MINUTES

MONTANA HOUSE OF REPRESENTATIVES 53rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: By DICK SIMPKINS, CHAIRMAN, on March 5, 1993, at 9:07 a.m.

ROLL CALL

Members Present:

Rep. Dick Simpkins, Chairman (R)

Rep. Wilbur Spring, Vice Chairman (R)

Rep. Ervin Davis, Vice Chairman (D)

Rep. Pat Galvin (D)

Rep. Bob Gervais (D)

Rep. Harriet Hayne (R)

Rep. Gary Mason (R)

Rep. Brad Molnar (R)

Rep. Bill Rehbein (R)

Rep. Sheila Rice (D)

Rep. Sam Rose (R)

Rep. Dore Schwinden (D)

Rep. Carolyn Squires (D)

Rep. Jay Stovall (R)

Rep. Norm Wallin (R)

Members Excused: Rep. Barnhart

Members Absent: None.

Staff Present: Sheri Heffelfinger, Legislative Council

Dorothy Poulsen, Committee Secretary

Please Note: These are summary minutes. Testimony and

discussion are paraphrased and condensed.

Committee Business Summary:

Hearing: SJR 26; SB 169

Executive Action: SJR 26; SB 169; SB 174

HEARING ON SJR 26

Opening Statement by Sponsor:

SEN. BOB PIPINICH, Senate District 33, Missoula, introduced SJR 26 encouraging the United State government to take a more active role in a multinational effort to end the tragic pattern of violence in the former country of Yugoslavia.

Proponents' Testimony:

REP. CARLEY TUSS, House District 35, Black Eagle, stated many of the residents of Black Eagle were Croatian and were horrified by the events in Yugoslavia. She said they were seeking a peaceful resolution because the community had Serb and Bosnian friends and relatives. She said the isolation of Sarajevo reminded her of the starvation of Stalingrad, and reports of other events mimic the atrocities of World War II. She noted the contributions of the Croats, Serbs, and Bosnians in Montana. She asked for favorable consideration of SJR 26.

REP. BOB PAVLOVICH, House District 70, Butte, stated he was of Croatian descent and the Butte community included Serbs, Croats, and Slovenes. He described visiting Yugoslavia and meeting President Tito with his mother. He lamented the events in Yugoslavia. He referred to lines 21-23, page 2, which recommend sending a delegation to Yugoslavia, and reported he knew an individual who was well-acquainted with people in Yugoslavia and could be part of the delegation.

Opponents' Testimony: None.

<u>Informational Testimony</u>: None.

Ouestions From Committee Members and Responses:

REP. SPRING said he sympathized but asked REP. PAVLOVICH whether he thought a delegation could truly have an impact. REP. PAVLOVICH responded that a delegation could have an impact because there were people in the United States who had contacts with the leadership of Yugoslavia and were respected there.

Closing by Sponsor:

REP. PAVLOVICH closed.

HEARING ON SB 169

Opening Statement by Sponsor:

SEN. TOM BECK, Senate District 24, Deer Lodge, introduced SB 169 which directs the Department of Corrections and Human Services to transfer the buildings and land of the Old Montana State Prison complex to the Powell County Museum and Arts Foundation for continued operation as a museum. He said the Old Montana State Prison was currently leased to the City of Deer Lodge and subleased to Powell County. He said the bill would provide a 99-year lease of the complex directly to Powell County. The lease would give the Powell County Museum and Arts Foundation the opportunity to do long-term planning and apply for grants.

Proponents' Testimony:

Dick Bauman, President, Powell County Museum and Arts Foundation, provided written testimony in which he described the improvements the Foundation has already made to the prison complex and their plans for the future. EXHIBIT 1

Mr. Bauman recommended an amendment to SB 169 guaranteeing the rights of the Montana Law Enforcement Museum. EXHIBIT 2

Jim Thompson, Powell County Museum and Arts Foundation, reviewed the history and development of the museum. He explained the old prison complex needed further improvements, and the long-term lease would facilitate the Foundation's efforts in raising funds. He urged passage of the bill.

Clint Blackwood, Travel Promotion Division, Department of Commerce, urged support of SB 169 to encourage tourism and other commerce in Montana. He stated the film industry looked for settings like the old prison complex for movies. He reported neighboring communities were trying to develop tourist attractions and the old prison would tie in well with those efforts. He suggested the bill would be good for the state and community and stated support for the legislation.

