

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

The meeting was called to order by Senator Towe, Chairman, at 4:10 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:

- HB 178
- HB 123
- HB 67
- HB 90
- HB 68
- HB 96
- HB 150
- HB 175
- HB 414
- HB 376

HOUSE BILL 178

Senator Story moved to amend the bill as per the amendments on the attached committee report. THE MOTION CARRIED UNANIMOUSLY WITH SENATORS BROWN AND ROSKIE ABSENT.

Senator Story moved House Bill 178 Be Concurred In As Amended. THE MOTION CARRIED UNANIMOUSLY WITH SENATORS BROWN AND ROSKIE ABSENT.

HOUSE BILL 123

The committee agreed to ask Jack Crosser, Director of the Department of Administration to submit information to the committee re implementation of the bill.

HOUSE BILL 67

Senator Devine moved House Bill 67 Be Not Concurred In. THE MOTION CARRIED WITH ALL PRESENT AND SENATOR JERGESON VOTING NO.

HOUSE BILL 90

Senator Jergeson moved all the amendments on the attached committee report. THE MOTION CARRIED UNANIMOUSLY.

Senator Jergeson moved House Bill 90 Be Concurred In As Amended. THE MOTION CARRIED WITH SENATORS ROSKIE, STORY, AND DEVINE VOTING NO.

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Minutes
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HOUSE BILL 68

Several amendments were suggested and the committee decided to defer action until Senator Roskie could confer with the sponsor of the bill, Representative Bertelsen.

HOUSE BILL 96

Senator Blaylock moved to amend the bill as per the attached committee report. THE MOTION CARRIED UNANIMOUSLY.

Senator Rasmussen moved House Bill 96 Be Concurred In as Amended. THE MOTION CARRIED UNANIMOUSLY.

HOUSE BILL 150

Senator Blaylock moved House Bill 150 Be Not Concurred In. THE MOTION CARRIED WITH SENATORS BROWN, RASMUSSEN, AND TOWE VOTING NO.

Senator Brown moved to reconsider action on the bill. THE MOTION CARRIED WITH SENATORS DEVINE, ROSKIE, AND STORY VOTING NO.

Senator Rasmussen moved the amendments on the attached committee report. THE MOTION CARRIED WITH SENATORS DEVINE AND ROSKIE VOTING NO.

Senator Blaylock moved House Bill 150 Be Concurred In As Amended. THE MOTION CARRIED WITH SENATORS ROSKIE AND DEVINE VOTING NO.

HOUSE BILL 175

Senator Jergeson moved to amend the bill as per amendments 4 and 5 on the attached committee report. THE MOTION CARRIED UNANIMOUSLY.

Senator Blaylock moved to amend the bill as per the remaining amendments on the attached committee report. THE MOTION CARRIED UNANIMOUSLY.

Senator Blaylock moved House Bill 175 Be Concurred In As Amended. THE MOTION CARRIED UNANIMOUSLY.

HOUSE BILL 414

Senator Blaylock moved to amend the bill as per the attached committee report. THE MOTION CARRIED UNANIMOUSLY.

Senator Blaylock moved House Bill 414 Be Concurred In As Amended. THE MOTION CARRIED UNANIMOUSLY.

HOUSE BILL 376

Senator Blaylock moved House Bill 376 Be Concurred In. THE MOTION CARRIED UNANIMOUSLY.

There being no further business, the meeting adjourned to reconvene
March 11, 1977.



STANDING COMMITTEE REPORT

March 14

19 77

MR. President

We, your committee on State Administration

having had under consideration House Bill No. 178

Respectfully report as follows: That House Bill No. 178,
third reading, be amended as follows:

1. Amend title, line 6.
Following: "OF"
Strike: "JUSTICE"
Insert: "ADMINISTRATION"
 2. Amend page 1, section 1, line 13.
Following: "department of"
Strike: "justice"
Insert: "administration"
 3. Amend page 1, section 1, line 17.
Following: "any"
Insert: "regular"
 4. Amend page 1, section 2, line 23.
Following: "department of"
Strike: "justice"
Insert: "administration"
- ~~ORRASSXX~~
AND AS SO AMENDED, BE CONCURRED IN


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Chairman.

STANDING COMMITTEE REPORT

.....April 6..... 19 77.....

