

MINUTES OF THE MEETING  
STATE ADMINISTRATION COMMITTEE  
MONTANA STATE SENATE

March 25, 1985

The forty-ninth meeting of the State Administration Committee was called to order by Chairman Jack Haffey in Room 331, Capitol, at 10 a.m. on Monday, March 25, 1985.

ROLL CALL: All the members were present.

CONSIDERATION OF HOUSE BILL 875: Representative Jack Ramirez, House District 87, Billings, is the sponsor of this bill entitled, "AN ACT REVISING THE LAWS APPLICABLE TO REGISTRATION AND VOTING BY ABSENTEE BALLOT OF ELECTORS IN THE UNITED STATES SERVICE; AMENDING SECTIONS ..., MCA; REPEALING SECTION ..., MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE." Representative Ramirez said that this bill contains several recommendations made by Federal Voting Association Programs in the Office of Defense. This will make it easier for people overseas to vote. There was a similar bill but there were two or three areas not covered by that bill. This bill; (1) eliminates oath because it is difficult to find someone to administer oath when you are out of the country; (2) application for registration is treated as application for absentee ballot. This requires them to send only one ballot in; there are a few housekeeping amendments; and, (3) it simply says that it eliminates requirement for application for absentee ballot and he gets everything all at once. He said this bill would help people in the military.

PROPONENT: Mike Stephen, Clerk & Recorder's Association, said that he had worked some on this bill, and he supports it.

Larry Akey, Secretary of State, Jim Waltermire's office, supports this bill and he said it was technically sound.

OPPONENTS: There were no opponents.

COMMITTEE QUESTIONS: Senator Lynch asked if this applied only to service personnel. Representative Ramirez said he thought so. Mr. Akey said it applied to civilian and military personnel overseas. Senator Lynch felt that this was a very good idea and should maybe be applied to college students on campus. Mr. Akey said the reason for the bill was the difficulty in receiving mail overseas, and he didn't think you would have that problem in the states. Senator Mohar asked what the repealer clause was. Representative Ramirez did not know. Valencia Lane, staff Attorney, said it was the oath. Senator Harding said they had been doing it this way for a long time in her county, why the bill. Mr. Akey said that some counties do it this way and some don't. This will make it uniform.

HOUSE BILL 875 is closed.

March 25, 1985

EXECUTIVE ACTION ON HOUSE BILL 875: Senator Harding made a motion that HOUSE BILL 875 be concurred in. Question was called, and the Committee voted unanimously that HOUSE BILL 875 BE CONCURRED IN. (Senator Harding will carry this to the floor.)

CONSIDERATION OF HOUSE BILL 796: Representative Joe Quilici, House District 71, is the sponsor of this bill entitled, "AN ACT PROVIDING A COST-OF-LIVING INCREASE IN SERVICE AND DISABILITY RETIREMENT ALLOWANCES AND SURVIVORSHIP ALLOWANCES PAID TO CERTAIN MEMBERS OF THE SHERIFF'S RETIREMENT SYSTEM OR THEIR BENEFICIARIES; INCREASING THE COUNTIES' CONTRIBUTIONS TO THE RETIREMENT SYSTEM; AMENDING SECTION ..., MCA; AND PROVIDING AN EFFECTIVE DATE. Representative Quilici said this bill will provide a cost-of-living increase for certain sheriffs' retirees retired before 1981. He said there was a very slight fiscal impact on the counties. In fact, the impact would be 5/10ths of 1%. Representative Quilici said that this retirement system has had no increase since 1981, and he thinks this will help considerably, and he asked the Committee to please concur in this legislation.

PROPONENTS: Churck O'Reilly, Sheriff Lewis and Clark County, representing Sheriffs and Peace Officers' Association, supports this bill. Sheriff O'Reilly said that they have only had a 50¢ increase per year since the bill went into effect. This will increase with salaries, but that is no problem the way things are going.

John Scully, Sheriffs and Peace Officers' Association, supports this bill. Mr. Scully said they received 50¢ in 1981.

Dave Sand, Public Employees Retirement Board, said they had no position on this.

OPPONENTS: There were no opponents.

