

University of Montana

ScholarWorks at University of Montana

The Montana Constitution Collection

Mansfield Center

2-10-1972

Minutes of the thirtieth meeting of the Executive Committee

Montana. Constitutional Convention (1971-1972). Executive Committee

Follow this and additional works at: <https://scholarworks.umt.edu/montanaconstitution>

Let us know how access to this document benefits you.

Recommended Citation

Montana. Constitutional Convention (1971-1972). Executive Committee, "Minutes of the thirtieth meeting of the Executive Committee" (1972). *The Montana Constitution Collection*. 185.

<https://scholarworks.umt.edu/montanaconstitution/185>

This Committee Minutes and Testimony is brought to you for free and open access by the Mansfield Center at ScholarWorks at University of Montana. It has been accepted for inclusion in The Montana Constitution Collection by an authorized administrator of ScholarWorks at University of Montana. For more information, please contact scholarworks@mso.umt.edu.



MONTANA CONSTITUTIONAL CONVENTION
STATE CAPITOL • HELENA, MONTANA 59601 • TELEPHONE 406/449-3750

EXECUTIVE COMMITTEE

Place of Meeting: Room 430-31

Date Meeting Held: 2/10/72
Hour Meeting Held: 9:35 a.m.

Committee Chairman: Thomas F. Joyce

THE MINUTES OF THE THIRTIETH MEETING OF THE EXECUTIVE COMMITTEE

SUBJECT OF MEETING: Discussion of the Executive Article

Roll Call:

Thomas F. Joyce, Chairman	<u>Present</u>
J. C. Garlington, Vice Chairman	<u>Present</u>
Harold Arbanas	<u>Present</u>
Betty Babcock	<u>Present</u>
James R. Felt	<u>Excused</u>
Fred J. Martin	<u>Present</u>
Richard B. Roeder	<u>Present</u>
Margaret S. Warden	<u>Present</u>
Archie O. Wilson	<u>Present</u>

INTERESTED PERSONS TESTIFYING:

<u>Name</u>	<u>Occupation or Title</u>
Ted James - Great Falls, Mont.	Former Lt. Governor

The committee met this morning with former Lieutenant Governor Ted James who stated he was opposed to the team concept of the Governor and Lieutenant Governor. He agreed there was very little for a lieutenant governor to do and thought this job should be considered somewhat of a "trainee" job. He felt the lieutenant governor should be an ex-officio member of all boards without voting status. He should also get all the minutes and reports from all meetings so he would know what was going on. He stated the lieutenant governor should also be afforded some type of budget.

A rather lengthy question and answer period followed pertaining to the above remarks made by Mr. James, pertaining especially to the team concept.

The committee then began deliberations on the proposed executive article drawn up by Vice Chairman Garlington. He explained his reasons for drafting each of the fourteen sections. Before discussion of this draft the committee took a brief recess at 11:00 a.m.

The first section of the Executive Article pertaining to Officers including the Governor, Lieutenant Governor, Secretary of State and Attorney General was then discussed. There was some question whether the secretary of state should be retained, and also the superintendent of public instruction, it was thought might be retained stipulating the office may be elective or selective as determined by law. A hand vote was taken on the section which included only the four elected officials. Five voted for it, two against and one questionable. The second section of Section 1 regarding the four year term and when to take office was briefly discussed. Several members thought possibly the governor should take office earlier than the first Monday in January, but when a hand vote was taken on this subsection it was unanimous to leave as is.

The entire section 2 on Election was discussed briefly, the second subsection dealing with the team concept. The committee agreed unanimously by a hand vote on both subsections.

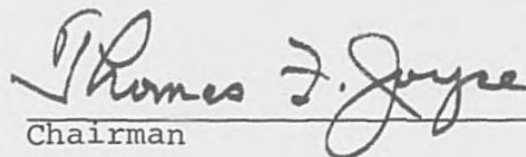
Section 3, Qualifications was the next section to be taken up. The first subsection dealt with all the elected officials with the exception of the attorney general. There was some discussion on whether to put in age qualifications. A hand vote taken on this showed five for and three against. The second subsection dealt with the qualifications of the attorney general and the committee was in unanimous agreement.

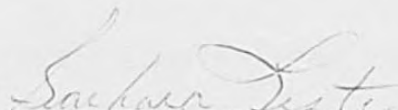
The committee then recessed at 1:00 p.m. and returned at 2:30 p.m.

The first two subsections of Section 4 were discussed briefly concerning the Duties of the governor and lieutenant governor. Some thought more should be covered in the constitution concerning the office of lieutenant governor. A hand vote was taken finally on both subsections which was then unanimous. It was decided to strike the word "supreme" in the first subsection.

The committee then skipped to Section 10, Veto Power as the Legislative Committee had inquired as to how our committee was handling this because it was a section which overlapped into their article. First discussed was the time limit allowed the governor to either sign or veto a bill when the legislature is in session, and the time limit allowed when legislature had adjourned. A conference committee then arrived from the legislative committee to give their views. It was the consensus of all that the time limits should be set at 5 days and 25 days respectively. Next discussed was Mr. Blaylock Proposal 25 which would provide the legislature with the opportunity to override post session gubernatorial vetos by mail. A hand vote showed six members against and two for. Also discussed at some length was the amendatory veto which the members finally agreed upon. Also discussed was the line item veto in which no decision was reached.

Time of Adjournment: 5:30 p.m.


Chairman


Secretary