

MINUTES

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

COMMITTEE ON STATE ADMINISTRATION

Call to Order: By **CHAIRMAN MATT DENNY**, on February 19, 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. Sam Kitzenberg (R)
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. Beaudry and Rep. Heavy Runner.

Members Absent: None.

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

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 565, HB 569, HB 575, HB 579; (2/17/97).
Executive Action: HB 112, HB 170, HB 483, HB 499, HB 324.

EXECUTIVE ACTION ON HB 499

Motion: REP. HAGENER MOVED DO PASS.
{Tape: 1; Side: a; Approx. Time Count: .8; Comments: None.}

Motion: REP. KITZENBERG MOVED TO AMEND.
{Tape: 1; Side: a; Approx. Time Count: 1.3; Comments: None.}

Vote: Motion carried 13-3. Rep. Brainard, Rep. Mills, and Rep. Whitehead voted no.

{Tape: 1; Side: a; Approx. Time Count: 2.3; Comments: None.}

Motion: REP. HAGENER MOVED DO PASS AS AMENDED.

{Tape: 1; Side: a; Approx. Time Count: 2.6; Comments: None.}

Motion: REP. BRAINARD MOVED TO AMEND.

{Tape: 1; Side: a; Approx. Time Count: 4.9; Comments: None.}

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

{Tape: 1; Side: a; Approx. Time Count: 5.4; Comments: None.}

Motion: REP. SCHMIDT MOVED DO PASS AS AMENDED. Motion carried 14-2. Rep. Rehbein and Rep. Mills voted no.

{Tape: 1; Side: a; Approx. Time Count: 6; Comments: None.}

EXECUTIVE ACTION ON HB 483

Motion: REP. MOOD MOVED DO PASS.

{Tape: 1; Side: a; Approx. Time Count: 6.6; Comments: None.}

Motion: REP. MOOD MOVED TO AMEND. REP. DENNY CALLED THE QUESTION. Motion carried 16-0.

{Tape: 1; Side: a; Approx. Time Count: 8.7; Comments: None.}

Motion: REP. MOOD MOVED DO PASS AS AMENDED.

{Tape: 1; Side: a; Approx. Time Count: 8.8; Comments: None.}

Motion: REP. MOOD MOVED TO AMEND.

{Tape: 1; Side: a; Approx. Time Count: 9.4; Comments: None.}

Discussion:

Tom Livers, Department of Environmental Quality.

{Tape: 1; Side: a; Approx. Time Count: 10.2; Comments: None.}

Motion: REP. BRAINARD MOVED TO SEGREGATE THE AMENDMENTS.

{Tape: 1; Side: a; Approx. Time Count: 17.6; Comments: None.}

Vote: REP. DENNY CALLED THE QUESTION. Motion carried 13-3. Rep. Brainard, Rep. Dowell, and Rep. Hagener voted no.

{Tape: 1; Side: a; Approx. Time Count: 23.1; Comments: None.}

Motion: REP. DENNY MOVED TO AMEND.

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

Vote: REP. MOOD CALLED THE QUESTION. Motion carried 16-0.

{Tape: 1; Side: a; Approx. Time Count: 23.6; Comments: None.}

Motion: REP. MOOD MOVED DO PASS AS AMENDED.

{Tape: 1; Side: a; Approx. Time Count: 23.9; Comments: None.}

Vote: REP. HAGENER CALLED THE QUESTION. Motion carried 16-0.
{Tape: 1; Side: a; Approx. Time Count: 25.6; Comments: None.}

EXECUTIVE ACTION ON HB 112

Motion: REP. HAGENER MOVED DO PASS.
{Tape: 1; Side: a; Approx. Time Count: 25.8; Comments: None.}

Vote: REP. BRAINARD MOVED TO TABLE. Motion carried 10-6. Rep. Dowell, Rep. Hagener, Rep. Heavy Runner, Rep. Schmidt, Rep. Simpson, and Rep. Whitehead voted no.
{Tape: 1; Side: a; Approx. Time Count: 26.1; Comments: None.}

