

MINUTES

**MONTANA SENATE
53rd LEGISLATURE - REGULAR SESSION**

COMMITTEE ON STATE ADMINISTRATION

Call to Order: By Senator Eleanor Vaughn, on February 8, 1993,
at 10:00 a.m.

ROLL CALL

Members Present:

Sen. Eleanor Vaughn, Chair (D)
Sen. Jeff Weldon, Vice Chair (D)
Sen. Jim Burnett (R)
Sen. Harry Fritz (D)
Sen. John Hertel (R)
Sen. Bob Hockett (D)
Sen. Bob Pipinich (D)
Sen. Bernie Swift (R)
Sen. Henry McClernan (D)

Members Excused: None.

Members Absent: Sen. Larry Tveit

Staff Present: David Niss, Legislative Council
Deborah Stanton, Committee Secretary

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

Committee Business Summary:

Hearing: HB 137, HB 159, HB 179
Executive Action: HB 137, HB 159, HB 179, SR 3

HEARING ON HB 137

Opening Statement by Sponsor:

Rep. Sayles, House District #61, presented HB 137. HB 137 is a bill which would abolish the requirement that the Department of Justice compile, publish, and biennially update fire protection laws, distribute them to sheriffs and fire department, and make them available to the public. This bill is a repealer, requested from the Department of Justice, Fire Marshall's Bureau. The cost of publishing the code book is \$2500. These code books are not used anymore and therefore the Department of Justice does not want to send them out. The Fire Marshall's Bureau has said they will publish the sections requested and fax those sections to people requesting them.

Proponents' Testimony:

Bruce Suenram, State Fire Marshall, Department of Justice spoke in support of HB 137. The Montana Fire Codes are a compilation of the Montana Codes Annotated. The Department feels it is an unnecessary expense and requires a lot of man hours to extract the data that has been included in the book. Every community has the full set of codes available for their use. The information is readily available for the public and if not, the Fire Marshall's office will provide that information.

Vern Erickson, State Firemen's Association, and the State Fire Marshall's Advisory Board, urges support of HB 137.

Lyle Nagel, Secretary/Treasurer of the State Fire Chief's Association, and a member of the Fire Prevention Investigation Bureau Advisory Council urged support of HB 137.

Opponents' Testimony:

None.

Questions From Committee Members and Responses:

Sen. Swift asked Mr. Suenram if the capability of computerization is available in order to keep the book updated. Mr. Suenram stated the current issue is 4 years out-of-date and it would be better to have everyone throw the code book away. If they need particular information about a statute, that information could be updated.

Closing by Sponsor:

Sen. Sayles said this is a "no brainer." He urged support of this bill.

HEARING ON HB 159**Opening Statement by Sponsor:**

Rep. Pavlovich, House District #70, presented the bill which revises the definition of a veteran for the purposes of the Veterans' Public Employment Preference Act. This bill would conform with the Federal definition so that a veteran includes a person in a reserve component of the Armed Forces called to active duty for campaigns such as Operation Desert Shield and Operation Desert Storm.

Proponents' Testimony:

Hal Mason, American Legion, rose in support of HB 159. People were called to active duty and put into a combat category. They did their job and did it well and should be considered veterans just as veterans from other wars.

Joe Brand, State Legislative Chairman for Veterans of Foreign Wars, spoke in support of HB 159. This bill will comply with the Federal guidelines. This will make them in compliance with the veterans preference in Montana so considerations will be given to these veterans.

John Denherder, veteran of three wars, and a disabled American Veteran urged support of HB 159.

George Poston, speaking for the United Veterans Committee, rose in support of HB 159.

Opponents' Testimony:

None.

Questions From Committee Members and Responses:

None.

Closing by Sponsor:

Rep. Pavlovich said this bill brings everything in compliance. He would also like to go on record as a proponent to HB 179.

HEARING ON HB 179

Opening Statement by Sponsor:

Sen. Bill Wilson, Senate District #19, substitute for Rep. Ryan, explained HB 179 would create a committee to design a state memorial commemorating the survivors of the attack on Pearl Harbor. The memorial will be placed on the capital grounds. The committee will be appointed by the Governor. There will be no compensation; all work will be voluntary from the committee. The committee will be responsible for all fundraising and planning. This is a good bill. There is no cost and it will recognize those who fought and died and survived the attack on Pearl Harbor.

Proponents' Testimony:

Hal Mason, American legion, rose in support of HB 179. These people had a tough time and the recognition has been a long time coming. This bill will have no financial burden on the state and it is a very good bill so he urged support.

Joe Brand, State Legislative Chairman of Veterans of Foreign Wars, rose in support of HB 179. Younger people tend to see a monument and look at it more carefully, rather than reading about it in a book. This bill will let the younger generation know the problems and the wars that have been fought and the sacrifices that have been made by the veterans. The memorial will have an

impact on the future of our country.

George Poston, United Veterans Committee, spoke in favor of HB 179. Pearl Harbor was a great example of man's inhumanity towards man. We need to memorialize it to keep it before the people so that it doesn't happen again. He urges support of HB 179.