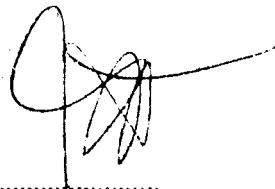
MR. President.....

We, your committee on State Administration.....

having had under consideration House..... Bill No. 67.....

Respectfully report as follows: That House..... Bill No. 67.....

~~DO NOT~~ BE NOT CONCURRED IN



.....
Chairman.

STANDING COMMITTEE REPORT

..... March 14 1977
Journal

MR. President.....

We, your committee on State Administration.....

having had under consideration House..... Bill No. 90

Respectfully report as follows: That House..... Bill No. 90,
third reading, be amended as follows:

1. Amend page 1, section 1, lines 16 and 17.
Following: "of"
Strike: lines 16 and 17 in their entirety
Insert: "administration."
2. Amend page 1, section 1, lines 19 and 20.
Following: "insurance"
Strike: "attorney general"
Insert: "director of the department of administration"
3. Amend page 3, section 1, line 7.
Following: "The"
Strike: "attorney general"
Insert: "director"
4. Amend page 4, section 2, lines 4 through 6.
Following: line 3
Strike: lines 4 through 6 in their entirety
~~NO PASS~~
~~XXXXX~~
Reletter: subsequent subsections

AND AS SO AMENDED, BE CONCURRED IN

STANDING COMMITTEE REPORT

March 12

1977

MR. President

We, your committee on State Administration

having had under consideration House

Bill No. 96

Respectfully report as follows: That House

Bill No. 96

third reading, be amended as follows:

1. Amend page 3, section 2, lines 6 and 7.

Following: "Montana"

Strike: "WITH PREFERENCE GIVEN TO RESIDENT CONCERNS AS PROVIDED IN
82-1924"

~~XXXXXX~~ AND AS SO AMENDED, BE CONCURRED IN

Chairman.

STANDING COMMITTEE REPORT

March 14

1977

MR. President

We, your committee on State Administration

having had under consideration House Bill No. 150

Respectfully report as follows: That House Bill No. 150,
third reading, be amended as follows:

1. Amend page 2, section 1, lines 7 through 9.

Following: line 6

Strike: lines 7 through 9 in their entirety

2. Amend page 2, section 2, line 20 and 21.

Following: "trustees,"

Strike: "5 shall be professionals. One of the professionals shall be an archeologist"

Insert: "one shall be a recognized historian"

3. Amend page 2, section 2, line 24.

Following: "appoint"

Strike: "these professionals"

Insert: "a recognized historian"

4. Amend page 2, section 2, line 25.

Following: "as"

Strike: "vacancies"

DXKASS

Insert: "a vacancy shall"

AND AS SO AMENDED, BE CONCURRED IN

STANDING COMMITTEE REPORT

March 16,

19 77

MR. PRESIDENT

STATE ADMINISTRATION

We, your committee on

HOUSE

175

having had under consideration

Bill No.

Respectfully report as follows: That House Bill No. 175,

third reading, be amended as follows:

1. Amend title, line 4.

Following: "SECTIONS"

Insert: "4-1-407, 32-3403, 68-1901,"

2. Amend title, line 5.

Following: "79-306"

Insert: ",79-1401, 84-5606.6,"

3. Amend page 1, section 1, line 9.

Following: line 8

Insert: "Section 1. Section 4-1-407, R.C.M. 1947, is amended to read as follows:

"4-1-407. Revenue to be paid to state treasurer -- disposition of revenue. Except as provided in section 4-1-408 of this code, all fees, charges, taxes and revenues collected by or under authority of the Montana department, shall be paid-over-to deposited with the state Treasurer. ~~on-or-before-the-tenth-(10th)-day-of-each-and-every-month~~ who He shall deposit said the funds to the credit of the state general

1967-1-25
fund."

Section 2. Section 32-3403, R.C.M. 1947, is amended to read as follows:

"32-3403. Disposition of funds collected. The department of justice shall retain five per cent (5%) of the funds collected in payment of the trip fees to defray costs of administration. The remaining ninety-five per cent (95%) shall be remitted transferred, on or before the fifteenth day of each month after collection, ~~to the state treasurer for deposit~~ to the credit of the department of highways."

