

## MINUTES

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

**Call to Order:** Chair Dee Brown, on March 13, 2019 at 2:40 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. Frank Smith (D)  
Sen. Gordon Vance (R)

**Members Excused:**

Sen. Ryan Osmundson (R)

**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 204, 2/28/2019; HB 219, 2/28/2019; HB 234, 2/28/2019

Executive Action: HB 129 - Be Tabled  
HB 126 - Be Concurred In as Amended  
HB 137 - Be Concurred In  
HB 164 - Be Concurred In  
HB 166 - Be Concurred In as Amended

**EXECUTIVE ACTION ON HB 126**

14:40:21 **Motion:** Sen. Kary moved that **HB 126 BE CONCURRED IN.**

14:40:41 **Motion:** Sen. Kary moved that **HB 126 BE AMENDED.**  
**EXHIBIT(sts51a01)**

**Discussion:**

14:41:34 Chair Brown

14:41:45 Ginger Aldrich, Legislative Services Division (LSD)

14:41:58 **Vote:** Motion carried 7-1 by voice vote with Sen. Bennett voting no. Sen. Osmundson voted by proxy.

14:42:18 **Motion/Vote:** Sen. Kary moved that **HB 126 BE CONCURRED IN AS AMENDED.** Motion carried 7-1 by voice vote with Sen. Vance voting no. Sen. Osmundson voted by proxy. Sen. Temple will carry the bill.

14:42:49 Ms. Aldrich, LSD

**EXECUTIVE ACTION ON HB 129**

14:43:13 **Motion:** Sen. Kary moved that **HB 129 BE CONCURRED IN.**

**Discussion:**

14:43:43 Sen. Cuffe

14:46:10 Chair Brown

14:46:29 Ms. Aldrich

14:47:52 Chair Brown

14:48:24 **Vote:** Motion failed 2-6 by roll call vote with Sen. Bennett and Sen. F. Smith voting aye. Sen. Osmundson voted by proxy.

14:49:08 **Motion/Vote:** Sen. Kary moved that **HB 129 BE TABLED.** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

14:49:17 Sen. Vance left the meeting.

**EXECUTIVE ACTION ON HB 137**

14:49:33 **Motion/Vote:** Sen. Kary moved that **HB 137 BE CONCURRED IN.** Motion carried unanimously by voice vote. Sen. Osmundson and Sen. Vance voted by proxy. Sen. Bennett will carry the bill.

**EXECUTIVE ACTION ON HB 164**

14:50:52 **Motion:** Sen. Kary moved that **HB 164 BE CONCURRED IN.**

**Discussion:**

14:51:01 Chair Brown

14:51:51 Sen. Kary  
 14:52:24 Sen. Smith  
 14:52:52 Chair Brown  
 14:53:10 Sen. Smith  
 14:53:23 Sen. Kary  
 14:53:56 Chair Brown  
 14:54:22 Sen. Smith

14:54:43 **Vote:** Motion carried 7-1 by voice vote with Sen. Vance voting no. Sen. Osmundson and Sen. Vance voted by proxy. Sen. Kary will carry the bill.

### **EXECUTIVE ACTION ON HB 166**

14:55:23 **Motion:** Sen. Kary moved that **HB 166 BE CONCURRED IN.**

14:56:08 **Motion:** Sen. Ellis moved that **HB 166 BE AMENDED.**  
[EXHIBIT\(sts51a02\)](#)

14:57:04 **Motion/Vote:** Sen. D. Brown moved that **AMENDMENT HB016601.AKA BE AMENDED CONCEPTUALLY TO CHANGE THE WORD "MAY" TO "MUST".** Motion carried unanimously by voice vote. Sen. Osmundson and Sen. Vance voted by proxy.

14:58:22 **Vote:** Motion to amend HB 166 with amendment HB016601.AKA, as conceptually amended, carried 6-2 by voice vote with Sen. Osmundson and Sen. Vance voting no. Sen. Osmundson and Sen. Vance voted by proxy.

14:58:51 **Motion/Vote:** Sen. Kary moved that **HB 166 BE CONCURRED IN AS AMENDED.** Motion carried 6-2 by voice vote with Sen. Osmundson and Sen. Vance voting no. Sen. Osmundson and Sen. Vance voted by proxy. Sen. Ellis will carry the bill.

14:59:33 Ginger Aldrich

### **HEARING ON HB 204**

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

15:00:50 Rep. Marilyn Ryan (D), HD 99, opened the hearing on HB 204, Generally revise teachers' retirement system laws.