COMMITTEE QUESTIONS: Senator Mohar said that Senator Haffey had carried an excellent little bill that had a formula so that people who retired long ago would get a significantly better increase than those that have just retired. Was that considered? Mr. Scully said that he went to Larry Nachtsheim's office and went over this with them and he tried to get 90%, but 5% was all that could be funded actuarially, although this is one of the best retirement systems there are.

Representative Quilici closed by asking that Senator Lynch carry the bill if it passes. HOUSE BILL 796 is closed.

EXECUTIVE ACTION ON HOUSE BILL 796: Senator Manning made a motion that HOUSE BILL 796 be concurred in. Question was called, and the Committee voted unanimously that HOUSE BILL 796 BE CONCURRED IN. (Senator Lynch will carry this to the floor.)

March 25, 1985

CONSIDERATION OF HOUSE BILL 779: Representative Mary Ellen Connelly, House District 8, is the sponsor of this bill entitled, "AN ACT CREATING A SPECIAL LAW ENFORCEMENT ASSISTANCE ACCOUNT; AUTHORIZING THE ACCOUNT TO RECEIVE FUNDS AND PROPERTIES FORFEITED UNDER FEDERAL LAW; AND PERMANENTLY APPROPRIATING THE PROCEEDS OF THE ACCOUNT FOR SPECIFIED LAW ENFORCEMENT PURPOSES." Representative Connelly said this bill was at the request of the Department of Justice. She said it basically does what the title implies, it gives law enforcement the right to forfeitures for drug busts, gambling and pornography crimes. This allows the state to keep whatever is seized as part of these crimes. Representative Connelly said that this established a law enforcement assistance account to receive the funds and properties so forfeited, and permanently appropriates the proceeds of the account for specified law enforcement purposes. Representative Connelly said that some of this money will be used to pay informants, used by undercover agents to purchase unlawful substances, used as gambling front money by undercover agents, and payment of overtime to state or local law enforcement officers when engaged in special investigations.

PROPOSERS: Kim Kradolfer, Attorney General's Office, supports this bill. She said that this would allow them to have access to federal forfeitures.

OPPOSERS: There were no opponents.

COMMITTEE QUESTIONS: Senator Mohar asked if this was related to the recent laws that they had where you can go in there and seize properties used in committing a crime. Ms. Kradolfer said yes it was. She said several federal laws provide for forfeiture of things used in commission of those crimes. Ms. Kradolfer said this was based on a Delaware statute and they left gambling in in case it was needed. Senator Mohar wanted to know how much money they were talking about. Ms. Kradolfer said they didn't know. Senator Mohar wanted to know why we were limiting it to certain crimes. Ms. Kradolfer said that that is so it does not go into the general fund. Senator Haffey asked what Committee this was in in the House. Representative Connelly replied it was in Judiciary.

Representative Connelly closed by saying that we need this law in order to receive these forfeitures from the federal government. HOUSE BILL 779 is closed.

EXECUTIVE ACTION ON HOUSE BILL 779: Senator Conover made a motion that HOUSE BILL 779 be concurred in. Question was called, and the Committee voted unanimously that HOUSE BILL 779 BE CONCURRED IN. (Senator Manning will carry this bill to the floor.)

March 25, 1985

CONSIDERATION OF HOUSE BILL 788: Representative Bruce T. Simon, House District 91, Billings, is the sponsor of this bill entitled, "AN ACT REQUIRING THE DEPARTMENT OF ADMINISTRATION TO CONSOLIDATE IN A SINGLE, CENTRAL LOCATION THE OFFICES OF STATE AGENCIES LOCATED IN A CITY OTHER THAN HELENA WHENEVER CONSOLIDATION WOULD RESULT IN COST SAVINGS; AMENDING SECTION ..., MCA." Representative Simon said this bill would authorize the Department of Administration to consolidate agency offices located outside of Helena when there is sufficient space, thereby saving on such things as copiers, phones, and other services that have to be duplicated with the agencies spread out all over the various cities. Representative Simon said the idea came from one of their employees in Billings and that he had suggested it and found out that the Department of Administration did not have the authority to do this. He said that they felt that this would improve services to the public and could conceivably save the state a lot of money.

