



State Administration and Veterans' Affairs Interim Committee

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59th Montana Legislature

SENATE MEMBERS

KEITH BALES
CAROLYN SQUIRES
BILL TASH
JOSEPH TROPILA

HOUSE MEMBERS

RALPH HEINERT
VERDELL JACKSON
RALPH LENHART
VERONICA SMALL-EASTMAN

COMMITTEE STAFF

DAVE BOHYER, Lead Staff
JOHN MACMASTER, Staff Attorney
FONG HOM, Secretary

AGENDA

STATE ADMINISTRATION AND VETERANS' AFFAIRS INTERIM COMMITTEE

November 30, 2005 Room 102, State Capitol

All Times Tentative

- 8:30 Call meeting to order; roll call, opening comments: Sen. Bill Tash, Presiding Officer
- 8:35 Draft Legislation: Dave Bohyer will review the two draft bills requested by the Committee at its October 6 meeting and revised at the November 4 meeting: (1) a bill to enhance legislative scrutiny of legislation related to public employee retirement systems; and (2) a bill to increase employer contributions for certain public employee retirement systems, "close the loopholes" in the Teachers' Retirement System, and appropriate funds to pay for the increased employer contributions and any one-time infusions of money into the systems.
- 9:00 Public comment on the draft legislation (LC2005-3 and LC2006-2)
- 9:30 Committee discussion and action on the draft legislation (LC2005-3 and LC2006-2)
- 10:00 **BREAK**
- 10:15 Draft Legislation: David Niss will review six draft bills requested by the Committee at its November 4 meeting:
- LC 9990: Clarify statutes regarding a poll of the legislature concerning administrative rules;
 - LC 9991: Requiring a state agency to state in its notice of proposed rulemaking the date, time, and manner in which it gave notice of its initial rulemaking efforts to the prime sponsor of the implemented legislation;
 - LC 9992: Providing that an agency may not enforce, implement, or otherwise treat as effective, an administrative rule until after the effective date of the rule;
 - LC 9993: Providing for the payment of the expenses of a private entity, group, or individual incurred in challenging the adoption, amendment, or repeal of a rule proposed or adopted in knowing or willful violation of the Montana Administrative Procedure Act;
 - LC 9994: Providing for the payment of the expenses of a private entity, group, or individual in challenging the adoption, amendment, or repeal of a rule proposed or adopted in knowing or willful violation of the Montana Administrative Procedure Act; providing for the payment of expense claims by the Department of Administration from money appropriated to the department for that purpose;
 - LC 9995: Providing for the payment of the expenses of a private entity, group, or individual incurred in challenging the adoption, amendment, or repeal of a rule proposed or adopted in knowing or willful violation of the Montana Administrative Procedure Act

STATE ADMINISTRATION AND VETERANS' AFFAIRS INTERIM COMMITTEE
November 30, 2005 Room 102, State Capitol
(continued)

All Times
Tentative

- 11:00 Public comment on the draft legislation (LC 9990 - 9995)
- 11:30 Committee discussion and action on the draft legislation (LC 9990 - 9995)
- Noon **BREAK FOR LUNCH**
- 1:15 Reconvene
- 1:15 Mark Simonich and Elaine Gravely, Office of the Secretary of State: After-action report on the HAVA voter database pilot projects in 10 Montana counties. Committee questions and discussion.
- 1:40 Montana Dept. of Military Affairs updates: Brigadier General Stan Putnam; Joe Foster, MVAD
- 2:00 Public Employee Retirement Administration: Hiring process re Executive Director
- ▼ David Ewer, OBPP: Briefing on the Administration's inquiry into the hiring process
 - ▼ Carole Carey, President, PERB: Overview of recruitment & selection process
 - ▼ Committee questions and discussion.

BREAK

- 3:00 Briefing on letter from David Niss to Sen. Carolyn Squires regarding a statutory review and legislative options in re PERB process and actions: David Niss. Committee questions, discussion, and action.
- 3:45 Public comment on issues within the purview of the Committee
- 4:00 Other Committee business
- ▼ Request for legislative proposals affecting public employee retirement systems
 - ▼ Revisit Committee letter to Legislative Council regarding legislative scrutiny of bill, SAVA membership, etc. -- Chairman Tash
 - ▼ Confirm meeting date: Friday, March 10, 2006
 - ▼ Member issues
 - ▼ Instructions to staff
 - ▼ Other

Adjourn

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