EXECUTIVE ACTION ON HB 170

Motion: REP. HAGENER MOVED DO PASS.
{Tape: 1; Side: a; Approx. Time Count: 27.8; Comments: None.}

Discussion:

Linda King, Public Employees Retirement Division, Department of Administration.
{Tape: 1; Side: a; Approx. Time Count: 34.4; Comments: None.}

Motion: REP. BRAINARD MOVED TO TABLE. Motion carried 9-7. Rep. Dowell, Rep. Hagener, Rep. Heavy Runner, Rep. Kitzenberg, Rep. Mood, Rep. Schmidt, Rep. Simpson, and Rep. Whitehead voted no.
{Tape: 1; Side: a; Approx. Time Count: 38; Comments: None.}

EXECUTIVE ACTION ON HB 324

Motion: REP. SCHMIDT MOVED DO PASS.
{Tape: 1; Side: a; Approx. Time Count: 39; Comments: None.}

Vote: REP. REHBEIN MOVED TO TABLE. Motion carried 9-7. Rep. Dowell, Rep. Hagener, Rep. Heavy Runner, Rep. Kitzenberg, Rep. Schmidt, Rep. Simpson, and Rep. Whitehead voted no.
{Tape: 1; Side: a; Approx. Time Count: 42.2; Comments: None.}

HEARING ON HB 569

Opening Statement by Sponsor: REP. CAROLYN SQUIRES, H.D. 68.
{Tape: 1; Side: b; Approx. Time Count: 2.6; Comments: None.}

Proponents' Testimony:

Mike Kadus, Mayor, Missoula.
{Tape: 1; Side: b; Approx. Time Count: 4; Comments: None.}

Bert Erickson, Montana State Firefighters Association.
{Tape: 1; Side: b; Approx. Time Count: 6.6; Comments: None.}

Informational Testimony:

Linda King, Public Employees Retirement Division, Department of Administration.

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

Questions From Committee Members and Responses:

{Tape: 1; Side: b; Approx. Time Count: 8.8; Comments: None.}

Closing by Sponsor: REP. SQUIRES closes.

{Tape: 1; Side: b; Approx. Time Count: 13; Comments: None.}

HEARING ON HB 575

Opening Statement by Sponsor: REP. BILL REHBEIN, H.D 100.

{Tape: 1; Side: b; Approx. Time Count: 14.3; Comments: None.}

Proponents' Testimony:

Dennis Burr, Montana Tax payers Association.

EXHIBIT 1,2,3.

{Tape: 1; Side: b; Approx. Time Count: 15.3; Comments: None.}

Les Graham, Montana State Stock Growers and Cattlemen's Association, Montana State Wool Growers Association.

{Tape: 1; Side: b; Approx. Time Count: 24; Comments: None.}

Jerome Anderson.

{Tape: 1; Side: b; Approx. Time Count: 24.5; Comments: None.}

John Johnson, Montana Association of Realtors.

{Tape: 1; Side: b; Approx. Time Count: 25.1; Comments: None.}

Ken Williams, Montana Power Company.

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

Don Allen, Montana Woodproducts Association.

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

Russ Ritter, Washington Corporation, Missoula.

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

Opponents' Testimony:

Jonathan Motl, Attorney, Helena.

EXHIBIT 4.

{Tape: 1; Side: b; Approx. Time Count: 27.4; Comments: None.}

Eric Feaver, Montana Education Association.

{Tape: 1; Side: b; Approx. Time Count: 34.7; Comments: None.}

Tara Mele, MONTPIRG.

EXHIBIT 5,6,7.

{Tape: 1; Side: b; Approx. Time Count: 37.2; Comments: None.}

Rep. Joan Hurdle, H.D. 13.

EXHIBIT 8,9,10.

{Tape: 1; Side: b; Approx. Time Count: 40.8; Comments: None.}

Don Judge, Montana State AFL-CIO.