PROPOSERS: Deane Blanton, Department of Administration, supports this bill. He said that this is a good idea. He felt it may or may not be a cost savings, but they will find out. Mr. Blanton said they would like to have a vigorous program and without the money they will do what they can.

OPPOSERS: Howard Heffelfinger, Liquor Division, opposes this bill. Mr. Heffelfinger said that he felt that the liquor division had shopped around and had found the best locations for their liquor stores and had received the best possible rents for their money. They wish to be excluded from this bill and he entered an amendment to accomplish that end. (Exhibit "1" attached hereto and by this reference made a part hereof.) Mr. Heffelfinger told the Committee that if they are allowed this exemption, they will continue to try to get the most favorable terms for their stores.

COMMITTEE QUESTIONS: Senator Farrell asked Representative Simon if this meant within the city limits. Representative Simon replied that this bill is simply to allow the Department of Administration the flexibility to do this and the authority to carry it out, that they don't now have. Senator Conover said do you mean to tell me that they have 200 agencies outside of Helena? Representative Simon replied that they have 192, but that includes the liquor stores throughout the state. Senator Haffey asked Representative Simon if he had any objections to the liquor stores not being included, and he replied that there were no objections. Senator Mohar asked if this would only be done when it would result in a savings to the state. Representative Simon replied yes. Senator Mohar wanted to know if they purchased a building in order to do this if they would still have to come to the legislature. Representative Simon replied that they have the authority to lease, but they would have to come to long-range planning in order to purchase a building. Senator Mohar said that he was really surprised that the Department of Administration was not already doing this if

March 25, 1985

it would save the state money. Mr. Blanton replied that they have not had the authority to handle leases outside of Helena.

Representative Simon closed by saying that in partial answer to Senator Mohar, they don't have the authority to operate outside Helena right now. The various agencies negotiate their own leases. HOUSE BILL 788 is closed.

EXECUTIVE ACTION ON HOUSE BILL 788: Senator Manning made a motion that the amendment entered by the Liquor Division (Exhibit "1") be adopted. Question was called and the Committee voted unanimously that the amendment be adopted.

Senator Mohar said that he wanted to be sure that this wasn't conflicting and that we were only giving authority with this. He was assured that this was the way that it was. The agencies would not be forced to move into one place unless it looked as if there would be a substantial savings, the Department of Administration would simply have the flexibility to look at this.

Senator Conover made a motion that HOUSE BILL 788, as amended, be concurred in. Question was called, and the Committee voted unanimously that HOUSE BILL 788, AS AMENDED, BE CONCURRED IN. (Senator Conover will carry this.)

CONSIDERATION OF HOUSE JOINT RESOLUTION 33: Representative Bardanouve, House District 16, Harlem, is the sponsor of this bill entitled, "A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA URGING THE CAPITAL FINANCE ADVISORY COUNCIL TO STUDY A VARIETY OF DEBT-RELATED TOPICS." Representative Bardanouve said that this resolution would have the following debt-related projects be considered for study by the Capital Finance Advisory Council. He said that more and more indebtedness is being handled through notes, bonds and certificates issued to the public to support a wide variety of activities, and he feels that they should all be watched over so the state does not get in too deep. Representative Bardanouve said that this was one of the recommendations by a firm out of Minneapolis that studied these bonds. He said that currently Montana is a good risk, but if we issue too many of these bonds, our risk factor becomes questionable. Representative Bardanouve said his resolution lists a number of debt-related projects to be considered for study and he listed them. He urged the Committee to pass this bill.

PROPOSERS: Dave Ashley, Department of Administration, supports this bill. Mr. Ashley felt that there was a real need for this bill and he urged the Committee's support.

OPPOSERS: There were no opponents.

March 25, 1985

COMMITTEE QUESTIONS: Senator Haffey asked if there were to be two legislative members? Representative Bardanouve replied yes, Matt Himsl and myself. He said that this was an appointment by the Governor. Representative Bardanouve said that the fiscal note showed \$2,000 for travel to Helena and back, but he felt there would be three meetings in Helena at the most. Senator Mohar noted that this board would be reporting to the Governor and not the legislature. Representative Bardanouve said that they put Governor because he was the one that appointed this Committee. Senator Tveit felt that we should amend this so they also reported to the legislature. (Amendment attached hereto marked Exhibit "3" and by this reference made a part hereof.)