REP. SAM ROSE, Russell Country, stated his support of the bill.

Opponents' Testimony: None.

Informational Testimony: None.

Questions From Committee Members and Responses:

REP. GALVIN asked SEN. BECK whether there would be an objection to a \$1 nominal fee for the lease of state property. SEN. BECK stated a nominal fee would be no problem.

REP. DAVIS asked SEN. BECK to review legislation in prior legislative sessions pertaining to the old prison complex. SEN. BECK explained the bill had been introduced in the last session, and the Montana Law Enforcement Academy had opposed the language in the bill. He said SB 169 and the amendment recommended by Mr. Bauman had been drafted in cooperation with the academy.

REP. SCHWINDEN asked SEN. BECK whether the Department of Corrections and Human Services had been involved in drafting the bill. SEN. BECK confirmed they had been involved. He said he had expected department staff to be present and testify for the bill.

REP. SIMPKINS asked SEN. BECK whether the bill gives complete authority to the Powell County Museum. SEN. BECK stated the Powell County Museum and Arts Foundation would have control.

REP. WALLIN asked SEN. BECK which buildings were included in the complex. SEN. BECK responded all the buildings except for the warden's residence, which was currently housing the Board of Pardons, were included.

REP. LIZ SMITH, House District 48, Deer Lodge, spoke in support of SB 169. She commended the hard work performed by the museum and arts foundation and noted the benefit to the community. She encouraged passage of the bill.

Closing by Sponsor:

SEN. BECK asked for concurrence on the bill. He said one of his primary concerns was helping the City of Deer Lodge eliminate any exposure to possible liability. He contended the bill would help in creating long-term plans for the complex.

EXECUTIVE ACTION ON SB 169

Motion: REP. SPRING MOVED SB 169 BE CONCURRED IN.

Motion: REP. MASON moved to amend SB 169. EXHIBIT 2

Discussion:

REP. REHBEIN asked whether the bill needed to be amended to specify a fee for the lease. Ms. Heffelfinger responded an amount will need to be included in the lease, but the amount would be negotiated with the county and therefore does not need to be specified in statute. REP. GERVAIS stated specifying a monetary sum would require the bill to be heard in appropriations.

<u>Vote</u>: SB 169 BE AMENDED. Motion carried unanimously with REPS. BARNHART and SQUIRES voting by proxy. EXHIBITS 3, 4

Motion/Vote: REP. SPRING MOVED SB 169 BE CONCURRED IN AS AMENDED. Motion carried unanimously with REPS. BARNHART and SQUIRES voting by proxy. EXHIBITS 3, 4

EXECUTIVE ACTION ON SJR 26

Motion: REP. DAVIS MOVED SJR 26 BE CONCURRED IN.

Discussion:

REP. SIMPKINS said his initial reaction to SJR 26 was that the State of Montana should not be directing the federal government's foreign policy. He said, however, after hearing testimony from people with family and friends in Yugoslavia, he had reconsidered.

- REP. MOLNAR said he had family from Yugoslavia, but he did not think the federal government would pay any attention to a resolution from Montana.
- **REP. REHBEIN** asked what happened to resolutions. **REP. SIMPKINS** referred him to lines 9-14, page 3, which specifies the distribution of the resolution. He explained the resolution also becomes part of session law.
- REP. GERVAIS stated resolutions were effective; he had received responses from people as the result of resolutions he had introduced.
- **REP. WALLIN** stated his support of the resolution. He said the resolution may just be a gesture, but the resolution demonstrated that the people of Montana do sympathize with the people of Yugoslavia.
- REP. SIMPKINS noted Yugoslavia had been arbitrarily created at the end of World War II and was held together until recently by a dictatorship.
- REP. SPRING stated he had great sympathy for the people, but he had difficulty supporting the resolution because he doubted its effectiveness.

<u>Vote</u>: SJR 26 BE CONCURRED IN. Motion carried 12 to 4 with REPS. REHBEIN, SPRING, MASON, and MOLNAR voting no and REPS. SQUIRES and BARNHART voting by proxy.

EXECUTIVE ACTION ON SB 174

Motion: REP. RICE MOVED SB 174 BE CONCURRED IN.

