

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By Chairman John Sinrud, on March 8, 2007 at 8:30 A.M., in Room 102 Capitol.

ROLL CALL

Members Present:

Rep. John Sinrud, Chairman (R)
Rep. Eve Franklin, Vice Chairman (D)
Rep. Janna Taylor, Vice Chairman (R)
Rep. Tim Callahan (D)
Rep. Edith Clark (R)
Rep. Bill E. Glaser (R)
Rep. Ray Hawk (R)
Rep. Cynthia Hiner (D)
Rep. Galen Hollenbaugh (D)
Rep. Joey Jayne (D)
Rep. Dave Kasten (R)
Rep. Bill McChesney (D)
Rep. Penny Morgan (R)
Rep. John L. Musgrove (D)
Rep. Rick Ripley (R)
Rep. Jon C. Sesso (D)
Rep. Jack Wells (R)
Rep. Craig Witte (R)

Members Excused: Rep. Bill Beck (R)

Members Absent: None.

Staff Present: Linda Keim, Committee Secretary
Jon Moe, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: None
Executive Action: HB 807, HB 809, HB 806, HB 804

EXECUTIVE ACTION ON HB 807

0:01:36 **Motion:** Rep. Wells moved **HB 807 DO PASS.**

00:01:53 **Motion:** Rep. Wells moved **TO AMEND.**
EXHIBIT(aph49a01)

Discussion:

00:02:00 Rep Wells
00:03:32 Rep. Franklin
00:05:08 Rep. Musgrove
00:05:50 Rep. Wells

00:05:54 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voting by proxy.

00:07:27 **Motion:** Rep. Wells moved **TO AMEND.**
EXHIBIT(aph49a02)

Discussion:

00:08:03 Rep. Wells
00:09:35 Rep. Musgrove
00:10:05 Rep. Ripley

00:10:38 **Vote:** Motion failed 9-10 by roll call vote, with Rep. Glaser, Rep. Wells, Rep. Ripley, Rep. Witte, Rep. Beck, Rep. Clark, Rep. Morgan, Rep. Hawk, and Rep. Kasten voting aye. Rep. Beck voted by proxy.

00:11:58 **Motion:** Rep. Kasten moved **A LETTER OF RECOMMENDATION BE ADOPTED** to the Montana Board of Regents regarding a series of action steps to address concerns about overhead costs assessed upon the Agriculture Experiment Station and the Extension Service.
EXHIBIT(aph49a03)

Discussion:

00:14:27 Rep. Kasten
00:15:07 Mr. Moe
00:15:39 Rep. Musgrove
00:16:17 Rep. Kasten
00:16:24 Rep. Musgrove
00:16:57 Rep. Kasten
00:17:03 Rep. Wells

00:18:14 Rep. Musgrove
00:18:39 Rep. Wells
00:18:47 Rep. Jayne
00:19:07 Rep. Kasten
00:19:34 Rep. Jayne
00:19:58 Rep. Glaser

00:21:24 Rep. Kasten **WITHDREW THE MOTION.**

00:21:49 **Motion:** Rep. Sinrud moved **TO AMEND.**
EXHIBIT(aph49a04)

Discussion:

00:22:38 Rep. Witte
00:23:05 Rep. Morgan
00:23:44 Rep. Franklin
00:24:48 Rep. Taylor
00:25:24 Rep. Wells
00:28:33 Rep. McChesney
00:29:03 Rep. Ripley
00:29:54 Rep. Sinrud

00:32:44 **Vote:** Motion failed 7-12 by roll call vote, with Rep. Ripley, Rep. Witte, Rep. Beck, Rep. Clark, Rep. Taylor, Rep. Kasten, and Rep. Sinrud voted aye. Rep. Beck voted by proxy.

00:32:58 Rep. Franklin

00:33:18 **Motion:** Rep. Sinrud moved **TO AMEND.**
EXHIBIT(aph49a05)

00:34:38 **Vote:** Motion failed 9-10 by roll call vote, with Rep. Glaser, Rep. Ripley, Rep. Witte, Rep. Beck, Rep. Clark, Rep. Taylor, Rep. Hawk, Rep. Kasten, and Rep. Sinrud voting aye. Rep. Beck voted by proxy.

00:36:16 **Motion:** Rep. Sinrud moved **TO AMEND.**
EXHIBIT(aph49a06)

Discussion:

00:36:54 Rep. Morgan
00:37:34 Rep. Sinrud

00:37:51 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voted by proxy.

00:39:15 **Motion:** Rep. Sinrud moved **TO AMEND** (Exhibit 5).

Discussion:

00:40:19 **Substitute Motion:** Rep. Morgan moved a **CONCEPTUAL AMENDMENT** to add an appropriation of \$3M to the College of Technology in Billings in addition to the College of Technology in Great Falls.

