

MINUTES OF THE MEETING
SENATE STATE ADMINISTRATION COMMITTEE
FEBRUARY 9, 1977

The meeting was called to order by Senator Towe, Chairman, at 3:45 p.m. in Room 410 of the Capitol Building. Committee members present were Senators Towe, Story, Brown, Rasmussen, Roskie, Jergeson, Blaylock and Devine.

The following bills were discussed: SB 121
SB 122
SB 127
SB 152
SB 168
SB 171
SB 260
SB 183

SENATE BILL 121

Senator Rasmussen moved to amend the bill in the title, page 1, lines 14, 15, 16 24 and lines 25 through line 1 on page 2 (see amendments #1, 2, 3, 4, 5, and 6 on the attached committee report). THE MOTION CARRIED UNANIMOUSLY WITH SENATORS DEVINE, BLAYLOCK, AND ROSKIE ABSENT.

Senator Story moved to amend page 2, lines 7 and 9 (see attached committee report amendments # 8 and 9). THE MOTION CARRIED UNANIMOUSLY WITH SENATORS DEVINE AND ROSKIE ABSENT.

Senator Jergeson moved to amend the bill by inserting an effective date. (see attached committee report amendment # 7) THE MOTION CARRIED UNANIMOUSLY WITH SENATOR DEVINE ABSENT.

Senator Blaylock moved Senate Bill 121 Do Not Pass As Amended. THE MOTION FAILED ON A ROLL CALL VOTE WITH SENATORS TOWE AND BLAYLOCK VOTING YES AND SENATORS STORY, BROWN, RASMUSSEN, ROSKIE, DEVINE AND JERGESON VOTING NO.

Senator Roskie moved Senate Bill 121 Do Pass As Amended. THE MOTION CARRIED WITH SENATORS TOWE AND BLAYLOCK VOTING NO AND SENATORS STORY, BROWN, RASMUSSEN, ROSKIE, DEVINE AND JERGESON VOTING YES.

SENATE BILL 122

Senator Jergeson moved Senate Bill 122 Do Not Pass.

Senator Rasmussen made a substitute motion to pass consideration until suitable amendments can be prepared. THE MOTION CARRIED WITH SENATORS STORY AND BLAYLOCK VOTING NO AND SENATOR DEVINE ABSENT.

SENATE BILL 127

Senator Blaylock moved to amend the bill wherever the figure \$400 appears by striking \$400 and inserting \$1000. (see amendments 4, 5, 8, and 9 on the attached committee report) THE MOTION CARRIED UNANIMOUSLY WITH SENATOR DEVINE ABSENT.

Senator Jergeson moved to strike section 3 in its entirety. THE MOTION CARRIED UNANIMOUSLY WITH SENATOR DEVINE ABSENT.

Senator Blaylock moved to amend the title, page 3, line 23; page 5, lines 10 and 11; page 7, lines 20 through 23; page 12, line 6; page 13, line 3; and page 13, line 4 (see attached committee report - amendments #1, 7, 10, 12, 13, 15, and 16). THE MOTION CARRIED UNANIMOUSLY WITH SENATOR DEVINE ABSENT.

Senator Brown moved to amend page 2, line 9 by striking "not including payment of membership dues". THE MOTION CARRIED UNANIMOUSLY WITH SENATOR DEVINE ABSENT.

Senator Rasmussen moved to amend page 2, line 5 following "capacity" by inserting " on request of a legislator". THE MOTION CARRIED UNANIMOUSLY WITH SENATOR DEVINE ABSENT.

Senator Brown moved to amend page 2, lines 4 and 5 by striking everything following "legislature" and inserting a period. THE MOTION FAILED WITH SENATORS STORY, BROWN, DEVINE, AND BLAYLOCK VOTING YES AND SENATORS TOWE, RASMUSSEN, ROSKIE, AND JERGESON VOTING NO.

Senator Blaylock moved to amend page 3, line 19 by striking "corporation or association". THE MOTION CARRIED UNANIMOUSLY.

Senator Story moved to strike section 10 in its entirety. THE MOTION CARRIED WITH SENATORS TOWE, BLAYLOCK, AND JERGESON VOTING NO AND SENATOR BROWN WISHING TO BE RECORDED AS A RELUCTANT AYE.

Senator Brown moved Senate Bill 127 Do Pass As Amended. THE MOTION CARRIED WITH SENATORS TOWE, BROWN, RASMUSSEN, JERGESON, AND BLAYLOCK VOTING YES AND SENATORS STORY, ROSKIE AND DEVINE VOTING NO.