Motion: REP. RICE moved to amend SB 174. EXHIBIT 5

Discussion:

REP. RICE explained the amendment assures that any fees used to reimburse a citizen would come from fines collected under the title and thereby avoid any liability to the state.

<u>Vote</u>: SB 174 BE AMENDED. Motion carried unanimously with REPS. SQUIRES and BARNHART voting by proxy.

Motion: REP. RICE MOVED SB 174 BE CONCURRED IN AS AMENDED.

Discussion:

- REP. ROSE expressed his dismay with the number of similar bills.
- REP. REHBEIN asked what legal avenues were available to citizens under current law. Ms. Heffelfinger explained citizens can

inform the county attorney or the commissioner of political practices of a violation, and either the county attorney or the commissioner can file legal charges. She said if they do not pursue the complaint, then citizens have no recourse because they have no legal standing. She explained the issue in the bill was giving legal standing to citizens. She said the court generally would not recognize citizens unless they are personally damaged or financially harmed. REP. SIMPKINS offered, as an example, a candidate who must spend money to respond to an opponent's illegal campaign practice and would therefore be able to sue because of personal damage.

- REP. WALLIN asked whether a lawsuit could be brought only by people directly involved. Ms. Heffelfinger responded under current law only people directly involved could bring suit; under SB 174 other citizens would have legal standing to bring suit.
- REP. STOVALL asked whether anyone would be able to sue any candidate whenever they wished under SB 174. REP. SIMPKINS responded if the commissioner of political practices does not take action on a complaint, then an individual could sue. REP. STOVALL suggested the bill would allow a citizen to bring suit as a vendetta against a candidate. REP. SIMPKINS agreed, if the commissioner or county attorney did not prosecute the complaint.
- REP. MOLNAR asked whether the bill applied to all candidates for public office including U.S. senate or president. Ms. Heffelfinger responded the bill applied to violations of statutes which govern standards for candidates.
- REP. SQUIRES stated she supported the bill. She said candidates who experience campaign violations usually have problems resolved the commissioner of political practices. She suggested the more common situation in which the lack of legal recourse is a difficulty occurs on issues such as initiatives. She said the bill gives the commissioner and the county attorney the first option to file suit; and if they both choose to ignore the complaint, then the citizen has the prerogative to act. She said the bill provided a good safeguard for violations during initiative campaigns.
- REP. SCHWINDEN declared the bill was a step in the right direction because it gives average citizens legal standing and involves them in the process. He suggested citizens feel disenfranchised and giving them legal standing would help alleviate their apathy toward the political process. He recommended supporting the bill.
- REP. MASON asked Ms. Heffelfinger whether the amendment conflicted with provisions of the bill. Ms. Heffelfinger explained the amendment only addressed who would pay costs and attorney fees awarded by the court.
- REP. STOVALL asked what happened if no fines were collected.

- REP. RICE explained the amendment specified that payment by the state would come from fines which are collected; if no fines are collected, then no payment would be possible.
- REP. MOLNAR asked whether suit would be brought against political organizations or individuals. Ms. Heffelfinger responded complaints would be filed for violations of reporting requirements. Thus, anybody who makes an expenditure or contribution and violates reporting requirements may be sued. REP. MOLNAR asked whether the U.S. president could be personally sued for a violation of Montana campaign reporting requirements. Ms. Heffelfinger said her cursory view as a non-attorney was that the statute refers to a person who intentionally or negligently violates any reporting provisions of the chapter. She said if the president's campaign organization is required to report under the chapter, then the bill would apply.
- REP. RICE reminded the committee the bill was an extension of current law. She addressed REP. MOLNAR and noted statute already allows complaints to be filed against people violating the reporting requirements. She pointed out the bill simply extended the statute to give citizens the ability to file suit if the county attorney or commissioner of political practices fails to act. She noted the bill had protection against frivolous suits. She said the real issue was the inaction on the part of the commissioner and/or county attorneys. She suggested county attorneys have other priorities, but she said she did not understand delays by the commissioner. She said the bill would put pressure on the commissioner's office to act on complaints. REP. RICE referred to REP. ROSE'S complaint about the number of bills concerned with political practices. She noted no other bill has dealt with citizen enforcement of campaign violations. She reminded the committee that citizen enforcement existed for other areas, and contended the bill would not result in frivolous suits.
- REP. SPRING disagreed with REP. RICE'S assessment of the bill. He said we live in a litigious environment and contended the bill would result in more lawsuits.
- REP. SIMPKINS asked SEN. WELDON whether he wanted to add further comment. SEN. WELDON stated REP. RICE'S comments were accurate and presented his views.
- REP. GERVAIS contended SB 174 was a simple bill, that testimony had explained the bill well, and that the amendment provided clarification. He called for the question.
- <u>Vote</u>: SB 174 BE CONCURRED IN AS AMENDED. Motion failed 8 to 8 on a roll call vote with REPS. SIMPKINS, SPRING, HAYNE, MASON, REHBEIN, ROSE, STOVALL, and WALLIN voting no and REPS. BARNHART and SQUIRES voting by proxy. EXHIBITS 3, 4, 6

