

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By Chairman John Sinrud, on March 19, 2007 at
3:04 P.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. Bill Beck (R)
Rep. Tim Callahan (D)
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)

Members Excused: Rep. Edith Clark (R)
Rep. Craig Witte (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: HB 627, HB 821, HB 3, HB 658,
3/14/2007

Executive Action: SB 118, HB 377, HB 390, HB 401, HB
413, HB 443, HB 444, HB 451, HB
475, HB 507, HB 539, HB 541, HB
569, HB 630, HB 719, HB 734

HEARING ON HB 627

Opening Statement by Sponsor:

00:00:29 Rep. Edward Hilbert (R), HD 38, opened the hearing on
HB 627, Pave road to Dawson County correctional
facility.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:04:05 Rep. McChesney
00:04:53 Rep. Hilbert
00:06:02 Rep. Sinrud
00:06:07 Rep. Hilbert
00:06:22 Rep. Hilbert

Closing by Sponsor:

00:07:24 Rep. Hilbert

HEARING ON HB 821

Opening Statement by Sponsor:

00:08:52 Rep. Bob Bergren (D), HD 33, opened the hearing on HB
821, State emergency notification system.

[**EXHIBIT**](#)(aph58b01)

Proponents' Testimony:

00:12:39 J. D. Lynch, former legislator, Aquila Vision
00:14:32 Keith Simendinger, Montana State Firemens' Association
00:15:01 Lynn Churchill, system designer

Opponents' Testimony:

00:16:35 Jeff Feiss, General Manager, Montana Telecommunications
System

Informational Testimony:

00:22:46 Dan McGowan, Administrator, Montana Disaster and
Emergency Services

00:26:04 Mike Mahoney, Warden, Montana State Prison
00:26:30 Steve Bender, Deputy State CIO, Department of
Administration

Questions from Committee Members and Responses:

00:27:53 Rep. Wells
00:29:13 Mr. Feiss
00:29:58 Rep. Wells
00:30:28 Rep. Bergren
00:31:20 Rep. Kasten
00:31:53 Rep. Bergren
00:33:26 Rep. Bergren
00:33:58 Rep. Hawk
00:34:45 Mr. Mahoney
00:35:57 Rep. Taylor
00:36:41 Rep. Bergren

Closing by Sponsor:

00:37:16 Rep. Bergren

HEARING ON HB 3

Opening Statement by Sponsor:

00:39:30 Rep. Eve Franklin (D), HD 24, opened the hearing on
HB 3, Supplemental appropriations.

[EXHIBIT\(aph58b02\)](#)

[EXHIBIT\(aph58b03\)](#)

Proponents' Testimony:

00:42:05 David Ewer, Budget Director
00:49:53 John Chappuis, Department of Public Health and Human
Services (DPHHS)

[EXHIBIT\(aph58b04\)](#)

01:02:54 Ann Bachman, Administrator, Department of Natural
Resources and Conservation (DNRC)

[EXHIBIT\(aph58b05\)](#)

01:05:33 Rhonda Schaeffer, Administrator, Financial Services
Division, Department of Corrections

[EXHIBIT\(aph58b06\)](#)

01:10:26 Larry Fasbender, Director, Department of Justice
01:12:13 Randi Hood, Chief Public Defender
01:20:39 John Blacker, Administrator, Maintenance Division,
Department of Transportation

01:21:56 Lois Menzies, Court Administrator, Montana Supreme Court
 01:24:05 George Harris, Acting Executive Officer, Board of Livestock
 01:25:23 Joan Anderson, Assistant Superintendent of Operations, Office of Public Instruction
 01:26:58 Ron Waterman, Helena Attorney
 01:27:40 Steve Austin, Administrator, Citizen and Resource Division, Montana Department of Revenue

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:28:50 Rep. Hawk
 01:33:05 Ms. Schaeffer
 01:33:40 Steve Gibson, Administrative Services Division, Department of Corrections
 01:34:18 Rep. Morgan
 01:37:11 Mr. Ewer
 01:37:43 Rep. Morgan
 01:39:01 Amy Sassano, Budget Office
 01:39:27 Rep. Taylor
 01:44:02 Ms. Anderson
 01:44:30 Rep. Kasten
 01:46:25 Ms. Hood
 01:46:37 Rep. Kasten
 01:49:40 Mr. Chappuis
 01:50:54 Rep. Sinrud
 01:51:11 Mr. Waterman
 01:51:50 Rep. Sinrud
 01:52:32 Mr. Fasbender
 01:52:58 Rep. Sinrud
 02:04:03 Ms. Hood
 02:04:38 Rep. Sesso
 02:06:24 Ms. Hood
 02:06:38 Rep. Beck
 02:08:26 Ms. Hood
 02:09:02 Rep. Sinrud
 02:11:52 Mr. Chappuis
 02:29:24 Ms. Schaeffer
 02:29:33 Rep. Morgan
 02:30:14 Ms. Schaeffer