SENATE BILL 152

Senator Blaylock moved to amend page 3, line 12 by striking 1 year and inserting 2 years. THE MOTION CARRIED UNANIMOUSLY WITH SENATOR BROWN ABSENT.

Senator Jergeson moved to amend page 6, line 20 following "officers" by inserting "only on the orders and at the direction of the chief law enforcement administration of the local government". THE MOTION CARRIED UNANIMOUSLY WITH SENATOR BROWN ABSENT.

Senator Jergeson moved to amend page 6, line 25 by inserting "while on

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February 9, 1977

assigned duty" following "weapon". THE MOTION CARRIED UNANIMOUSLY WITH SENATOR BROWN ABSENT.

Senator Jergeson moved to amend section 6 by striking section 6 in its entirety and inserting all new material (see amendment # 4 on attached committee report). THE MOTION CARRIED UNANIMOUSLY WITH SENATOR BROWN ABSENT.

Senator Jergeson moved Senate Bill 152 Do Pass As Amended. THE MOTION CARRIED WITH SENATOR STORY VOTING NO.

SENATE BILL 168

Senator Brown moved to refer the bill to the Select Committee on Employment Compensation. THE MOTION CARRIED UNANIMOUSLY.

SENATE BILL 171

Senator Rasmussen moved Senate Bill 171 Do Pass. THE MOTION CARRIED UNANIMOUSLY.

SENATE BILL 260

Senator Jergeson moved to amend page 1, line 22 and page 2, line 3 by striking "75% of". THE MOTION CARRIED UNANIMOUSLY.

Senator Story moved to amend page 5, line 1 following "reasons" by inserting "and granted prior to July 1, 1977,". THE MOTION CARRIED UNANIMOUSLY.

Senator Roskie moved to amend page 5, line 14 by striking "act" and inserting "section". THE MOTION CARRIED UNANIMOUSLY.

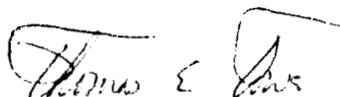
Senator Roskie moved to amend page 6, line 13 by striking "pension" and inserting "retirement allowance". THE MOTION CARRIED UNANIMOUSLY.

Senator Rasmussen moved Senate Bill 260 Do Pass As Amended. THE MOTION CARRIED UNANIMOUSLY.

SENATE BILL 183

Senator Story moved Senate Bill 183 Do Pass. THE MOTION CARRIED WITH SENATOR BROWN VOTING NO.

There being no further business, the meeting adjourned to reconvene February 11 at 11:00 a.m.



ROLL CALL

State Administrative COMMITTEE

45th LEGISLATIVE SESSION - - 1977

Date 4/2/20

[illegible]

SENATE COMMITTEE STATE ADMINISTRATION

Date 4/4/77 Senate Bill No. 121 Time 4:15

NAME	YES	NO
Senator Tom Towe, Chairman	X	
Senator Pete Story, Vice Chairman		X
Senator Bob Brown		X
Senator Tom Rasmussen		X
Senator George Roskie		X
Senator John Devine		X
Senator Greg Jergeson		X
Senator Chet Blaylock	X	

Bill Robinson
Secretary

Thomas B. Dunn
Chairman

Motion: by Senator Blaylock that SB 121
DO NOT PASS.

Failed

(include enough information on motion--put with yellow copy of committee report.)

SENATE COMMITTEE STATE ADMINISTRATION

Date 3/9/77 Senate Bill No. 131 Time _____

NAME	YES	NO
Senator Tom Towe, Chairman		X
Senator Pete Story, Vice Chairman	X	
Senator Bob Brown	X	
Senator Tom Rasmussen	X	
Senator George Roskie	X	
Senator John Devine	X	
Senator Greg Jergeson	X	
Senator Chet Blaylock		X

Bill Robinson
Secretary

Thomas E. Towe
Chairman

Motion: by Senator Roskie that Senate
Bill 131 DO PASS AS AMENDED

Passed

(include enough information on motion--put with yellow copy of committee report.)