HOUSE STATE ADMINISTRATION COMMITTEE March 5, 1993 Page 8 of 8

ADJOURNMENT

Adjournment: 10:15 a.m.

DICK SIMPKINS, Chairman

Dorothy Poulser

DOROTHY POULSER SOCRETE

DS/DP

HOUSE OF REPRESENTATIVES

оомитт!

ROLL CALL

DATE

3/5/93

NAME	PRESENT	ABSENT	EXCUSED
REP. DICK SIMPKINS, CHAIR	V		
REP. WILBUR SPRING, VICE CHAIR	V		
REP. ERVIN DAVIS, VICE CHAIR	· V		
REP. BEVERLY BARNHART			/
REP. PAT GALVIN	V		
REP. BOB GERVAIS			
REP. HARRIET HAYNE	V		
REP GARY MASON			
REP. BRAD MOLNAR	V		
REP. BILL REHBEIN	\checkmark		
REP. SHEILA RICE	/		
REP. SAM ROSE	V		
REP. DORE SCHWINDEN			
REP. CAROLYN SQUIRES	/		
REP. JAY STOVALL			
REP. NORM WALLIN			

HOUSE STANDING COMMITTEE REPORT

March 5, 1993 Page 1 of 1

Mr. Speaker: We, the committee on <u>State Administration</u> report that <u>Senate Joint Resolution 26</u> (third reading copy -- blue) be concurred in .

Signed: Dick Simpkins, Chair

Carried by: Rep. Pavlovich

Committee Vote:

HOUSE STANDING COMMITTEE REPORT

March 5, 1993 Page 1 of 1

Mr. Speaker: We, the committee on State Administration report that Senate Bill 169 (third reading copy -- blue) be concurred in as amended .

Signed: Dick Simpkins, Chair

And, that such amendments read:

Carried by: Rep. Smith

1. Page 3, lines 2 and 3. Strike: "ensure" on line 2 through "museum" on line 3 Insert: "guarantee the rights of the Montana law enforcement museum that were established in the December 14, 1989, lease between the Powell County museum and arts foundation and the Montana law enforcement museum."

-END-

Committee Vote: Yes \underline{M} , No $\underline{\underline{}}$.

501144SC.Hof

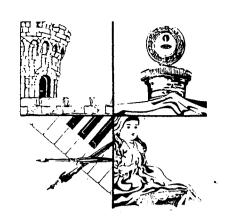


EXHIBIT	r
DATE_	3/5/93
HR	SB 169

Powell County Museum & Arts Foundation

1106 Main, Deer Lodge, Montana 59722 (406) 846-3111

MR CHAIRMAN & COMMITTEE MEMBERS

I AM DICK BAUMAN, PRESIDENT OF POWELL COUNTY MUSEUM AND ARTS FOUNDATION. THIS IS MY EIGHTH YEAR AS PRESIDENT OF THIS NON-PROFET ORGANIZATION. I AM IN FAVOR OF THE PASSAGE OF SENATE BILL 169.

