Statement by Sponsor:**

11:04:35 Sen. Jennifer Fielder (R), SD 7, opened the hearing on SB 281, Provide federalism training for certain state employees.

[EXHIBIT\(sts41a05\)](#)

[EXHIBIT\(sts41a06\)](#)

**Proponents' Testimony:** None

**Opponents' Testimony:**

11:12:42 Rachel Carroll Rivas, co-director, Montana Human Rights Network

11:18:42 Sen. Ellis entered the meeting.

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

11:18:53 Chair Brown

11:19:17 Sen. Fielder

**Closing by Sponsor:**

11:21:25 Sen. Fielder

**EXECUTIVE ACTION ON SB 281**

11:23:25 **Motion/Vote:** Sen. Kary moved that **SB 281 DO PASS**. Motion failed 4-4 by roll call vote with Sen. D. Brown, Sen. Cuffe, Sen. Kary and Sen. Vance voting aye. Sen. Osmundson voted by proxy.

11:24:30 **Motion/Vote:** Sen. Bennett moved that **SB 281 BE TABLED**. Motion failed 4-4 by voice vote with Sen. Bennett, Sen. Ellis, Sen. Osmundson and Sen. F. Smith voting aye. Sen. Osmundson voted by proxy.

**EXECUTIVE ACTION ON SB 291**

11:25:08 **Motion:** Sen. Kary moved that **SB 291 DO PASS**.

11:25:34 **Motion:** Sen. Kary moved that **SB 291 BE AMENDED**. (see exhibit 4)

**Discussion:**

11:25:51 Ms. Aldrich

11:29:18 Sen. Cuffe

11:29:44 Ms. Aldrich

11:29:58 Chair Brown

11:30:29 Sen. Ellis

11:30:55 Chair Brown

11:31:07 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

11:31:22 **Motion/Vote:** Sen. Kary moved that **SB 291 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

**ADJOURNMENT**

Adjournment: 11:31 AM

---

Jacelyn Stewart, Secretary

js

Additional Documents:

**EXHIBIT**([sts41aad.pdf](#))