STANDING COMMITTEE REPORT

February 14

1971

MR. President

We, your committee on State Administration

having had under consideration Senate Bill No. 121

Respectfully report as follows: That Senate Bill No. 121, introduced bill, be amended as follows:

1. Amend title, line 7 and 8.

Following: "ASSESSMENT"

Strike: "OF PROPERTY SITUATED EXCLUSIVELY WITHIN A COUNTY"

2. Amend title, line 8.

Following: "TO"

Strike: "THE COUNTY GOVERNMENT"

Insert: "A JOINT STATE-COUNTY TAXATION COMMISSION; AND PROVIDING AN EFFECTIVE DATE"

3. Amend page 1, section 1, line 14.

Following: "county"

Insert: ", under the supervision of the joint state-county taxation commission,"

4. Amend page 1, section 1, line 15 and 16.

Following: "property"

Strike: "situated exclusively within the county"

PPPASS:

Page 2
Bill 111

1. Amend page 1, section 4, line 24.
"establish."
"enforce"

2. Amend page 1, section 2, lines 25 through line 1 on page 1.
"assessment"
"The department shall delegate rules for equal appraisal of all property
in the State of Montana."
"The department of revenue shall provide the necessary, and
financial assistance to the commission."

3. Amend page 2, line 1.
"effective date. If approved by the electorate,
the amendment shall be effective July 1, 1979."
"the present section"

4. Amend page 2, section 3, line 7.
"the
"the counties"
"a joint state-county taxation commission"

5. Amend page 2, section 3, line 9.
"the
"the counties"
"a joint state-county taxation commission"

6. DO NOT AMEND. DO PASS



CHAIRMAN

SENATE COMMITTEE STATE ADMINISTRATION

Date 2/9/77 Senate Bill No. 127 Time _____

NAME	YES	NO
Senator Tom Towe, Chairman		X
Senator Pete Story, Vice Chairman	X	
Senator Bob Brown	X	
Senator Tom Rasmussen		X
Senator George Roskie		X
Senator John Devine	X	
Senator Greg Jergeson		X
Senator Chet Blaylock	X	

Gill Robyans
Secretary

Thomas E. Towe
Chairman

Motion: by Senator Brown to amend
p. 2, lines 4 & 5 - by striking
everything following "legislative"
and inserting "."

(include enough information on motion--put with yellow copy of committee report.)

SENATE COMMITTEE STATE ADMINISTRATION

Date 2/9/77 Senate Bill No. 127 Time 4:25

NAME	YES	NO
Senator Tom Towe, Chairman	X	
Senator Pete Story, Vice Chairman		X
Senator Bob Brown	X	
Senator Tom Rasmussen	X	
Senator George Roskie		X
Senator John Devine		X
Senator Greg Jergeson	X	
Senator Chet Blaylock	X	

Gill E. Ryan
Secretary

Thomas E. Dine
Chairman

Motion: by Senator Brown that SB 127
DO PASS AS AMENDED.

(include enough information on motion--put with yellow copy of committee report.)

STANDING COMMITTEE REPORT

February 16

1977

MR. President

We, your committee on State Administration

having had under consideration Senate Bill No. 127

Respectfully report as follows: That Senate Bill No. 127,
introduced bill, be amended as follows:

1. Amend title, line 9.

Following: line 8.

Insert: "43-803"

2. Amend page 2, section 2, line 5.

Following: "capacity"

Insert: "on request of a legislator"

3. Amend page 2, section 2, line 9.

Following: "expenditure"

Strike: "(not including payment of membership dues)"

4. Amend page 2, section 2, line 14.

Following: "over"

Strike: "\$400"

Insert: "\$1000"

5. Amend page 2, section 2, line 20.

~~EXPENSE~~

Following: "exceed"

Strike: "\$400"

Insert: "\$1000"

Page 2
 Senate Bill 127

6. Amend page 3, section 2, line 18.
 Following: "person"
 Strike: ", corporation, or association"

7. Amend page 3, section 2, line 23.
 Following: "person"
 Strike: ", corporation, or association"

8. Amend page 3, section 2, line 20.
 Following: "of"
 Strike: "\$400"
 Insert: "\$1000"

9. Amend page 4, section 2, line 2.
 Following: "of"
 Strike: "\$400"
 Insert: "\$1000"

10. Amend page 5, section 2, lines 10 and 11.
 Following: line 9
 Strike: lines 10 and 11 in their entirety

11. Amend page 5, section 3, lines 12 through line 11 on page 6.
 Following: line 11
 Strike: section 3 in its entirety
 Insert: "Section 3. Section 43-803, R.C.M. 1947, is amended to read as follows:

"43-803. Licensing of lobbyists - fee - expiration - suspension or revocation - reinstatement. (1) Licenses - fees - eligibility. Any person of adult age and good moral character who is a citizen of the United States and otherwise qualified under this act may be licensed as a lobbyist as herein provided. The secretary of state shall provide for the form of application for license. Such application may be obtained in the office of the secretary of state and filed therein. Upon approval of such application and payment of the license fee of ten dollars (\$10.00) to the secretary of state, a license shall be issued which shall entitle the licensee to practice lobbying on behalf of any one or more principals. Each license shall expire on December 31 of each odd even-numbered year. No application shall be disapproved without affording the applicant a hearing which shall be held and decision entered within ten (10) days, of the date of filing of the application. The license fees collected by the secretary of state under this act shall be deposited by him in the state treasury.

