

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON STATE ADMINISTRATION

Call to Order: By **CHAIRMAN MATT DENNY**, on January 21, 1997, at 9:00 a.m., in room 420.

ROLL CALL

Members Present:

Rep. Matt Denny, Chairman (R)
Rep. Matt Brainard, Vice Chairman (Majority) (R)
Rep. Antoinette R. Hagener, Vice Chairman (Minority) (D)
Rep. Darrel Adams (R)
Rep. Haley Beaudry (R)
Rep. Tim Dowell (D)
Rep. Harriet Hayne (R)
Rep. George Heavy Runner (D)
Rep. Norm Mills (R)
Rep. Doug Mood (R)
Rep. William Rehbein, Jr. (R)
Rep. Trudi Schmidt (D)
Rep. Dorothy C. Simpson (D)
Rep. Allan Walters (R)
Rep. Bill Whitehead (D)

Members Excused: Rep. Sam Kitzenberg

Members Absent: None.

Staff Present: Sheri Heffelfinger, Legislative Services Division
Keri Burkhardt, Committee Secretary

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 177, HB 216, HB 227, HJR 4;
(1/15/97)
Executive Action: HB 76, HB 96, HB 182, HB 89,
HB 36.

EXECUTIVE ACTION ON HB 76

Motion: REP. HAGENER MOVED DO PASS HB 76.
{Tape: 1; Side: a; Approx. Time Count: 2; Comments: None.}

Amendments:
REP. HAYNE MOVED TO AMEND HB 76/ Motion carried 16-0.
{Tape: 1; Side: a; Approx. Time Count: 2.6; Comments: None.}

REP. SIMPSON MOVED TO SEGREGATE AMENDMENT; parts 1-2 grouped together/ 3 separate. Motion denied 14-2. Rep. Simpson and Rep. Heavy Runner voted to segregate the amendment.

{Tape: 1; Side: a; Approx. Time Count: 7.2; Comments: None.}

Discussion:

{Tape: 1; Side: a; Approx. Time Count: 7.6 through 12.7; Comments: None.}

Motion/Vote: REP. BRAINARD MOVED DO PASS AS AMENDED/ Motion carried 14-2; Rep. Simpson and Rep. Rehbein voted no.

{Tape: 1; Side: a; Approx. Time Count: 12.7; Comments: None.}

EXECUTIVE ACTION ON 96

Motion: REP. HAGENER MOVED DO PASS ON HB 96.

{Tape: 1; Side: a; Approx. Time Count: 15.2; Comments: None.}

Amendments: REP. BRAINARD MOVED TO AMEND HB 96/ Motion carried 16-0. EXHIBIT 2.

{Tape: 1; Side: a; Approx. Time Count: 15.6; Comments: None.}

Discussion:

{Tape: 1; Side: a; Approx. Time Count: 15.7 through 20.8; Comments: None.}

Motion: REP. WALTERS MOVED DO PASS AS AMENDED

{Tape: 1; Side: a; Approx. Time Count: 20.8; Comments: None.}

Vote: Motion carried 14-2, Rep. Brainard and Rep. Rehbein voted no.

{Tape: 1; Side: a; Approx. Time Count: 27; Comments: None.}

EXECUTIVE ACTION ON HB 182

Motion: REP. BRAINARD MOVED DO PASS ON HB 182.

{Tape: 1; Side: a; Approx. Time Count: 28.3; Comments: None.}

Discussion:

{Tape: 1; Side: a; Approx. Time Count: 28.3 through 41.6; Comments: None.}

Amendments: REP. BRAINARD MOVED TO AMEND HB 182/ Motion carried 14-2, Rep. Denny and Rep. Heavy Runner voted no. EXHIBIT 3

{Tape: 1; Side: a; Approx. Time Count: 34.1; Comments: None.}

Motion/Vote: REP. DOWELL MOVED DO PASS AS AMENDED/ Motion carried 14-2, Rep. Denny and Rep. Heavy Runner voted no.

{Tape: 1; Side: a; Approx. Time Count: 38.7; Comments: None.}

EXECUTIVE ACTION ON HB 89

Motion: REP. HEAVY RUNNER MOVED DO PASS ON HB 89.