00:40:45 Rep. Sinrud

00:41:19 Rep. Hawk

00:41:34 Rep. Sinrud

00:42:07 Rep. Musgrove

00:42:20 Rep. Wells

00:42:45 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voted by proxy.

00:45:46 **Motion:** Rep. Wells moved **HB 807 DO PASS AS AMENDED**.

Discussion:

00:46:01 Rep. Franklin

EXHIBIT (aph49a07)

00:46:56 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voted by proxy.

00:48:14 **Motion:** Rep. Kasten moved the **LANGUAGE OF A LETTER OF RECOMMENDATION BE ADOPTED** that was entered into the record earlier (Exhibit 3).

Discussion:

00:49:09 Rep. Jayne

00:49:59 Rep. Musgrove

00:50:14 Mr. Moe

00:51:01 Rep. Taylor

00:51:25 Mr. Moe

00:51:45 Rep. Kasten

00:53:04 Rep. Sinrud

00:53:45 Rep. Musgrove
00:53:54 Rep. Sinrud
00:54:42 Rep. Musgrove
00:54:46 Rep. Ripley
00:55:20 Rep. Franklin

00:56:08 **Vote:** Motion on Rep. Kasten's letter of legislative intent carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voted by proxy.

00:58:05 Break

01:52:16 Resume

EXECUTIVE ACTION ON HB 809

01:52:39 **Motion/Vote:** Rep. Sinrud moved that **STAFF HAVE EDIT RIGHTS AS THEY GO THROUGH THE EDITING PROCESS.** Motion passed unanimously without objection, on a voice vote.

01:53:22 **Motion:** Rep. Glaser moved **HB 809 DO PASS.**

Discussion:

01:57:04 Rep. Franklin
01:57:58 Rep. Glaser

01:59:43 **Vote:** Motion carried 11-8 by voice vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voted by proxy.

EXECUTIVE ACTION ON HB 804

02:04:29 **Motion:** Rep. Taylor moved **HB 804 DO PASS.**

EXHIBIT(aph49a08)

EXHIBIT(aph49a09)

02:04:44 **Motion:** Rep. Taylor moved **TO AMEND** with a technical amendment.

EXHIBIT(aph49a10)

02:05:14 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck and Rep. Jayne voted by proxy.

02:06:45 **Motion:** Rep. Taylor moved **TO AMEND.**
EXHIBIT(aph49a11)

Discussion:

02:07:19 Rep. Taylor
02:09:11 Rep. McChesney

02:10:10 **Vote:** Motion carried 10-9 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Ripley, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Jayne and Rep. Beck voted by proxy.

02:11:38 **Motion:** Rep. Hawk moved **TO AMEND.**
EXHIBIT(aph49a12)

Discussion:

02:12:46 Rep. Sinrud
02:12:51 Rep. Hawk
02:13:07 Pat Gervais, LFD
02:14:37 Rep. Sinrud
02:15:14 Ms. Gervais

02:15:45 **Vote:** Motion failed 9-10 by roll call vote, with Rep. Glaser, Rep. Witte, Rep. Beck, Rep. Clark, Rep. Morgan, Rep. Taylor, Rep. Hawk, Rep. Kasten, and Rep. Sinrud voting aye. Rep. Beck voted by proxy.

02:17:25 **Motion:** Rep. Sinrud moved **TO AMEND.**
EXHIBIT(aph49a13)

02:18:02 Rep Morgan
02:18:08 Rep Sinrud
02:18:12 Rep. Taylor
02:18:36 Rep. Sesso
02:20:12 Rep. Sinrud
02:20:17 Rep. Sesso

02:21:43 **Vote:** Motion carried 11-8 by roll call vote with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voted by proxy.

02:21:59 **Motion:** Rep. Taylor moved **HB 804 DO PASS AS AMENDED.**

02:22:12 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voted by proxy.

02:24:17 Break for 10 minutes

02:37:45 Resume

EXECUTIVE ACTION ON HB 806

02:38:01 **Motion:** Rep. Sinrud moved **HB 806 DO PASS.**

02:38:38 Rep. Sinrud moved **TO AMEND.**

EXHIBIT(aph49a14)

Discussion:

02:40:06 Rep. Morgan

02:40:15 Rep. Sinrud

02:40:21 Rep. Wells

02:41:25 Rep. Sinrud

02:41:43 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck and Rep. Glaser voted by proxy.

02:43:10 **Motion:** Rep. Hawk moved **TO AMEND.**

EXHIBIT(aph49a15)

Discussion:

02:44:09 Rep Hawk

02:45:06 Rep. Taylor

02:45:15 Ms. Gervais

02:45:38 Rep. Wells

02:46:03 Rep. Hawk

02:46:20 Rep. Wells

02:47:12 **Vote:** Motion failed 9-10 by roll call vote, with Rep. Glaser, Rep. Ripley, Rep. Witte, Rep. Beck, Rep. Clark, Rep. Morgan, Rep. Taylor, Rep. Hawk, and Rep. Sinrud voting aye. Rep. Beck, Rep. Glaser, and Rep. Witte voted by proxy.

