

MINUTES OF THE MEETING
49TH LEGISLATURE THIRD SPECIAL SESSION
LOCAL GOVERNMENT COMMITTEE
MONTANA STATE SENATE

June 26, 1986

The Local Government Committee meeting was called to order on the above date, in Room 410 of the State Capitol Building, at 12:15 p.m. by Chairman Fuller.

ROLL CALL: Senators Crippen and McCallum excused, all other members present.

CONSIDERATION OF HB 11: Representative Rex Manuel, HD 11, sponsor of the bill, said it simply gives county commissioners the option to freeze their wages at the 1986 level. This would allow them to freeze wages for other county officials.

PROPONENTS: Gordon Morris, MACO, said his group wholeheartedly approves of it.

Commissioner Ann Mary Dussault, Missoula County, said it may be necessary for county commissioners to do the same type of thing the legislature is attempting to do with employees and that is freeze salaries. She said they cannot do that unless they also have the ability to freeze their own salaries. The intent of the bill is to allow counties, if necessary, to do that. A number of their employees have their salaries tied to elected officials' salaries. Without this bill, if they freeze the sheriff's salary, they cannot freeze the deputy sheriff's salary.

OPPONENTS: None.

COMMITTEE QUESTIONS: Senator Harding asked about the commissioners not having control over the justices of the peace. She understood the justice of the peace was based upon the clerk of court's salary and, if they are allowed to freeze salaries, they would also be able to control the justice of the peace's salary, was that right? Representative Manuel said that was right.

Senator Fuller said there is one amendment to the bill which would clean up the language. (Exhibit #1) Karen Renne, Legislative Council, explained that it was a switch from "BASED UPON" to "at the level of". The last page of the bill refers to the option of setting the salary at the level of the prior fiscal year. That amounts to a freeze. When the phrase "based upon" the salary of the prior fiscal year is used there is some ambiguity as to precisely what that means. It doesn't necessarily mean "at the level of". She

Local Government

June 26, 1986

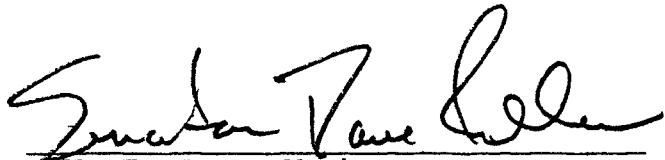
page 2

suggested making the language consistent throughout the bill to refer to setting the salaries at the level of the fiscal year prior rather than based upon.

DISPOSITION OF HB 11: Senator Story moved the amendment to HB 11 (Exhibit #1), be adopted. Motion carried.

Senator Harding moved HB 11, as amended, BE CONCURRED IN. Motion carried unanimously. Senator Harding will carry the bill on the Senate floor.

There being no further business, the meeting adjourned.


DAVE FULLER, Chairman

ROLL CALL

LOCAL GOVERNMENT

COMMITTEE

48th LEGISLATIVE SESSION -- 1986
THIRD SPECIAL SESSION

Date 6/26/86

SENATE
SEAT

	NAME	PRESENT	ABSENT	EXCUSED
43	SENATOR DAVE FULLER, Chairman	✓		
23	SENATOR JOHN MOHAR, V. Chrmn.	✓		
13	SENATOR BRUCE CRIPPEN		✓	
18	SENATOR DOROTHY ECK	✓		
11	SENATOR ETHEL HARDING	✓		
47	SENATOR LES HIRSCH	✓		
4	SENATOR GEORGE McCALLUM		✓	
44	SENATOR DICK PINSONEAULT	✓		
19	SENATOR PAT REGAN	✓		
21	SENATOR PETE STORY	✓		

Each day attach to minutes.

DATE JUNE 26, 1986

COMMITTEE ON Sen Local Govt.

VISITORS' REGISTER

[illegible]

(Please leave prepared statement with Secretary)

AMENDMENTS TO HB 11

Requested by the Legislative Council

1. Page 7, line 21.
Following: "FISCAL YEAR "
Strike: "BASED UPON"
Insert: "at the level of"
2. Page 8, line 15.
Following: "SET"
Strike: "BASED UPON"
Insert: "at the level of"
3. Page 10, line 9.
Following: line 8
Strike: "BASED UPON"
Insert: "at the level of"

SENATE LOCAL GOVERNMENT

EXHIBIT NO. 1

DATE 6-26-86

BILL NO. HB 11

STANDING COMMITTEE REPORT

June 26

1986

MR. PRESIDENT

We, your committee on **LOCAL GOVERNMENT**

having had under consideration **HOUSE BILL** No. **11**

third reading copy (**blue**)
color

Manual

ALLOW COUNTY OFFICIALS TO FREEZE THEIR SALARIES AT JUNE 30, 1986 LEVEL

Respectfully report as follows: That **HOUSE BILL** No. **11**

be amended as follows:

1. Page 7, line 21.
Following: **"FISCAL YEAR"**
Strike: **"BASED UPON"**
Insert: **"at the level of"**
2. Page 8, line 15.
Following: **"SET"**
Strike: **"BASED UPON"**
Insert: **"at the level of"**
3. Page 10, line 9.
Following: line 8
Strike: **"BASED UPON"**
Insert: **"at the level of"**

**AND AS AMENDED
BE CONCURRED IN**

DOCEASE

XXXXXXXXXX

SENATOR DAVE FULLER,

Chairman.