Representative Bardanouve said that he was closed. HOUSE JOINT RESOLUTION 33 is closed.

EXECUTIVE ACTION ON HOUSE JOINT RESOLUTION 33: Senator Tveit made a motion that the bill be amended so the committee would have to report to the Legislature. Question was called, and the Committee voted unanimously that the amendment be adopted.

Senator Manning made a motion that HOUSE JOINT RESOLUTION 33, as amended, be concurred in. Question was called, and the Committee voted unanimously that HOUSE JOINT RESOLUTION 33 BE CONCURRED IN. (Senator Manning will carry this to the floor.)

CONSIDERATION OF HOUSE BILL 871: Representative Jan Brown, House District 46, Helena, is the sponsor of this bill entitled, "AN ACT ESTABLISHING THE MONTANA MEDAL OF HONOR VALOR TO BE AWARDED BY THE GOVERNOR FOR ACTS OF EXTRAORDINARY COURAGE." House Bill 871 establishes a Montana Medal of Valor to be awarded by the Governor for acts of extraordinary courage. Representative Brown told the Committee that the reason it was changed from Medal of Honor was because the House felt it was too close to Congressional Medal of Honor. Representative Brown said the idea for this bill came from an editorial in the Helena paper after Harry Shryock of Polson was shot and killed during a hostage standoff at the Polson airport in January, 1984. The Governor issued a citation to Mr. Shryock's family, but he has no authority to issue an award such as a Medal of Valor in cases of exceptional bravery such as this one. She said this bill would give him the right to do this. Representative Brown entered two amendments, either of which would make it possible for the Shryock family to receive a Medal of Valor. (Exhibit "5" attached hereto.) Representative Brown urged a do pass on this bill. (See Exhibit "4".)

PROPONENTS: J. R. Johnson, Youth in Legislature, YMCA, Governor, supports this bill. Mr. Johnson told the Committee that his Youth in Government group passed this bill last year, and he thinks it is a good idea. (See Exhibit "6" attached hereto.)

OPPONENTS: There were no opponents.

March 25, 1985

COMMITTEE QUESTIONS: There were no Committee questions.

Representative Brown closed by asking that Senator Harding carry this if it passes. HOUSE BILL 871 is closed.

EXECUTIVE ACTION ON HOUSE BILL 871: There was some discussion as to whether or not the Medal of Valor should be opened wide up and people could apply posthumously from a long time ago. Some of the Senators seemed to feel that people would come in from way back wanting medals for this and that. Senator Lynch said that he did not think this was such a bad idea and he was sure many of them should have them.

Senator Manning made a motion that the second option amendment (see Exhibit "5") be adopted. Senator Mohar made a substitute motion as he felt that there would be a great rush to have everyone included. Senator Manning withdrew his motion. Question was called, and with Senator Mohar voting yes, the Committee defeated his motion. Senator Manning put his motion back on the table. Question was called, and the Committee voted unanimously that the second option amendment (see Exhibit "5") be adopted.

Senator Manning made a motion that HOUSE BILL 871, as amended, be concurred in. Question was called, and the Committee voted unanimously that HOUSE BILL 871, AS AMENDED, BE CONCURRED IN. (Senator Harding will carry this to the floor.)

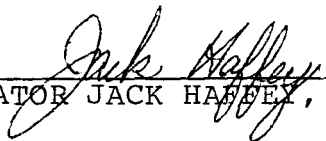
EXECUTIVE ACTION ON HOUSE BILL 576: Senator Haffey told the Committee that House Bill 394 had passed. Senator Lynch made a motion that HOUSE BILL 576 be tabled. Question was called, and the Committee voted unanimously that HOUSE BILL 576 BE TABLED.