THE "MUSEUM POST" (ENCLOSED WITH TESTIMONY) TELLS OF OUR MANY DIFFERENT ACTIVITIES IN THE POWELL COUNTY AREA, IT ALSO HAS OUR 1993 BUDGET IN THE AMOUNT OF \$334,800. THES INCLUDES A CONSIDERABLE AMOUNT OF CAPITAL IMPROVE-MENTS. WE ARE ALSO IN THE PROCESS OF DEVELOPING A "WESTERN HERITAGE AND EARLY DAY LIQUOR INDUSTRY" MUSEUM. THE BUILDING WAS ONCE A STABLE AT THE PRISON AND WILL ADD APPROXIMATLY 4000 SQ FEET OF DISPLAY AREA. THE ESTIMATED COST FOR THE WALLS, CEILING AND FLOOR IS \$60,000. WE HOPE TO BE OPEN IN LATE 1993 OR EARLY 1994.

RAILROADING PLAYED A BIG ROLE IN THE HISTORY OF MONTANA AND THE DEER LODGE VALLEY. ONE OF THE LAST ELECTRIC LOCOMOTIVES IN THE NATION IS IN DEER LODGE AND WE ARE GOING TO RESTORE THIS ENGINE AND POSSIBLY MOVE IT ONTO THE MUSEUM COMPLEX. DURING THIS TIME WE WILL ALSO ESTABLISH A RAILROAD MUSEUM.

WE HAVE REROOFED NEARLY EVERY BUILDING IN THE PRISON COMPLES, INSTALLED HEATING SYSTEMS, PUT IN WATER LINES, SEWER LINES, REPAINTED AND REGLASSED TO MAKE THE PRISON COMPLEX THE ATTRACTION THAT IT IS TODAY. THE PAST INVESTMENT NOW EXCEEDS \$400,000. THESE PROJECTS AND INVESTMENTS THAT HAVE BEEN MADE BY THE POWELL COUNTY MUSEUM & ARTS ARE THE REASON THAT PASSAGE OF SENATE BILL 169 IS SO IMPORTANT TO US NOW AND ON INTO THE FUTURE.

ALSO INCLUDED IN THIS BILL IS THE WARDENS HOUSE. IT IS PRESENTLY OCCUPIED BY THE BOARD OF PARDONS & THE FISH AND GAME DEPT. WO WOULD NOT CHANGE THE AGREEMENTS THAT THEY NOW HAVE WITH THE DEPT OF INSTITUTIONS.

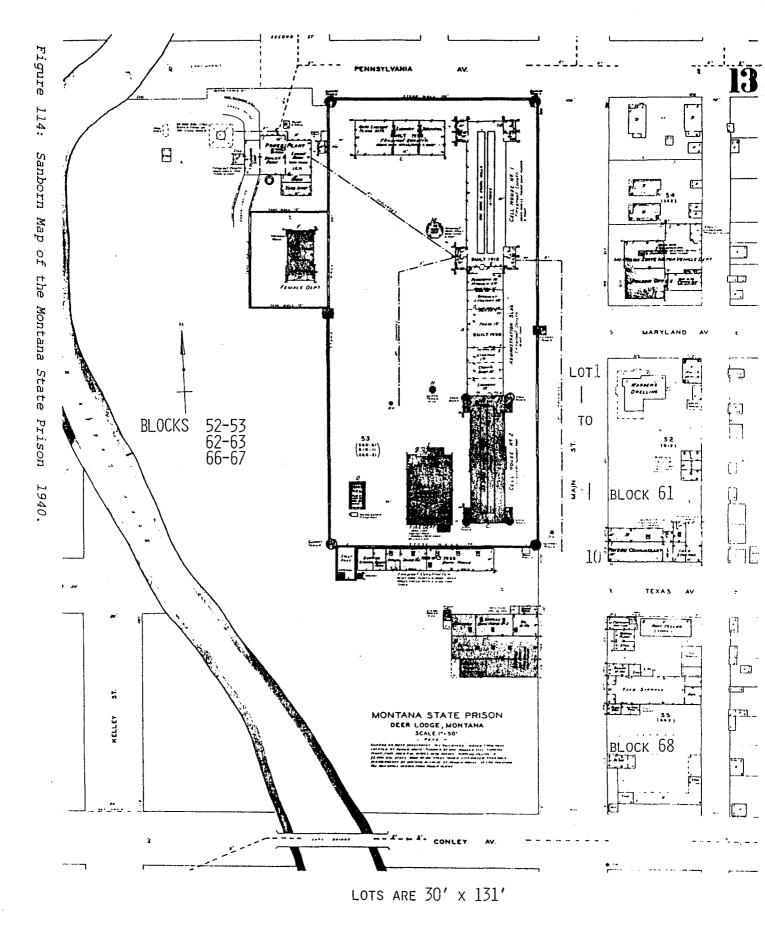
THE POWELL COUNTY COMMISSIONERS AND MAYOR OF DEER LODGE ARE IN FAVOR OF PASSAGE.

TOWE FORD MUSEUM • OLD MONTANA PRISON • YESTERDAY'S PLAYTHINGS • POWELL COUNTY MUSEUM









DATE 3/5/93

B 50/167

1993 1992 DIRECTORY

POWELL COUNTY MUSEUM AND ARTS FOUNDATION

Board of Directors

Term Expires January, 1993

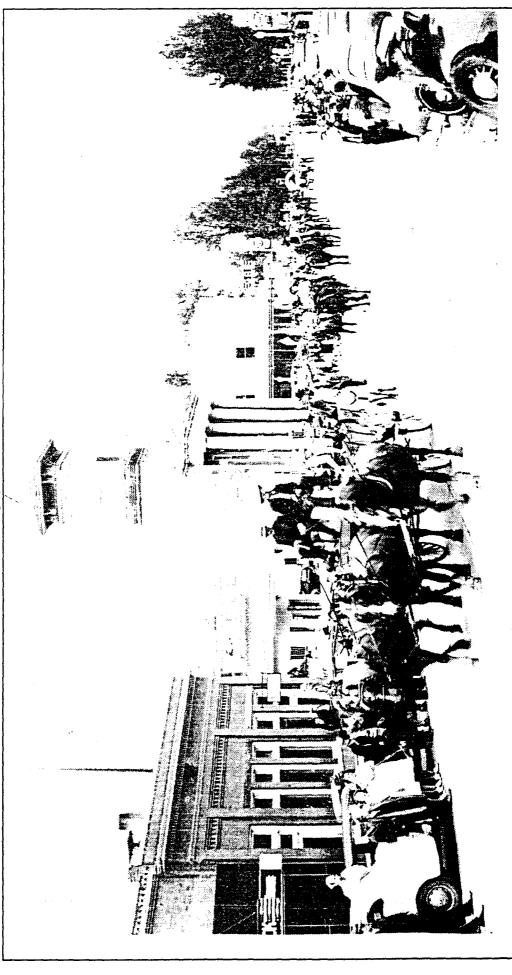
Dick Bauman - President 720 Texas Avenue (home) Post Office (office) Deer Lodge, MT 59722	846–2207 846–1882	Ed Gill - <u>Secretary</u> 514 Fifth Street Deer Lodge, MT 59722	846-1117			
Kermit Daniels P. O. Box 670 101 N. Main Street (home) Deer Lodge, MT 59722	846–1256 846–1831					
	Term Expires Ja	anuary, 1994				
Jack Hinkle - Treasurer - 505 Main Street (office) 1210 Fourth Street (home) weer Lodge, MT 59722	846-2900 or 2911 846-1303	Betty Hoffmann 807 Montana Avenue Deer Lodge, MT 59722	846–1317			
Malcolm MacCalman 1101 Dixon Street Deer Lodge, MT 59722	846-1613					
Term Expires January, 1995						
John Porter - <u>Vice President</u> 812 St. Mary's Avenue Deer Lodge, MT 59722	_846-1076	Megan Thompson 912 Missouri Avenue Deer Lodge, MT 59722	846–1253			
Leonard Eliason 731 West River Road Deer Lodge, MT 59722	846–2691					

EXHIBIT____ DATE_____3|5|93 SR_169 Please note: Complete calendar may be located at the Historical Society

EXHIBIT |

DATE 3

1993 Powell County Historical Calender



The Kohrs Ranch team and wagon in the 1941 fair parade, Deer Lodge.

