MINUTES

MONTANA SENATE
67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON RULES

Call to Order: Chair Cary Smith, on December 16, 2020 at 4:05 P.M., by Zoom Video Conference

ROLL CALL

Members Present:
Sen. Cary Smith, Chair (R)
Sen. Steve Fitzpatrick, Vice Chair (R)
Sen. Bryce Bennett, Vice Chair (D)
Sen. Mark Blasdel (R)
Sen. Ellie Boldman (D)
Sen. Bob Brown (R)
Sen. Jill Cohenour (D)
Sen. Jason W. Ellsworth (R)
Sen. Pat Flowers (D)
Sen. Greg Hertz (R)
Sen. Douglas (Doug) Kary (R)
Sen. Bob Keenan (R)
Sen. Tom McGillvray (R)
Sen. Shane A. Morigeau (D)
Sen. JP Pomnichowski (D)

Members Excused: None

Members Absent: None

Staff Present: Jaret Coles, Legislative Branch
Nadine Spencer, 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:

Voted to preintroduce SR1 as Amended

Amendments passed: SR000102.AJC, SR000103.AJC, SR000104.AJC, SR000107.AJC as amended

Voted a conceptual amendment to cite "most recent version of Masons instead of 2010"

REVIEW OF EXISTING AND NEW AMENDMENTS TO BE OFFERED UP IN EXECUTIVE ACTION ON SENATE RESOLUTION NO. 1 FOR PREINTRODUCTION

SR000104.AJC
16:06:50   Sen. Fitzpatrick discussed SR000104.AJC.
EXHIBIT(rus00e01)

Committee questions:
16:07:54   Sen. Pomnichowski
16:10:34   Sen. Smith
16:10:59   Sen. McGillvray
16:11:16   Jaret Coles, staff attorney, Legislative Services Division (LSD)
16:12:28   Sen. Smith
16:12:47   Trevor Graff, Zoom manager, LSD
16:12:53   Sen. Smith

SR000106.AJC
16:13:20   Sen. Kary discussed SR000106.AJC.
EXHIBIT(rus00e02)

Committee questions:
16:14:15   Sen. Fitzpatrick
16:14:40   Sen. Kary

SR000107.AJC
16:15:00   Sen. Kary discussed SR000107.AJC.
EXHIBIT(rus00e03)

Committee questions:
16:16:20   Sen. Pomnichowski
16:18:02   Mr. Coles
16:18:35   Sen. Cohenour
16:18:59   Mr. Coles
16:21:00   Sen. Cohenour
16:21:25   Mr. Coles
16:22:02   Sen. Cohenour
16:22:20   Sen. Kary
16:23:02   Sen. Cohenour
16:23:17   Sen. Kary
16:23:47   Sen. Cohenour
16:24:26   Sen. Kary
16:24:35   Sen. Ellsworth
16:24:58   Sen. Kary
16:25:05   Sen. Smith

SR000108.AJC
16:25:25   Sen. Cohenour discussed SR000108.AJC.
EXHIBIT(rus00e04)

Committee questions:
16:27:05   Sen. Smith
16:27:27   Sen. Ellsworth
16:28:06   Sen. Cohenour
16:29:00   Sen. Ellsworth
16:29:14   Sen. Cohenour
16:29:31   Sen. Ellsworth
16:30:08   Sen. Cohenour
16:31:07   Sen. Ellsworth
16:31:21   Sen. Cohenour
16:32:04   Sen. Ellsworth

PUBLIC COMMENT ON THE AMENDMENTS TO SENATE RESOLUTION NO. 1 FOR PREINTRODUCTION
None

EXECUTIVE ACTION ON SENATE RESOLUTION 1 FOR PREINTRODUCTION

16:33:07   **Motion:** Sen. Smith moved SR1 for preintroduction.

16:33:26   **Motion:** Sen. Fitzpatrick moved that **SR1 BE AMENDED WITH AMENDMENT SR000102.AJC.**
EXHIBIT(rus00e05)

Discussion:
16:33:42   Sen. Pomnichowski
16:33:49   Sen. Fitzpatrick

16:34:20   **Vote:** Motion carried unanimously by voice vote.

16:34:42   **Motion:** Sen. Fitzpatrick moved that **SR1 BE AMENDED WITH AMENDMENT SR000103.AJC.**
EXHIBIT(rus00e06)

Discussion:
16:35:10   President Blasdel

16:36:19   **Vote:** Motion carried unanimously by voice vote.

16:36:40   **Motion/Vote:** Sen. Fitzpatrick moved that **SR1 BE AMENDED WITH AMENDMENT SR000104.AJC.** Motion carried unanimously by voice vote.