EXECUTIVE ACTION ON HOUSE BILL 774: Valencia Lane, staff Attorney, told the Committee that she met with Tom Schneider, Sue Romney, Richard Hall, and Representative Harp, and that together they had worked out the attached amendments (Exhibit "7" attached hereto and by this reference made a part hereof) which seemed to be the answer to all the problems that they had with the bill as written. Valencia then explained the amendments very thoroughly to the Committee. Senator Manning made a motion that the proposed amendments 1 through 6 be adopted. Question was called, and the Committee voted unanimously that the amendments be adopted. Senator Manning made a motion that HOUSE BILL 774, as amended, be concurred in. Senator Farrell asked for further explanation because it seemed wrong to him that a person could work half the time and have as much longevity as a person working full time. Valencia Lane explained that the person would receive \$5.00 for five years and \$10.00 for ten years, and this was a policy decision. Question was called, and the Committee voted unanimously that HOUSE BILL 774, AS AMENDED, BE CONCURRED IN. (Senator Manning will carry this to the floor.)

March 25, 1985

EXECUTIVE ACTION ON HOUSE BILL 775: Valencia Lane, staff Attorney explained to the Committee that this amendment had to do with the counties receiving interest on the monies set aside for them. She said that the cash flow did not seem to be a problem. She met with Mr. Tom Marvin from Mineral County and others. It seems that Mr. Marvin invested the money for three months while they awaited the final figure, so the county could have the interest, so if the general fund will pay them interest on the money, it will be no problem if they hold it until December when all the monies are in. This will make it easier for the State Auditor's Office. Senator Lynch made a motion that the amendment (Exhibit "8" attached hereto and by this reference made a part hereof) be adopted. Question was called, and the Committee voted unanimously that the amendment be adopted. Senator Conover made a motion that HOUSE BILL 775 as amended, be concurred in. Question was called and with Senator Hirsch voting no, the Committee voted that HOUSE BILL 775 BE CONCURRED IN, AS AMENDED. (Senator Mohar will carry this to the floor.)

The meeting was adjourned at 11:25 a.m.

  
\_\_\_\_\_  
SENATOR JACK HAFFEY, CHAIRMAN

ROLL CALL

STATE ADMINISTRATION

COMMITTEE

49th LEGISLATIVE SESSION -- 1985

Date 3-25-85

[illegible]

DATE March 25, 1985

COMMITTEE ON State Administration

## VISITORS' REGISTER

[illegible]

Exhibit 221  
NB-788  
3-25-85

Amendment to House Bill 788 - proposed by  
D. J. Row.

Page 2, line 10.

Add: "State retail liquor stores and <sup>liquor retail</sup> agencies are exempted  
from such consolidation." ^

NAME: Dave Ashely DATE: 3-25-85

ADDRESS: Helen

PHONE: 443-6081

REPRESENTING WHOM? Deputy Admin

APPEARING ON WHICH PROPOSAL: HAR 33

DO YOU: SUPPORT? ✓ AMEND?            OPPOSE?           

[illegible]

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

Exhibit "3"  
HJR-33  
3-25-85

HJR 33

1. Page 2, line 25.  
Following: "Governor"  
Insert: "and the 50<sup>th</sup> Legislature"

House Bill 871 establishes a Montana Medal of ~~Honor~~ <sup>Valor</sup> to be awarded by the Governor for acts of extraordinary courage.

The idea for this bill came from an editorial in the Helena Independent Record after Harry Shryock of Polson was shot and killed during a hostage standoff at the Polson airport in January 1984.

The Governor issued a citation to Mr. Shryock's family, but he has no authority to issue an award such as a Medal of ~~Honor~~ <sup>Valor</sup> in cases of exceptional bravery such as this one.

Other states ~~that do have state Medals of Honor~~ <sup>with similar</sup> include Iowa, Arkansas, New York and Tennessee.

House Bill 871 just provides the statutory authorization for the Governor to present a Montana Medal of ~~Honor~~ <sup>Valor</sup> to any Montanan who displays extraordinary courage in a situation threatening the lives of one or more people. It would be up to the Governor to decide what type of medal would be awarded and to whom.

I would encourage a "do pass" for House Bill 871.

Jan Brown  
H.D. 46

Senate Prop -  
J.R. Johnson - Similar bill in G Youth Leg.