02:48:50 **Motion:** Rep. Hawk moved **TO AMEND.**
EXHIBIT(aph49a16)

Discussion:

02:49:48 Rep. Hawk
02:51:20 Rep. Sinrud
02:52:17 Rep. Hawk
02:53:19 Rep. Sinrud
02:53:22 Rep. Hawk
02:53:38 Ms. Gervais
02:53:44 Rep. Sinrud

02:54:13 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck and Rep. Glaser voted by proxy.

02:55:28 **Motion:** Rep. Hawk moved **TO AMEND.**
EXHIBIT(aph49a17)

Discussion:

02:56:23 Rep. Hawk
02:58:18 Rep. Taylor

02:59:22 **Vote:** Motion failed 8-11 by roll call vote, with Rep. Glaser, Rep. Witte, Rep. Beck, Rep. Clark, Rep. Morgan, Rep. Taylor, Rep. Hawk, and Rep. Sinrud voting aye. Rep. Beck voted by proxy.

03:01:02 **Motion:** Rep. Taylor moved **TO AMEND.**
EXHIBIT(aph49a18)

Discussion:

03:01:00 Rep. Sinrud
03:01:15 Rep. Taylor **WITHDREW THE MOTION.**
03:01:59 Rep. Sinrud moved **TO AMEND.**
EXHIBIT(aph49a19)

Discussion:

03:02:45 Rep. Sinrud
03:03:22 Rep. Taylor
03:03:45 Rep. Morgan
03:04:08 Rep. Sinrud
03:04:41 Rep. Ripley
03:04:51 Rep. Sinrud
03:05:27 Rep. Hawk
03:05:36 Rep. Morgan
03:06:15 Rep. Sinrud
03:06:18 Rep. Ripley
03:06:28 Ms. Gervais

03:06:41 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voted by proxy.

03:07:59 **Motion:** Rep. Sinrud moved **TO AMEND.**
EXHIBIT (aph49a20)

Discussion:

03:08:58 Rep. Sinrud
03:10:45 Rep. Wells
03:11:05 Rep. Sinrud
03:14:04 Rep. Sesso
03:14:47 Rep. Sinrud
03:16:39 Rep. Franklin

03:19:14 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voted by proxy.

03:20:46 **Motion:** Rep. Morgan moved **TO AMEND.** (Exhibit 15)

Discussion:

03:21:14 Rep. Morgan
03:21:23 Rep. Witte
03:21:59 Rep. Sesso
03:22:07 Rep. Taylor
03:22:15 Rep. Morgan
03:22:36 Rep. Franklin
03:24:02 Rep. Hawk

03:24:24 **Vote:** Motion carried 10-9 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, Rep. Musgrove, and Rep. Sinrud voting no. Rep. Beck voted by proxy.

03:25:39 **Motion:** Rep. Glaser moved **TO AMEND**.
EXHIBIT(aph49a21)

Discussion:

03:27:17 Rep. Franklin

03:28:12 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voted by proxy.

03:29:31 **Motion:** Rep. Hawk moved **TO AMEND**. HB080609.apg
EXHIBIT(aph49a22)

Discussion:

03:30:16 Rep. Hawk
03:33:24 Rep. Wells
03:33:51 Rep. Hawk
03:34:30 Rep. Wells
03:34:36 Rep. Hawk
03:34:53 Rep. Hollenbaugh
03:35:09 Rep. Hawk
03:35:19 Ms. Gervais

03:35:31 **Vote:** Motion carried 10-9 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Ripley, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voted by proxy.

03:36:54 **Motion:** Rep. Hawk moved **TO AMEND**.
EXHIBIT(aph49a23)

Discussion:

03:37:27 Rep. Hawk

03:39:26 **Vote:** Motion failed 9-10 by roll call vote, with Rep. Glaser, Rep. Witte, Rep. Beck, Rep. Clark, Rep. Morgan, Rep. Taylor, Rep. Hawk, Rep. Kasten, and Rep. Sinrud voting aye. Rep. Beck voted by proxy.

03:40:41 Rep. Hawk

03:41:04 **Motion:** Rep. Sinrud moved **HB 806 DO PASS AS AMENDED.**

Discussion:

03:41:29 Rep. Franklin

03:42:08 **Vote:** Motion carried 11-8 by roll call vote with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Beck voted by proxy.

Further Exhibits:

Letter from Dan Bucks, Director, Montana Department of Revenue regarding Implementation of Taxpayer Access Point (TAP)

EXHIBIT(aph49a24)

ADJOURNMENT

Adjournment: 12:30 P.M.

REP. JOHN SINRUD, Chairman

LINDA KEIM, Secretary

JS/lk

Additional Exhibits:

EXHIBIT ([aph49aad.pdf](#))