(2) Suspension or revocation of license. Upon verified complaint in writing to the attorney general of the state of Montana charging the holder of a license with having been guilty of unprofessional conduct or with having procured his license by fraud or perjury or through error, the attorney general is hereby authorized to bring civil action in the district court for Lewis and Clark county, state of Montana, against the holder and in the name of the state as plaintiff to revoke the license. Hearing shall be held by the court unless the defendant-licensee demands a jury trial. The trial shall be held as soon as possible and at least

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agency (20) days after the filing of the charges and shall take precedence over all other matters pending before the court. If the court finds for the plaintiff judgment shall be rendered revoking the license, and the clerk of the court shall file a certified copy of the judgment with the secretary of state. The licensing authority may commence any such action on his own motion.

(c) Suspension of lobbying privileges. No lobbyist whose license has been suspended or revoked and no person who has been convicted of a violation of any provision of this act shall engage in any lobbying until he has been reinstated to the practice of lobbying and only, licensee."

Remember: subsequent sections

12. Amend page 7, section 4, lines 20 through 23.
Following: line 12
Strike: lines 20 through 23 in their entirety

13. Amend page 13, section 5, line 5.
Following: line 5
Strike: "election commissioner"
Insert: "secretary of state"

14. Amend page 12, section 10, lines 10 through 25.
Following: line 7
Strike: section 10 in its entirety
Remember: subsequent section

15. Amend page 13, section 11, line 3.
Following: "43-813."
Strike: "election commissioner"
Insert: "Secretary of state"

16. Amend page 13, section 11, line 4.
Following: "The"
Strike: "election commissioner"
Insert: "secretary of state"

AND AS SO AMENDED, DO PASS


Chairman

STANDING COMMITTEE REPORT

February 11

1977

MR. President

We, your committee on State Administration

having had under consideration Senate

Bill No. 152

Respectfully report as follows: That Senate introduced bill, be amended as follows: Bill No. 152

1. Amend page 3, section 2, line 12.

Following: "after"

Strike: "1 year"

Insert: "2 years"

2. Amend page 6, section 4, line 20.

Following: "officers"

Insert: "only on the orders and at the direction of the chief law enforcement administrator of the local government"

3. Amend page 6, section 4, line 25.

Following: "weapon"

Insert: "while on assigned duty"

4. Amend page 7, section 6, lines 14 through 19.

Following: line 13

Strike: section 6 in its entirety

Insert: "Section 6. Standardization of terminology. To facilitate

DO PASS

the use of common terminology for law enforcement purposes, the code commissioner shall, where appropriate, change all statutory references accordingly with the following rules:

- (1) Every reference to "reserve officer" in the laws governing the police reserve system shall be changed to "retired officer".
- (2) Every reference to "reserve list" in the laws governing the police reserve system shall be changed to "retired list".

FOR THE BOARD, TO PASS


Chairman

STANDING COMMITTEE REPORT

February 10

77

19

MR. President

We, your committee on State Administration

having had under consideration Senate

Bill No. 171

Respectfully report as follows: That Senate

Bill No. 171

DO PASS

STANDING COMMITTEE REPORT

February 11, 1977

MR. ~~RESIDENT~~

We, your committee on State Administration

having had under consideration Senate Bill No. 260

Respectfully report as follows: That Senate Bill No. 260,
Introduced Bill, be amended as follows:

1. Amend page 1, section 1, line 22.
Following: "of"
Insert: "75% of"
2. Amend page 2, section 1, line 3.
Following: "of"
Insert: "75% of"
3. Amend page 5, section 4, line 1.
Following: "reasons"
Insert: "and granted prior to July 1, 1977,"
4. Amend page 5, section 4, line 14.
Following: "this"
Strike: "act"
Insert: "section"
5. Amend page 6, section 5, line 13.
~~DO PASS~~
Following: "a"
Strike: "pension"
Insert: "retirement allowance"

STANDING COMMITTEE REPORT

February 10

1977

MR. President

We, your committee on State Administration

having had under consideration Senate Bill No. 133

Respectfully report as follows: That Senate Bill No. 133

DO PASS