Edwin Johnson rose in support of HB 179 as a veteran who was stationed at Pearl Harbor during the attack.

John Denherder stated his brother was in Hawaii and was on maneuvers and hit at Midway. It means a lot to Mr. Denherder and urges support of HB 179.

Opponents' Testimony:

None.

Questions From Committee Members and Responses:

Sen. McClernan asked Sen. Wilson if the memorial was to be erected inside the Capitol. Sen. Wilson stated it would be on the Capitol grounds.

Sen. Hertel asked if there was any cost involved. Sen. Wilson stated the committee would assume the cost and be in charge of the fundraising.

Sen. Weldon asked Sen. Wilson if there was work started on this project yet. Sen. Wilson said there were people "waiting in the wings."

Closing by Sponsor:

Sen. Wilson thanked the committee for the hearing and stated he would carry the bill on the floor.

EXECUTIVE ACTION ON HB 179

Motion/Vote: Sen. Weldon moved HB 179 DO PASS. Motion HB 179 DO PASS CARRIED UNANIMOUSLY. Sen. Wilson will carry the bill on the floor.

EXECUTIVE ACTION ON HB 159

Motion/Vote: Sen. McClernan moved HB 159 DO PASS. Motion HB 159 DO PASS CARRIED UNANIMOUSLY. Sen. McClernan will carry the bill on the floor.

EXECUTIVE ACTION ON HB 137

Motion/Vote: Sen. Pipinich moved HB 137 DO PASS. Motion HB 137 DO PASS CARRIED UNANIMOUSLY. Sen. Pipinich will carry the bill on the floor.

EXECUTIVE ACTION ON SR 3

Motion/Vote: Sen. Swift moved SR 3 DO PASS. Motion SR 3 DO PASS CARRIED UNANIMOUSLY.

ADJOURNMENT

Adjournment: 10:20 a.m.



SENATOR ELEANOR VAUGHN, Chair



DEBORAH STANTON, Secretary

EV/ds

ROLL CALL

SENATE COMMITTEE

STATE ADMINISTRATION

DATE 2-8-93

NAME	PRESENT	ABSENT	EXCUSED
Sen. Eleanor Vaughn	✓		
Sen. Jeff Weldon	✓		
Sen. Jim Burnett	✓		
Sen. Harry Fritz	✓		
Sen. John Hertel	✓		
Sen. Bob Hockett	✓		
Sen. Henry McClernan	✓		
Sen. Bob Pipinich	✓		
Sen. Bernie Swift	✓		
Sen. Larry Tveit		✓	
David Niss	✓		

FC8

Attach to each day's minutes

SENATE STANDING COMMITTEE REPORT

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February 8, 1993

MR. PRESIDENT:

We, your committee on State Administration having had under consideration Senate Resolution No. 3 (first reading copy -- white), respectfully report that Senate Resolution No. 3 be adopted.

Signed: *Senator Eleanor Vaughn*
Senator Eleanor Vaughn, Chair

SENATE STANDING COMMITTEE REPORT

Page 1 of 1
February 8, 1993

MR. PRESIDENT:

We, your committee on State Administration having had under consideration House Bill No. 137 (first reading copy -- blue), respectfully report that House Bill No. 137 be concurred in.

Signed: Senator Eleanor Vaughn
Senator Eleanor Vaughn, Chair

SENATE STANDING COMMITTEE REPORT

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February 8, 1993

MR. PRESIDENT:

We, your committee on State Administration having had under consideration House Bill No. 159 (first reading copy -- blue), respectfully report that House Bill No. 159 be concurred in.

Signed: Senator Eleanor Vaughn
Senator Eleanor Vaughn, Chair

SENATE STANDING COMMITTEE REPORT

Page 1 of 1
February 8, 1993

MR. PRESIDENT:

We, your committee on State Administration having had under consideration House Bill No. 179 (first reading copy -- blue), respectfully report that House Bill No. 179 be concurred in.

Signed: Senator Eleanor Vaughn
Senator Eleanor Vaughn, Chair

DATE 2-8-93

SENATE COMMITTEE ON ~~Public~~ State Admin.

BILLS BEING HEARD TODAY: HB 137, HB 179, HB 159

Name	Representing	Bill No.	Check One	
			Support	Oppose
Bruce Sienram	Justice	HB 137	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Edwin Johnson	Self - Vet	HB 179	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Edwin Johnson	Self - Vet	HB 159	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Dee Herder	Self - Vet	HB 179	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Dee Herder	Self - Vet	159	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Herb Erickson	MT State Firemen Assoc Fire Marshal's advisory Council	137	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Lyle Nagel	MT St. Fire Chiefs Assn FPIB Advisory Council	HB 137	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Hal Manson	AMERICAN REGION	159 129	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Joe Brand	State Leg Chairman VFW	159 129	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Larry Longfellow	VFW	159 179	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Jim Saylor	Self HD#61	137	<input checked="" type="checkbox"/>	<input type="checkbox"/>
George Poston	U.V.C.	159 129	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Tony Cumming	MARINE CORPS LEAGUE	159 179	<input checked="" type="checkbox"/>	<input type="checkbox"/>

VISITOR REGISTER

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY