

Chairman Brand called the meeting to order at 8:00 a.m., all members were present.

Hargesheimer's summary can be seen in attachment #1.

SB 184-Sen. Himsl, sponsor--This relates to legislators being able to run for another office during their term. (see attachment #2 for his testimony)

MULAR-The resignation doesn't have to happen until he takes office? HIMSL-Right.
RYAN-What is the definition of civil office? HARGESHEIMER-I assume that it means any state employee - someone appointed to a higher eschelon office in administration.
FEDA-Is there a need for this law? Towe ran and didn't have to resign. Had he been elected, he would have had to resign. HIMSL-That was a national office. He couldn't have run for any state office. This bill allows a man to run for anything.

SJR 34-Sen. Goodover, sponsor--This is a resolution to have the state accept a bust of the late Sen. Burton K. Wheeler from the Montana State Foundation, done by Mr. Sriver from Browning. (He elaborated on some of the accomplishments of the former U.S. Senator Wheeler.) This could become a valuable item in the future, and I urge your support.

REP. JERRY METCALF--Wheeler was definitely a great man, did alot for the state, and I ask your support.

BRAND-Did he serve in the state legislature? METCALF-Yes. BRAND-Why wasn't it put in the nation's capitol rather than here? GOODOVER-The people who commissioned it felt it should stay in the state.

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SB 361-Sen. Hager, sponsor--This deals with the filling of vacancies in the legislature - which is not that unusual in Montana. I don't feel that county commissioners should be pressured about political moves in filling vacancies. Everyone agreed that the replacement be of the same party as the former member. This also requires that a Senate appointee run in the next general election. The vacancy does have to exist. If a man has a heart attack, but does not die before the session starts - no replacement will be appointed.

ROBBINS-This includes both the House and Senate? HAGER-Yes, someone who resigns could be replaced by this method. The Codes provide for different actions - the central committees will make a list of 3 persons and the county commissioners would choose from that list. KROPP-Did you take into consideration that some of these districts involve more than one county? HAGER-Yes, the central committees from all of the counties involved would meet as a joint body. MULAR-We have a consolidated form of government in Butte - so we have no county commissioners - would our commission be compatible with this? HAGER-Yes. MULAR-What about an independant, this is addressed to parties. HAGER-In that case, the county commissioners would select still.

EXECUTIVE SESSION

SB 184-Mular moved the bill BE CONCURRED IN, which carried with Brand and Feda voting no. Smith was assigned to carry it on the floor.

SB 191-Kropp moved that the bill BE CONCURRED IN, which carried unanimously. Feda was assigned to carry it on the floor.

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SB 361-HARGESHEIMER-I have the amendments to make the title go with the content. Line 5, Following: "permit", Strike: "any", Insert: "Chairman of the". Line 6, Strike: "COMMISSION", Insert: "COMMISSIONER OR HIS DESIGNEE". I interpret this to be one person. TURNER-So, the chairman gets to sign his own? BRAND-Yes. The auditor asked for this.

Robbins moved that the amendments be adopted, which carried unanimously. He then moved that SB 361 BE CONCURRED IN AS AMENDED, which also carried unanimously. Turner was assigned to carry it on the floor.

SJR 34-Mular moved that the bill BE CONCURRED IN, which carried with Brand and Ryan voting no. Mular was assigned to carry it on the floor.

SB 377-Kanduch moved that the bill BE CONCURRED IN, which carried unanimously. He was assigned to carry the bill on the floor.

SB 265-Consideration was passed for the day.

MEETING ADJOURNED - 9:00 a.m.

Joe Brand, Chairman

Anita C. Sierke
Anita C. Sierke, Secretary