

## MINUTES

### MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION

**Call to Order:** Chair Douglas (Doug) Kary, on April 14, 2021 at 3:39 PM, in Room 335 Capitol

#### ROLL CALL

**Members Present in the Committee Room:**

Sen. Douglas (Doug) Kary, Chair (R)  
Sen. Bryce Bennett, Vice Chair (D)  
Sen. Gordon Vance, Vice Chair (R)  
Sen. Mike Cuffe (R)  
Sen. Janet Ellis (D)  
Sen. Mike Fox (D)  
Sen. Walt Sales (R)

**Members Excused:**

Sen. Ryan Osmundson (R)

**Members Absent:** None

**Staff Present:** Ginger Aldrich, Legislative Branch  
Alex Colafrancesco, Remote Meeting Coordinator  
Jacelyn Sterling, 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 651, 4/12/2021

Executive Action: HB 643- Vote tied bill remains in committee; SR 76 - Be Adopted; SR 82 Be Adopted; SR 85 - Be Adopted; SR 86 - Be Adopted; SR 96 - Be Adopted; SJ 23 - Do Pass; HB 635 - Be Concurred in; HB 522 - Be Concurred in as Amended; HB 689 - Be Concurred in as Amended

15:39:15 Chair Kary

### **HEARING ON HB 651**

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

15:39:56 Rep. Marta Bertoglio (R), HD 75, opened the hearing on HB651, Generally revise ballot initiative laws.

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

15:42:32 Mark Taylor, Taylor Luther Group (TLG)

[EXHIBIT\(sts71a01\)](#)

#### **Opponents' Testimony:**

15:44:37 Ruthie Barbour, Forward Montana

15:46:43 Katjana Stutzer, Montana Public Interest Research Group (MontPIRG)

**Informational Testimony:** None

#### **Questions from Committee Members and Responses:**

15:51:27 Sen. Ellis  
15:52:31 Ginger Aldrich, Legislative Services Division (LSD)  
15:53:02 Sen. Bennett  
15:55:49 Rep. Bertoglio  
15:56:19 Sen. Ellis  
15:58:28 Rep. Bertoglio  
15:59:00 Sen. Ellis  
15:59:22 Chair Kary  
16:00:36 Mr. Taylor, TLG  
16:01:49 Chair Kary  
16:04:17 Ms. Stutzer, MontPIRG  
16:04:44 Sen. Bennett  
16:05:15 Ms. Stutzer  
16:05:44 Sen. Ellis  
16:07:21 Rep. Bertoglio  
16:07:59 Sen. Ellis  
16:08:30 Chair Kary  
16:09:04 Sen. Ellis  
16:09:23 Ms. Aldrich, LSD

#### **Closing by Sponsor:**

16:10:26 Rep. Bertoglio

16:12:25 Chair Kary

16:12:44 Recess

16:27:13 Reconvened

### **EXECUTIVE ACTION ON HB 522**

16:27:24 **Motion:** Sen. Vance moved that **HB 522 BE CONCURRED IN.**

**Discussion:**

16:27:39 Ginger Aldrich, Legislative Services Division (LSD)

16:27:47 **Motion:** Sen. Bennett moved that **HB 522 BE AMENDED.**  
**EXHIBIT(sts71a02)**

**Discussion:**

16:29:17 Chair Kary  
16:29:47 Sen. Bennett  
16:30:10 Chair Kary  
16:30:21 Sen. Bennett

16:31:14 **Vote:** Motion carried unanimously by voice vote. Sen. Cuffe and Sen. Osmundson voted by proxy.

16:31:33 **Motion:** Sen. Vance moved that **HB 522 BE CONCURRED IN AS AMENDED.**

**Discussion:**

16:31:50 Chair Kary  
16:32:14 Ms. Aldrich, LSD  
16:33:48 Sen. Bennett  
16:33:51 Ms. Aldrich

16:34:18 **Vote:** Motion carried unanimously by roll call vote. Sen. Cuffe and Sen. Osmundson voted by proxy. Sen. Fox will carry the bill.

**EXECUTIVE ACTION ON HB 635**

16:35:28 **Motion:** Sen. Vance moved that **HB 635 BE CONCURRED IN.**

**Discussion:**

16:35:57 Chair Kary  
16:36:01 Sen. Bennett  
16:36:11 Chair Kary  
16:36:44 Ginger Aldrich, Legislative Services Division (LSD)  
16:36:57 Chair Kary  
16:37:16 Ms. Aldrich, LSD  
16:37:42 Sen. Ellis  
16:38:22 Chair Kary

16:38:43 **Vote:** Motion carried 5-3 by roll call vote with Sen. Bennett, Sen. Ellis and Sen. Fox voting no. Sen. Cuffe and Sen. Osmundson voted by proxy. Sen. Kary will carry the bill.

**EXECUTIVE ACTION ON HB 643**

16:39:37 **Motion:** Sen. Vance moved that **HB 643 BE CONCURRED IN.**

**Discussion:**

16:39:45 Chair Kary

16:39:54 Sen. Vance  
16:40:00 Ginger Aldrich Legislative Services Division (LSD)

16:40:03 **Motion:** Sen. Vance moved that **HB 643 BE AMENDED.**  
[EXHIBIT\(sts71a03\)](#)

**Discussion:**

16:40:19 Ms. Aldrich, LSD

16:40:47 **Vote:** Motion carried unanimously by voice vote. Sen. Cuffe and Sen. Osmundson voted by proxy.