16:37:32   **Motion:** Sen. Fitzpatrick moved that **SR1 BE AMENDED WITH AMENDMENT SR000106.AJC.**

Discussion:
16:37:49   Sen. Kary
16:38:14   Sen. Flowers
16:38:30   Sen. Kary

16:38:44	Sen. Flowers
16:38:59	Sen. Fitzpatrick
16:40:03	Sen. Ellsworth
16:40:37	Sen. Keenan
16:42:00	Sen. Blasdel
16:43:04	Sen. Kary
16:43:34	Sen. Smith
16:45:47	Sen. McGillvray
16:46:45	Sen. Ellsworth
16:47:32	Sen. Kary

16:48:06   **Vote:** Motion failed 7-8 by roll call vote. Sen. Blasdel, Sen. Brown, Sen. Ellsworth, Sen. Hertz, Sen. Kary, Sen. McGillvray, and Sen. Smith voted aye.

16:49:32   **Motion:** Sen. Fitzpatrick moved that **SR1 BE AMENDED WITH AMENDMENT SR000107.AJC.**

Discussion:

16:49:55   Sen. Kary

16:50:29   **Motion:** Sen. Fitzpatrick moved to **TO STRIKE SECTION 3 AND 4 FROM AMENDMENT SR000107.AJC.**

Discussion:

16:51:08	Sen. Kary
16:51:20	Sen. Smith
16:51:26	Sen. Kary
16:51:31	Sen. Fitzpatrick

16:51:36   **Vote:** The motion carried 14-1 by roll call vote. Sen. Morigeau voted no.

16:52:55   Sen. Pomnichowski

16:53:30   **Motion:** Sen. Fitzpatrick moved that **SR1 BE AMENDED WITH AMENDMENT SR000107.AJC AS AMENDED.** Motion carried 10-5 by roll call vote. Sen. Bennett, Sen, Boldman, Sen. Cohenour, Sen. Flowers, and Sen. Morigeau voted no.

16:54:56   **Motion:** Sen. Fitzpatrick moved that **SR1 BE AMENDED WITH AMENDMENT SR000108.AJC.**

Discussion:

16:55:13	Sen. Cohenour
16:55:35	Sen. Ellsworth
16:55:54	Sen. Smith
16:56:21	Sen. Ellsworth
16:58:15	Sen. Smith
17:00:00	Sen. Cohenour
17:00:09	Mr. Coles
17:01:05	Sen. Hertz

17:01:49	Mr. Coles
17:03:11	Sen. Smith
17:03:44	Sen. Ellsworth
17:04:36	Sen. Cohenour
17:05:49	Sen. Smith
17:06:06	Sen. Keenan
17:06:57	Sen. McGillvray
17:07:48	Sen. Cohenour
17:09:47	Sen. Smith
17:10:20	Sen. Cohenour

EXHIBIT(rus00e07)

17:12:06	Sen. Smith
17:12:19	Sen. Cohenour

17:12:47   **Vote:** Motion failed 6-9 by roll call vote. Sen. Bennett, Sen. Boldman, Sen. Cohenour, Sen. Flowers, Sen. Morigeau, and Sen. Pomnichowski voted aye.

17:13:54   **Motion:** Sen. Cohenour moved to draft a committee bill revising legislator compensation and expense payments during the 67th Legislative Session.

Discussion:

17:14:18	Sen. Ellsworth
17:14:41	Sen. Cohenour
17:15:19	Sen. Hertz
17:15:32	Sen. Smith
17:15:45	Sen. Cohenour withdrew the motion.
17:15:48	Sen. Fitzpatrick

17:15:57   **Motion:** Sen. Hertz moved to **AMEND SR 60-20 CONCEPTUALLY AND CHANGE THE REFERENCE IN MASONS FROM 2010 TO 2020.**

Discussion:

17:16:21   Sen. Flowers said he recommends changing the reference to "most recent version of Masons."

17:16:49   Sen. Hertz agreed.

17:17:29   **Vote:** The motion carried unanimously by voice vote.

17:17:32   **Motion/Vote:** Sen. Smith moved that **SR1 BE PREINTRODUCED AS AMENDED.** The motion carried 13-2 by roll call vote. Sen. Bennett and Sen. Morigeau voted no.

17:19:25   **Motion/Vote:** Sen. Cohenour moved to draft a committee bill revising legislator compensation and per diem during a pandemic session. The motion failed 8-7 by roll call vote. (committee bills require a three-quarter majority vote) Sen. Brown, Sen. Ellsworth, Sen. Hertz, Sen. Kary, Sen. Keenan, Sen. McGillvray, and Sen. Smith voted no.

Discussion:

17:21:39	Sen. Ellsworth
17:21:50	Sen. Smith
17:21:57	Mr. Coles
17:22:24	Sen. Smith
17:22:41	Sen. McGillvray
17:23:10	Sen. Flowers
17:23:37	Sen. Smith
17:23:45	Sen. Flowers
17:23:56	Mr. Coles
17:24:08	Sen. Smith
17:24:58	President Blasdel
17:25:34	Sen. Smith

ADJOURNMENT

Adjournment: 5:26 P.M.

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Nadine Spencer, Secretary

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Additional Documents:

Additional Documents:

EXHIBIT([rus00ead.pdf)](rus00ead.pdf)