Exhibit "5"  
HB-871  
3-25-85

15 March 1985

MEMORANDUM

TO: Representative Jan Brown  
FROM: Karen Renne  
Legislative Council  
RE: House Bill 871 (medal of valor)

Attached are two alternative amendments to HB 871, either of which would enable the Governor to give the award to Shryock's widow. I put the 12-month time limit in originally because I thought it would encourage prompt recognition of unusual acts of courage, while the event was still alive in public memory, and it would make it more likely that the actual hero, rather than his heirs, would get the medal. But a good case could be made for posthumous recognition and for making it possible for previously unrecognized acts of courage to be brought to the public's attention much later.

In other words, the second option is probably better than the first, of the two amendments.

PROPOSED AMENDMENT TO HOUSE BILL 871: first option  
(requested by sponsor)

1. Page 1, line 20.  
Following: "than"  
Strike: "12"  
Insert: "24"

*passed*

PROPOSED AMENDMENT TO HOUSE BILL 871: second option  
(requested by sponsor)

1. Page 1, lines 19 and 20.  
Following: "made" *on* line 19  
Strike: remainder of line 19 through "courage," *on* line 20

Exhibit #6  
HB-871

NAME: J.R. Johnson DATE: 3/25/85

ADDRESS: 491 South Park Avenue, Helena.

PHONE: 443-5022

REPRESENTING WHOM? Youth in Legislature

APPEARING ON WHICH PROPOSAL: HB 871

DO YOU: SUPPORT? ☒ AMEND? ☐ OPPOSE? ☐

COMMENTS: Being that the Youth Legislature  
passed this bill last year; we would like  
to show our support for the continuing  
of our system.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

Proposed amendments to HB 774, third reading, (blue)

1. Page 2, line 2.

Following: "period of"

Insert: ": (a) (i) 2,080 hours of service following his date of employment; an employee must be credited with 80 hours of service for each biweekly pay period in which he is in a pay status or on an authorized leave of absence without pay, regardless of the number of hours of service in the pay period; or (ii)"

2. Page 2, line 4.

Following: "status"

Insert: "or on an authorized leave of absence without pay"

3. Page 2, line 5.

Following: "month."

Insert: "An employee of ~~a school~~ <sup>an educational institution</sup> at a state institution or the university system must be credited with 1 year of service if he is employed for an entire academic year.

(b) State agencies, other than the university system and a school at a state institution, shall use the method provided in subsection (2) (a) (i) to calculate years of service under this section."

4. Page 3, line 22.

Following: "period of"

Insert: ": (a) (i) 2,080 hours of service following his date of employment; an employee must be credited with 80 hours of service for each biweekly pay period in which he is in a pay status or on an authorized leave of absence without pay, regardless of the number of hours of service in the pay period; or (ii)"

5. Page 3, line 23.

Following: "status"

Insert: "or on an authorized leave of absence without pay"

6. Page 3, line 24.

Following: "month."

Insert: "An employee of a school district, a school at a state institution, or the university system must be credited with 1 year of service if he is employed for an entire academic year. (b) State agencies, other than the university system and a school at a state institution, must use the method provided in subsection (2) (a) (i) to calculate years of service under this section."

Exhibit 8  
HB-775  
3-25-85

Proposed amendments to HB 775, third reading (blue)

1. Title, line 9.

Following: "FUNDS"

Insert: "AND REQUIRING PAYMENT OF INTEREST THEREON"

Following: "17-3-211"

Insert: "AND 17-3-212"

2. Page 1, line 19.

Following: "thereunder"

Insert: ", plus interest figured at the previous year's annualized yield on the state's short term investment pool,"

3. Page 1, line 24.

Following: line 23

Insert: "Section 2. Section 17-3-212, MCA, is amended to read:

"17-3-212. Apportionment of forest reserve funds among counties. The state auditor shall apportion said forest reserve funds between the several counties as follows: all funds received from each forest reserve shall be apportioned between the counties in which such forest reserve is situated in proportion to the acreage of such forest reserve in each county, and the state treasurer shall pay the several amounts so apportioned plus interest thereon, as provided in 17-3-211, to the respective counties.