16:41:02 **Motion:** Sen. Vance moved that **HB 643 BE CONCURRED IN AS AMENDED.**

**Discussion:**

16:41:20 Sen. Ellis

16:41:57 Sen. Cuffe entered the meeting.

16:43:02 Sen. Bennett

16:44:46 **Vote:** Motion failed 4-4 by roll call vote with Sen. Bennett, Sen. Ellis, Sen. Fox and Sen. Sales voting aye. Sen. Osmundson voted by proxy.

**EXECUTIVE ACTION ON HB 689**

16:45:23 **Motion:** Sen. Vance moved that **HB 689 BE CONCURRED IN.**

**Discussion:**

16:45:34 Ginger Aldrich, Legislative Services Division (LSD)

16:46:11 Chair Kary

16:46:40 **Motion/Vote:** Sen. Vance moved that **HB 689 BE AMENDED.** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

[EXHIBIT\(sts71a04\)](#)

16:47:24 **Motion:** Sen. Vance moved that **HB 689 BE AMENDED.**  
[EXHIBIT\(sts71a05\)](#)

**Discussion:**

16:47:37 Ms. Aldrich, LSD

16:49:09 Sen. Bennett

16:50:46 **Vote:** Motion carried 5-3 by roll call vote with Sen. Bennett, Sen. Ellis and Sen. Fox voting no. Sen. Osmundson voted by proxy.

16:51:12 **Motion:** Sen. Vance moved that **HB 689 BE CONCURRED IN AS AMENDED.**

**Discussion:**

16:51:33 Sen. Bennett

16:52:31 **Vote:** Motion carried 5-3 by roll call vote with Sen. Bennett, Sen. Ellis and Sen. Fox voting no. Sen. Osmundson voted by proxy. Sen. Fitzpatrick will carry the bill.

**EXECUTIVE ACTION ON SJ 23**

16:53:31 **Motion/Vote:** Sen. Vance moved that **SJ 23 DO PASS**. Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

**EXECUTIVE ACTION ON SR 76**

16:54:35 **Motion:** Sen. Vance moved that **SR 76 BE ADOPTED**.

**Discussion:**

16:54:51 Sen. Bennett

16:56:44 Chair Kary

16:56:55 **Vote:** Motion carried 5-3 by roll call vote with Sen. Bennett, Sen. Ellis and Sen. Fox voting no. Sen. Osmundson voted by proxy.

**EXECUTIVE ACTION ON SR 82**

16:57:27 **Motion:** Sen. Vance moved that **SR 82 BE ADOPTED**.

**Discussion:**

16:57:31 Chair Kary

16:57:58 Sen. Bennett

16:58:13 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

**EXECUTIVE ACTION ON SR 85**

16:58:29 **Motion:** Sen. Vance moved that **SR 85 BE ADOPTED**.

**Discussion:**

16:58:36 Chair Kary

16:59:37 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

**EXECUTIVE ACTION ON SR 86**

16:59:54 **Motion:** Sen. Vance moved that **SR 86 BE ADOPTED**.

**Discussion:**

17:00:13 Chair Kary

17:00:29 Sen. Bennett

17:00:53 Sen. Vance

17:00:57 Sen. Bennett

17:01:34 Sen. Vance  
17:01:46 Ginger Aldrich, Legislative Services Division (LSD)  
17:02:17 Sen. Bennett  
17:02:47 Sen. Vance  
17:03:06 Sen. Bennett  
17:03:14 Sen. Vance  
17:03:26 Sen. Bennett  
17:03:49 Chair Kary  
17:04:01 Ms. Aldrich, LSD  
17:04:32 Sen. Vance  
17:04:44 Chair Kary  
17:04:53 Ms. Aldrich  
17:05:12 Chair Kary  
17:05:16 Ms. Aldrich  
17:05:31 Sen. Cuffe  
17:05:45 Chair Kary  
17:06:11 Ms. Aldrich

17:06:25 **Motion/Vote:** Sen. Bennett moved **TO AMEND SR 86 WITHOUT LINE 13**. Motion failed 3-5 by roll call vote with Sen. Bennett, Sen. Ellis and Sen. Fox voting aye. Sen. Osmundson voted by proxy.

17:07:29 **Motion/Vote:** Sen. Vance moved that **SR 86 BE ADOPTED**. Motion carried 5-3 by roll call vote with Sen. Bennett, Sen. Ellis and Sen. Fox voting no. Sen. Osmundson voted by proxy.

#### **EXECUTIVE ACTION ON SR 96**

17:08:12 **Motion/Vote:** Sen. Vance moved that **SR 96 BE ADOPTED**. Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

#### **EXECUTIVE ACTION ON HB 618**

17:09:02 **Motion:** Sen. Cuffe moved that **HB 618 BE REMOVED FROM TABLE**.

#### **Discussion:**

17:10:05 Sen. Ellis  
17:10:13 Chair Kary  
17:10:30 Sen. Cuffe

17:10:56 **Vote:** Motion failed 3-4 by roll call vote with Sen. Cuffe, Sen. Kary and Sen. Sales voting aye.

#### **Committee Business:**

17:11:44 Chair Kary

**ADJOURNMENT**

Adjournment: 5:11 PM

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Jacelyn Sterling, Secretary

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Additional Documents:

**EXHIBIT**([sts71aad.pdf](#))