Section 3. Section 68-1901, R.C.M. 1947, is amended to read as follows:

"68-1901. Management of fund. The retirement fund shall be managed as follows:

(1) The board of administration shall have exclusive control of the administration of the fund except as otherwise provided.

(2) The fund shall be invested by the state board of investments as part of the long-term investment fund.

(3) The department of administration shall deposit monthly in the state treasury all amounts received by it as provided in this act.

(4) The state treasurer shall be custodian of the retirement fund, subject to the exclusive control of the board of administration as to the administration thereof and the board of investments as to the investment thereof.

(5) Interest earned on any cash deposit in a bank by the state treasurer and income on other assets constituting a part of the fund shall be paid into the fund as received. Income, of whatever nature, earned on the retirement fund during any fiscal year, in excess of the interest credited to contributions during that year shall be retained in the fund as a reserve against deficiencies in interest earned in other years, losses under investments, and other contingencies.

(6) Except as herein provided, no member and no employee of the department of administration shall have any interest direct, or indirect, in the making of any investment, or in the gains or profits accruing therefrom. And no member or employee of the department directly or indirectly, for himself or as an agent or partner of others, may borrow any of its funds or deposits, nor shall any member or employee in any manner use the same except to make such current and necessary payments as are authorized by the department nor shall any member or employee of the department become an endorser or surety as to or in any manner an obligor for investments for the retirement system."

Renumber: subsequent sections

4. Amend page 2, section 1, line 17.

Following: "DAY"

Insert: "when"

5. Amend page 2, section 1, line 18.

Following: "the"

Insert: "accumulated"

6. Amend page 2, section 2, line 22.

Following: line 21

Insert: "Section 5. Section 79-1401, R.C.M. 1947, is amended to read as follows:

"79-1401. ~~Monthly-deposit~~ Deposit of moneys received from permanent grants of state educational institutions. All moneys received from the investment of grants of a state institution and all money received from the leasing of lands granted to a state institution shall ~~at the close of each calendar month~~ be deposited with the state treasurer of Montana for each of such institutions, to the credit of the federal and private revenue fund."

Section 6. Section 84-5606.6, R.C.M. 1947, is amended to read as follows:

"84-5606.6. Disposition of license fees--appropriations--transfer to general fund--justification of expenses. All license fees collected under the provisions of this act shall be deposited monthly with the state treasurer in the department's cigarette enforcement account in the earmarked revenue fund. There shall be appropriated to the department, from said cigarette enforcement account, such sum as may be necessary to comply with the provisions of this act for the fiscal biennium ending June 30, 1971. On or before June 30, 1971, the department shall pay to the state treasurer to the credit of the state general fund, all funds in excess of seven thousand five hundred dollars (\$7,500) in said cigarette enforcement account, not needed for the administration of this act.

For the biennium beginning July 1, 1971, and each biennium thereafter, there shall be appropriated to the department a sum deemed justified and reasonable to operate the department's cigarette enforcement division, providing that after payment of all pending and known expenses, all sums so appropriated in excess of seven thousand five hundred dollars (\$7,500) not needed for the administration of this act, shall be transferred to the state general fund to be available for general fund purposes. Such transfer shall be made within fifteen (15) days of the last day of the biennium.

All expenses charged against said cigarette enforcement account shall be justified by itemized claims coupled with standard accounting reports."

AND AS SO AMENDED, BE CONCURRED IN

B.A.


CHAIRMAN

STANDING COMMITTEE REPORT

March 14 19 77

MR. President

We, your committee on State Administration

having had under consideration House Bill No. 414

Respectfully report as follows: That House Bill No. 414,
third reading, be amended as follows:

1. Amend page 1, section 1, line 13.

Following: line 12

Insert: "Section 1. There is a new R.C.M. section that reads as follows:

"Name change. Wherever the words "department of Administration" appear in 43-1002, 43-1003, and 43-1006 pursuant to 81A-217, the words "budget director" are substituted. "

Renumber subsequent sections

~~DOXRA6XX~~ AND AS SO AMENDED, BE CONCURRED IN



BML

Chairman.

STANDING COMMITTEE REPORT

March 12

19 77

MR. President

We, your committee on State Administration

having had under consideration House

Bill No. 376

Respectfully report as follows: That House

Bill No. 376

~~DO PASS~~ BE CONCURRED IN


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Chairman.