✓  
Renumber: subsequent section

# STANDING COMMITTEE REPORT

March 25, 1985

MR. PRESIDENT

We, your committee on **STATE ADMINISTRATION**

having had under consideration **HOUSE BILL** No. **875**

**third** reading copy ( **blue** )  
color

**(Senator Harding)**

**REVISING ABSENTEE BALLOT PROCEDURE FOR MEMBERS OF ARMED FORCES**

Respectfully report as follows: That **HOUSE BILL** No. **875**

**BE CONCURRED IN**

~~XXXXX~~  
DO PASS

~~XXXXXXXX~~  
DO NOT PASS

.....  
Chairman.

# STANDING COMMITTEE REPORT

March 25, 1985

MR. PRESIDENT

We, your committee on **STATE ADMINISTRATION**

having had under consideration **HOUSE BILL** No. **779**

**third** reading copy ( **blue** )  
color

**(Senator Manning)**

**CREATES SPECIAL LAW ENFORCEMENT ACCOUNT--APPROPRIATES PROCEEDS**

Respectfully report as follows: That **HOUSE BILL** No. **779**

**BE CONCURRED IN**

**UNLESS**

**UNLESS**

Chairman.

# STANDING COMMITTEE REPORT

March 25 19 85

MR. PRESIDENT

We, your committee on **STATE ADMINISTRATION**

having had under consideration **HOUSE BILL** No. **796**

**third** reading copy ( **blue** )  
color

**(Senator Lynch)**

**COST-OF-LIVING INCREASE IN RETIREMENT BENEFITS PAID TO CERTAIN  
SHERIFFS**

Respectfully report as follows: That **HOUSE BILL** No. **796**

**BE CONCURRED IN**

**~~XXXXXX~~**  
**DO NOT PASS**

**~~XXXXXXXXXX~~**  
**DO NOT PASS**

Chairman.

# STANDING COMMITTEE REPORT

March 25, 1985

MR. PRESIDENT

We, your committee on **STATE ADMINISTRATION**

having had under consideration **HOUSE BILL** No. **775**

third reading copy ( blue )  
color

(Senator Mohar)

## CLARIFY DISTRIBUTION OF FOREST RESERVE MONEY BY THE STATE TREASURER

Respectfully report as follows: That **HOUSE BILL** No. **775**

**be amended as follows:**

1. Title, line 9.

Following: "FUNDS"

Insert: "AND REQUIRING PAYMENT OF INTEREST THEREON"

Following: "17-3-211"

Insert: "AND 17-3-212"

2. Page 1, line 19.

Following: "thereunder"

Insert: ", plus interest figured at the previous year's annualized yield on the state's short term investment pool,"

3. Page 1, line 24.

Following: line 23

Insert: "Section 2. Section 17-3-212, MCA, is amended to read:

"17-3-212. Apportionment of forest reserve funds among counties. The state auditor shall apportion said forest reserve funds between the several counties as follows: all funds received from each forest reserve shall be apportioned between the counties in which such forest reserve is situated in proportion to the acreage of such forest reserve in each county, and the state treasurer shall pay the several amounts so apportioned plus interest thereon, as provided in 17-3-211, to the respective counties.

Renumber: subsequent section

**AND AS AMENDED**

**BE CONCURRED IN**

**XXXXXX**

**XXXXXXXX**

Chairman.

CLERICAL

Date: 3/27/85

House Bill 775

Time: 11:11

In accordance with Joint Rule 3-7(b) the following clerical errors may be corrected:

~~Senate Messrs~~ State Admin. Committee

3/25

Amendment # 2. .. short 1 term

#1 Title, line 9

Strike: "SECTION"

Insert: "SECTIONS"

3/30/85  
9:41 a

Jack Caffrey  
Sponsor  
Haffey

Secretary of Senate  
or  
Chief Clerk

DG 3/27  
Legislative Council

# STANDING COMMITTEE REPORT

.....March 25,..... 1985.....

MR. PRESIDENT

We, your committee on.....**STATE ADMINISTRATION**.....

having had under consideration.....**HOUSE BILL**..... No...**774**.....

third reading copy ( blue )  
color

(Senator Manning)

## REVISING METHOD FOR DETERMINING YEARS OF EMPLOYMENT FOR PUBLIC EMPLOYEES

Respectfully report as follows: That.....**HOUSE BILL**..... No...**774**.....

be amended as follows:

1. Page 2, line 2.

Following: "period of"

Insert: ":(a)(i) 2,080 hours of service following his date of employment; an employee must be credited with 80 hours of service for each biweekly pay period in which he is in a pay status or on an authorized leave of absence without pay, regardless of the number of hours of service in the pay period; or (ii)"

2. Page 2, line 4.

Following: "status"

Insert: "or on an authorized leave of absence without pay"

3. Page 2, line 5.

Following: "month."