{Tape: 2; Side: a; Approx. Time Count: .1; Comments: None.}

Terry Minow, Montana Federation of Teachers, Montana Federation of State Employees.

{Tape: 2; Side: a; Approx. Time Count: 5.8; Comments: None.}

Patrick Judge, Montana Environmental Information Center.

EXHIBIT 11.

{Tape: 2; Side: a; Approx. Time Count: 6.3; Comments: None.}

Jerry Drisco.

{Tape: 2; Side: a; Approx. Time Count: 9.3; Comments: None.}

Larry Kines.

{Tape: 2; Side: a; Approx. Time Count: 11.2; Comments: None.}

Informational Testimony:

Stan Kalesenk, attorney.

{Tape: 2; Side: a; Approx. Time Count: 11.8; Comments: None.}

Questions From Committee Members and Responses:

{Tape: 2; Side: a; Approx. Time Count: 14.3 through 34.4; Comments: None.}

Ed Argenbright, Commissioner of Political Practices, answered questions.

{Tape: 2; Side: a; Approx. Time Count: 16.3; Comments: None.}

Closing by Sponsor: REP. REHBEIN closes.

{Tape: 2; Side: a; Approx. Time Count: 34.4; Comments: None.}

HEARING ON HB 565

Opening Statement by Sponsor: REP. WILLIAM MENAHAN, H.D. 57.

{Tape: 2; Side: a; Approx. Time Count: 38.2; Comments: None.}

Proponents' Testimony:

Terry Minow, Montana Federation of Teachers, Montana Federation of State Employees.

{Tape: 2; Side: a; Approx. Time Count: 41.4; Comments: None.}

Tom Schneider, Montana Public Employees Association.

{Tape: 2; Side: a; Approx. Time Count: 42.4; Comments: None.}

Opponents' Testimony:

Linda King, Public Employees Retirement Division, Department of Administration.

EXHIBIT 12,13.

{Tape: 2; Side: a; Approx. Time Count: 43.7; Comments: None.}

Informational Testimony:

David Senn, Executive Director, Teachers Retirement Board.

{Tape: 2; Side: b; Approx. Time Count: 8.5; Comments: None.}

Questions From Committee Members and Responses:

{Tape: 2; Side: b; Approx. Time Count: 9.6; Comments: None.}

Closing by Sponsor: REP. MENAHAN closes.

{Tape: 2; Side: b; Approx. Time Count: 11.6; Comments: None.}

HEARING ON HB 579

Opening Statement by Sponsor: REP. SAM KITZENBERG, H.D. 96.

EXHIBIT 14, 15.

{Tape: 2; Side: b; Approx. Time Count: 11.7; Comments: None.}

Proponents' Testimony:

Rep. Hal Grinde, H.D. 96.

{Tape: 2; Side: b; Approx. Time Count: 21.4; Comments: None.}

Chris Tweeten, Chief Deputy, Attorney General, Department of Justice.

EXHIBIT 16.

{Tape: 2; Side: b; Approx. Time Count: 23.2; Comments: None.}

Opponents' Testimony:

Lance Melton, Montana School Board Association.

{Tape: 2; Side: b; Approx. Time Count: 28.9; Comments: None.}

Eric Feaver, Montana Education Association.

{Tape: 2; Side: b; Approx. Time Count: 30.7; Comments: None.}

Questions From Committee Members and Responses:

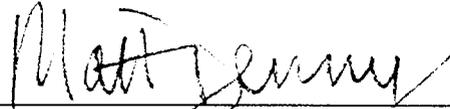
{Tape: 2; Side: b; Approx. Time Count: 31.2; Comments: None.}

Closing by Sponsor: REP. KITZENBERG closes.

{Tape: 2; Side: b; Approx. Time Count: 38; Comments: None.}

ADJOURNMENT

Adjournment: 11:19 a.m.



REP. MATT DENNY, Chairman



KERI BURKHARDT, Secretary

MD/KB