[EXHIBIT\(sts51a03\)](#)

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

15:09:12 Shawn Graham, executive director, Montana Teachers' Retirement System (TRS)

[EXHIBIT\(sts51a04\)](#)

[EXHIBIT\(sts51a05\)](#)

15:18:30 Diane Fladmo, Montana Federation of Public Employees

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

15:19:13 Chair Brown  
 15:20:22 Mr. Graham, TRS  
 15:20:29 Sen. Cuffe  
 15:21:10 Rep. Ryan  
 15:23:09 Mr. Graham

**Closing by Sponsor:**

15:25:43 Rep. Ryan

**HEARING ON HB 234**

**Opening Statement by Sponsor:**

15:26:39 Rep. Jessica Karjala (D), HD 48, opened the hearing on HB 234, Revise bond validating act laws.

**Proponents' Testimony:**

15:27:26 Mark Bruno, financial manager, Directors Office, Department of Administration (DOA)

[EXHIBIT\(sts51a06\)](#)

[EXHIBIT\(sts51a07\)](#)

[EXHIBIT\(sts51a08\)](#)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

15:32:02 Chair Brown  
 15:32:22 Mr. Bruno, DOA

**Closing by Sponsor:**

15:32:35 Rep. Karjala

15:33:37 Chair Brown

**HEARING ON HB 219**

**Opening Statement by Sponsor:**

15:34:06 Rep. Shane Morigeau (D), HD 95, opened the hearing on HB 219, Establish Indigenous Peoples Day in Montana.

**Proponents' Testimony:**

15:42:53 Jason Smith, director, Office of Indian Affairs, Governor's Office  
 15:43:19 Arthur Weatherwax, self  
 15:43:38 Patrick Yawakie, self  
 15:45:30 Shelly Fyant, Confederated Salish and Kootenai Tribal Council

- 15:49:10 Regina MadPlume, Native American Cultural Specialist Cherry Valley Elementary School
- 15:55:22 David Beck, self  
[EXHIBIT\(sts51a09\)](#)
- 16:00:41 Iko'tsimiskimaki Beck, on behalf of Rosalyn R. LaPier  
[EXHIBIT\(sts51a10\)](#)
- 16:05:28 Susan Fenner, program director, Montana Native Vote  
[EXHIBIT\(sts51a11\)](#)
- 16:07:39 Garret Lankford, Montana Human Rights Network
- 16:08:07 Amanda Curtis, Montana Federation of Public Employees
- 16:08:55 Colleen Campbell, self
- 16:10:59 Alexander Newby, self
- 16:13:32 Danielle Vazquez, Montana Women Vote
- 16:14:00 Kyle Felsman, tribal historic preservation officer, Confederated Salish and Kootenai Tribes
- 16:15:39 Patrick Matt, Jr., self
- 16:17:55 Ben Pease, self
- 16:19:06 Chandra Whiteman LaForge, self
- 16:19:42 Alexis Beavers, Two Eagle River School
- 16:20:07 Stephanie Fisher, science teacher, Two Eagle River School
- 16:21:17 Cameron Three Irons, self
- 16:22:02 Whisper McCrea, self
- 16:22:33 Alex Gray, self
- 16:22:56 Makenna Sellers, Northern Plains Resource Council; Montana Environmental Information Center
- 16:23:21 Jan Strout, president, Montana State Chapter of the National Organization for Women  
[EXHIBIT\(sts51a12\)](#)
- 16:24:52 Linda Gryczan, self  
[EXHIBIT\(sts51a13\)](#)
- 16:25:36 Molly Moody, Big Sky 55+
- 16:26:13 Sydney Barry, policy assistant, Montana Coalition Against Domestic and Sexual Violence
- 16:26:33 Cinda Burd, self
- 16:26:48 Reberta Duckhead, self
- 16:27:17 Christopher Carter, self
- 16:28:34 Sen. Diane Sands, SD 49
- 16:28:56 Leslie Butler, self
- 16:29:05 Rachelle Hewankorn, self
- 16:29:31 Zion Bolen, self
- 16:29:47 Jordan Thompson, Confederated Salish and Kootenai Tribes, Blackfeet Tribes
- 16:30:04 Jaimie Stevenson, history teacher, Two Eagle River School
- 16:30:24 Mea Vonwodtke, self
- 16:30:57 Sen. Jen Gross, SD 25

16:31:14 Hannah Roush, self  
16:31:30 Marsha Small, co-founder, Indigenous Peoples Day Montana  
16:32:29 Sen. Susan Webber, SD 8

**Opponents' Testimony:**

16:33:07 Allen Cormany, state deputy, Knights of Columbus

**Informational Testimony:** None

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

**Closing by Sponsor:**

16:35:06 Rep. Morigeau

[EXHIBIT\(sts51a14\)](#)

[EXHIBIT\(sts51a15\)](#)

[EXHIBIT\(sts51a16\)](#)

**ADJOURNMENT**

Adjournment: 4:41 PM

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Jacelyn Stewart, Secretary

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**Additional Documents:**

Additional Documents:

**EXHIBIT([sts51aad.pdf](#))**