Insert: "An employee of a school at a state institution or the university system must be credited with 1 year of service if he is employed for an entire academic year.

(b) State agencies, other than the university system and a school at a state institution, shall use the method provided in subsection (2)(a)(i) to calculate years of service under this section."

~~XXXXXX~~

~~XXXXXXXXXX~~

.....(Continued).....

Chairman.

March 25

1985

4. Page 3, line 22.

Following: "period of"

Insert: "(a)(i) 2,080 hours of service following his date of employment; an employee must be credited with 80 hours of service for each biweekly pay period in which he is in a pay status or on an authorized leave of absence without pay, regardless of the number of hours of service in the pay period; or (ii)"

5. Page 3, line 23.

Following: "status"

Insert: "or on an authorized leave of absence without pay"

6. Page 3, line 24.

Following: "month."

Insert: "An employee of a school district, a school at a state institution, or the university system must be credited with 1 year of service if he is employed for an entire academic year. (b) State agencies, other than the university system and a school at a state institution, must use the method provided in subsection (3)(a)(i) to calculate years of service under this section."

AND AS AMENDED

BE CONCURRED IN

CLERICAL

Date: 3/27/85

House Bill 774

Time: 5:25

In accordance with Joint Rule 3-7(b) the following clerical errors may be corrected:

Senate State Admin. Committee

3/25

Amendment # 1. (To correct outlining form) should be

Page 1, line 25.

Following: (2)

Insert: (a)

Page 2, line 2

Following: "period of"

Insert: ": (i) \*2,080 hours .... or (ii)

~~Amend. # 3. subsection (2)(a)~~

Amendment # 4. Same as Amendment # 1.

Outline

5/30/85

9:42

Jack Hattey  
Sponsor

Hattey

Secretary of Senate

or  
Chief Clerk

DD  
Legislative Council

# STANDING COMMITTEE REPORT

March 25 1985

MR. PRESIDENT

We, your committee on STATE ADMINISTRATION

having had under consideration HOUSE BILL No. 788

third reading copy ( blue )  
color

(Senator Conover)

**AUTHORIZING DEPT. OF ADMIN. TO CONSOLIDATE STATE OFFICES OUTSIDE  
OF HELENA**

Respectfully report as follows: That HOUSE BILL No. 788

**be amended as follows:**

1. Page 2, line 10.

Following: "consolidation."

Insert: "State retail liquor stores and liquor retail agencies  
are exempted from such consolidation."

AND AS AMENDED

BE CONCURRED IN

~~XXXXXX~~

~~XXXXXXXX~~

Chairman.

# STANDING COMMITTEE REPORT

March 25, 1985

MR. PRESIDENT

We, your committee on STATE ADMINISTRATION

having had under consideration HOUSE BILL No. 371

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color

(Senator Harding)

**MONTANA MEDAL OF HONOR**

Respectfully report as follows: That HOUSE BILL No. 371

be amended as follows:

1. Page 1, lines 19 and 20.

Following: "made" on line 19

Strike: remainder of line 19 through "courage," on line 20

AND AS AMENDED

BE CONCURRED IN

~~XXXXXX~~

~~XXXXXXXXXX~~

Chairman.

# STANDING COMMITTEE REPORT

March 25, 1985

MR. PRESIDENT

We, your committee on STATE ADMINISTRATION

having had under consideration HOUSE JOINT RESOLUTION No. 33

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color

(Senator Manning)

**URGING A STUDY OF BOND DEBT RELATED TOPICS**

Respectfully report as follows: That HOUSE JOINT RESOLUTION No. 33

be amended as follows:

1. Page 2, line 25.

Following: "Governor"

Insert: "and the 50th Legislature"

**AND AS AMENDED**

**BE CONCURRED IN**

~~XXXXXX~~

~~XXXXXXXXXX~~

Chairman.