{Tape: 1; Side: a; Approx. Time Count: 41.6; Comments: None.}

Discussion:

{Tape: 1; Side: b; Approx. Time Count: .1 through 1.6; Comments: None.}

Vote: Motion carried 15-1, Rep Adams voted no.

{Tape: 1; Side: b; Approx. Time Count: 1.6; Comments: None.}

HEARING ON HB 216

EXHIBIT 4, introduced before the sponsor spoke.

Sponsor: REP. CHASE HIBBARD, H.D. 54.

{Tape: 1; Side: b; Approx. Time Count: 2.1; Comments: None.}

Proponents:

Gordon Morris, Montana Association of Counties.

{Tape: 1; Side: b; Approx. Time Count: 7.3; Comments: None.}

Bill Fleiner, Sheriff, Lewis and Clark County; Board Member, Montana Sheriff and Peace Officers Association.

{Tape: 1; Side: b; Approx. Time Count: 10.1; Comments: None.}

Lee Edmisten, President, Montana Sheriff and Peace Officers Association; Coroner, Madison county.

{Tape: 1; Side: b; Approx. Time Count: 15.1; Comments: None.}

Gary Fjelstad, Previous Member, Sheriff Association; County Commissioner, Rosebud.

{Tape: 1; Side: b; Approx. Time Count: 16.1; Comments: None.}

Bill Slaughter, Sheriff, Gallatin County; Montana Sheriff and Peace Officers Association.

{Tape: 1; Side: b; Approx. Time Count: 18.6; Comments: None.}

James Dupont, Sheriff, Flathead County; Board Member, Montana Sheriff.

{Tape: 1; Side: b; Approx. Time Count: 19.6; Comments: None.}

Captain Mike O'Hara, representing Sheriff Doug Chase; Missoula County Deputy Sheriffs' Association.

{Tape: 1; Side: b; Approx. Time Count: 21.1; Comments: None.}

Jay Printz, Sheriff, Ravalli County.

{Tape: 1; Side: b; Approx. Time Count: 22.4; Comments: None.}

Wade Cooperider, Lewis and Clark County Police Association.

{Tape: 1; Side: b; Approx. Time Count: 23.5; Comments: None.}

Cory Olson, Deputy; Lewis and Clark County Police Association.

{Tape: 1; Side: b; Approx. Time Count: 23.8; Comments: None}

Barry Michelatti, Sheriff and Coroner, Cascade County; Montana Sheriffs' and Peace Officers Association.

{Tape: 1; Side: b; Approx. Time Count: 24.1; Comments: None.}

John Strandell, Cascade County Sheriff's Office; Montana Sheriff and Peace Officers Association.

{Tape: 1; Side: b; Approx. Time Count: 24.4; Comments: None.}

Bruce Parish, Narcotics Officer, Flathead County Sheriff's Office.

{Tape: 1; Side: b; Approx. Time Count: 25; Comments: None.}

Rep. Dick Simpkins, H.D. 49.

{Tape: 1; Side: b; Approx. Time Count: 25.4; Comments: None.}

Brian Gootkin, Deputy, Gauatin County Sheriff's Office.

{Tape: 1; Side: b; Approx. Time Count: 26.2; Comments: None.}

Linda King, Public Employee Retirement Division, Public Employee Retirement Board, EXHIBIT 5.

{Tape: 1; Side: b; Approx. Time Count: 26.6; Comments: None.}

Jim Smith, Montana Sheriff and Peace Officers Association.

{Tape: 1; Side: b; Approx. Time Count: 29.6; Comments: None.}

Opponents: None.

Questions From Committee Members and Responses:

{Tape: 1; Side: b; Approx. Time Count: 31.2 (1/b) through 3.4 (2/a); Comments: None.}

Closing by Sponsor: REP. HIBBARD closes.

{Tape: 2; Side: a; Approx. Time Count: 5.3; Comments: None.}

HEARING ON HJR 4

Sponsor: REP. MATT MCCANN, H.D. 92.

{Tape: 2; Side: a; Approx. Time Count: 9; Comments: None.}

Proponents:

Debra Fulton, Administrator, General Services Division; Department of Administration, EXHIBIT 6.