Historical Photographs from the Smith-Hartley-Thompson Collection Powell County Museum and Arts Foundation

Please note: Complete newspaper may be located at the Historical Society

CATE 3/5/93 SB (69

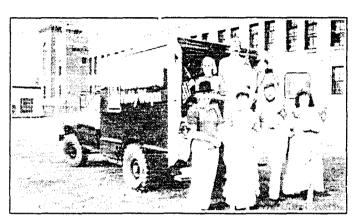
MUSEUM POST

Powell County Museum and Arts Foundation

December 1992

Old Montana Prison Page 4

Old Prison Paddy Wagon Page 13



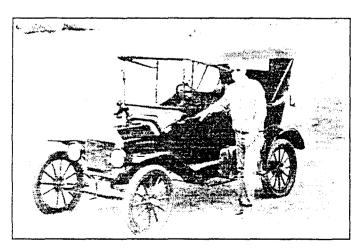


Old Prison Players
Page 14

Yesterday's Playthings
Page 9

Towe Ford Museum
Page 7

Our Volunteers Page 18



Amendments to Senate Bill No. 169 Third Reading Copy

Requested by Sen. Tom Beck
For the Committee on House State Administration

Prepared by Sheri S. Heffelfinger March 5, 1993

1. Page 3, lines 2 and 3.

Strike: "ensure" on line 2 through "museum" on line 3

Insert: "guarantee the rights of the Montana law enforcement museum that were established in the December 14, 1989, lease between the Powell County museum and arts foundation and the

Montana law enforcement museum."

Man 5

leave juy 21/14

week Pat galwin
Si3169 yes
3JR 26 yes
amend 1711 yes

EXHIBIT 3 DATE 3/5/93 HB 58/69; SJR 26; SB/74

Just in Dubnick in Use electronei formal

3/5/93

Sgirt my mou

6 B. Genussis

an all when

DATE 3/5/9.

HB SB 169; SJR 26; SB 174

Amendments to Senate Bill No. 174 Third Reading Copy

Requested by Rep. Sheila Rice For the Committee on House State Administration

> Prepared by Sheri S. Heffelfinger March 4, 1993

1. Page 2, line 14. Following: "(-c)" Insert: "(i)"

2. Page 2, lines 15 through 17.

Strike: "is entitled to be reimbursed by the state for" on lines 15 and 16

Insert: ", at the discretion of the court, may be awarded the"
Following: "incurred" on line 16

Strike: ", provided that in the case of"

Insert: ". The court may order either the defendant or the state to pay the incurred costs and attorney fees. If the court orders the state to pay the costs and fees, the state shall pay the costs and fees from fines collected under the provisions of this title.

(ii) If"

Strike: both the first and second "that" on line 17

3. Page 2, line 18. Following: "finds"

Insert: "that the action"

HOUSE OF REPRESENTATIVES

STATE ADMINISTRATION	COMMITTEE

ROLL CALL VOTE

DATE $3/5/93$ BILL NO. $SB/74$ NUMBE	er	
MOTION: Those SB 174 be concurred in ac	r amen	ded.
	,	
NAME	AYE	NO
REP. DICK SIMPKINS, CHAIR		V
REP. WILBUR SPRING, VICE CHAIR		V
REP. ERVIN DAVIS, VICE CHAIR	/	
REP. BEVERLY BARNHART	V	
REP. PAT GALVIN		
REP. BOB GERVAIS	1	
REP. HARRIET HAYNE		V
REP. GARY MASON		V
REP. BRAD MOLNAR	V	
REP. BILL REHBEIN		V
REP. SHEILA RICE		
REP. SAM ROSE		
REP. DORE SCHWINDEN		
REP. CAROLYN SQUIRES		
REP. JAY STOVALL		/
REP. NORM WALLIN		V

TOTAL

ExmiBIT.	6
DATE -	3/5/93
HB	58174

HOUSE OF REPRESENTATIVES VISITOR'S REGISTER

St	ate	Admin	nistration	COMMITTEE	BILL NO.	SB	169
				Sen. Beck			
PL	EASE	PRINT	PLE	CASE PRINT	PLEA	SE P	RINT

NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
Dick BAUMAN hodge	Powell Co Museum + HRTS	X	
Dick BAUMAN hodge Jim Than Dear Lodge	Powell Co. Museum Arts		
Chirt Blackwood	Travel Montana	V	
Tin Smith	Pour V	V	
		·	

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.

HOUSE OF REPRESENTATIVES VISITOR'S REGISTER

State Administration	COMMITTEE	BILL NO.	<u>SI 1</u>	226
DATE 3/5/93 SPONSOR(S)	•			
PLEASE PRINT P	LEASE PRINT	PLE	ASE P	RINT
NAME AND ADDRESS	REPRESENTING		SUPPORT	OPPOSE
·				

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.