{Tape: 2; Side: a; Approx. Time Count: 9.1; Comments: None.}

Dan Anderson, Administrator, Mental and Addictive Disorders Division, Department of Public Health and Human Services.

{Tape: 2; Side: a; Approx. Time Count: 14.4; Comments: None.}

Questions From Committee Members and Responses:

{Tape: 2; Side: a; Approx. Time Count: 16.4 through 27.5; Comments: None.}

Closing by Sponsor: REP. MCCANN closes.

{Tape: 2; Side: a; Approx. Time Count: 27.6; Comments: None.}

HEARING ON HB 227

Sponsor: REP. DEB KOTTEL, H.D. 45.
{Tape: 2; Side: a; Approx. Time Count: 29.1; Comments: None.}

Proponents:

Bonnie Ramey, Clerk and Recorder, Election Administrator,
Jefferson County.
{Tape: 2; Side: a; Approx. Time Count: 31.2; Comments: None.}

Joe Kerwin, Deputy of Elections and Legislative Bureau, Secretary
of State.
{Tape: 2; Side: a; Approx. Time Count: 33.1; Comments: None.}

Robert Throssell, Montana Association of Clerks and Recorders.
{Tape: 2; Side: a; Approx. Time Count: 34.2; Comments: None.}

Questions From Committee Members and Responses:

{Tape: 2; Side: a; Approx. Time Count: 34.8 (2/a) through 1.3
(2/b); Comments: None.}

Closing by Sponsor: REP. KOTTEL closes.
{Tape: 2; Side: b; Approx. Time Count: 4; Comments: None.}

HEARING ON HB 177

Sponsor: REP. JOHN COBB, H.D. 50.
{Tape: 2; Side: b; Approx. Time Count: 6; Comments: None.}

Opponents:

Jonathan Motl, Attorney, Reynolds, Motl, Sherwood and Wright.
{Tape: 2; Side: b; Approx. Time Count: 19.7; Comments: None.}

Tara Nilly, Montana Public Interest Research Group, EXHIBIT 7.
{Tape: 2; Side: b; Approx. Time Count: 35.5; Comments: None.}

Information Witnesses:

Ed Argenbright, Commissioner of Political Practice, EXHIBIT 8.
{Tape: 2; Side: b; Approx. Time Count: 38.5 (2/b) through 1.1
(3/a); Comments: None.}

Joe Kerwin, Deputy of Elections and Legislative Bureau, Secretary
of State.
{Tape: 3; Side: a; Approx. Time Count: 1.3; Comments: None.}

Questions From Committee Members and Responses:

{Tape: 3; Side: a; Approx. Time Count: 3.7; Comments: None.}

Closing by Sponsor: REP. COBB closes.
{Tape: 3; Side: a; Approx. Time Count: 3.9; Comments: None.}

EXECUTIVE ACTION ON HB 36

Motion: REP. DENNY MOVED TO RECONSIDER ACTION/ Motion carried 15-0.

{Tape: 3; Side: a; Approx. Time Count: 7.2; Comments: None.}

Discussion:

{Tape: 3; Side: a; Approx. Time Count: 7.2 through 14; Comments: None.}

Amendments: REP. BRAINARD MOVED TO AMEND; striking old amendment and replacing with new amendment/ Motion carried 15-0. EXHIBIT 9.

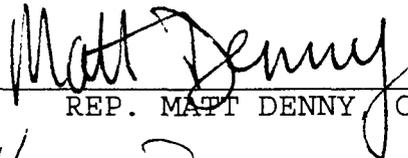
{Tape: 3; Side: a; Approx. Time Count: 13.1; Comments: None.}

Motion/Vote: REP. DOWELL MOVED DO PASS AS AMENDED/ Motion carried 14-1, Rep. Brainard voted no.

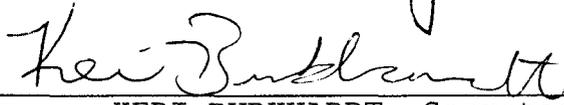
{Tape: 3; Side: a; Approx. Time Count: 14; Comments: None.}

ADJOURNMENT

Adjournment: 12:37 p.m.



REP. MATT DENNY, Chairman



KERI BURKHARDT, Secretary

MD/KB