Closing by Sponsor:

02:30:43 Rep. Franklin

02:31:24 Vice Chairman Taylor assumes the chair

HEARING ON HB 658

Opening Statement by Sponsor:

02:31:42 Rep. John Sinrud (R), HD 67, opened the hearing on HB 658, Fund training and equipment for child molestation cases.

Proponents' Testimony:

02:32:39 Pam Bucey, Assistant Attorney General, Department of Justice

EXHIBIT (aph58b07)

02:34:45 Jim Smith, Deputy County Attorneys' Association

Opponents' Testimony:

Informational Testimony:

02:35:55 Dave Thorsen, Child and Family Services Division, DPHHS

Questions from Committee Members and Responses:

02:36:21 Rep. McChesney

02:36:51 Rep. Sinrud

02:36:54 Rep. Taylor

02:37:04 Rep. Sinrud

Closing by Sponsor:

02:37:12 Rep. Sinrud

02:38:32 Break

EXECUTIVE ACTION ON SB 118

02:47:27 **Motion/Vote:** Rep. Morgan moved **SB 118 BE CONCURRED IN.** Motion carried 19-0 by roll call vote. Rep. Franklin, Rep. Witte, and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 377

02:50:10 **Motion/Vote:** Rep. Ripley moved **TO TABLE HB 377.** Motion carried 18-1 by roll call vote, with Rep. Musgrove voting no. Rep. Franklin, Rep. Witte, and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 390

02:51:59 **Motion/Vote:** Rep. Wells moved **HB 390 DO PASS**. Motion carried 17-2 by roll call vote, with Rep. Franklin and Rep. Musgrove voting no. Rep. Franklin, Rep. Witte, and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 401

02:54:08 **Motion:** Rep. Sesso moved **HB 401 DO PASS**.

02:54:16 **Substitute Motion/Vote:** Rep. Morgan moved **TO TABLE HB 401**. 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. Clark and Rep. Witte voted by proxy.

EXECUTIVE ACTION ON HB 413

02:56:10 **Motion/Vote:** Rep. Kasten moved **TO TABLE HB 413**. 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. Clark and Rep. Witte voted by proxy.

EXECUTIVE ACTION ON HB 443

02:58:02 **Motion:** Rep. Taylor moved **HB 443 DO PASS**.

Discussion:

02:58:53 Rep. Taylor

02:58:57 Mr. Moe

02:59:05 Rep. Sesso

02:59:33 **Vote:** Motion carried 17-2 by roll call vote, with Rep. Ripley and Rep. Morgan voting no. Rep. Witte and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 444

03:00:52 **Motion:** Rep. Taylor moved **HB 444 DO PASS**.

Discussion:

03:01:04 Rep. Ripley

03:01:13 Rep. Taylor

03:01:48 **Vote:** Motion carried 15-4 by roll call vote, with Rep. Wells, Rep. Ripley, Rep. Morgan, and Rep. Kasten voting no. Rep. Clark and Rep. Witte voted by proxy.

EXECUTIVE ACTION ON HB 451

03:03:20 **Motion/Vote:** Rep. Kasten moved **TO TABLE HB 451**. 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. Clark and Rep. Witte voted by proxy.

EXECUTIVE ACTION ON HB 475

03:04:59 **Motion/Vote:** Rep. Morgan moved **TO TABLE HB 475**. 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. Clark and Rep. Witte voted by proxy.

EXECUTIVE ACTION ON HB 507

03:07:02 **Motion/Vote:** Rep. Wells moved **TO TABLE HB 507**. 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. Clark and Rep. Witte voted by proxy.

EXECUTIVE ACTION ON HB 539

03:08:55 **Motion:** Rep. Sesso moved **HB 539 DO PASS**.

Discussion:

03:09:39 Rep. Sesso

03:09:21 **Substitute Motion:** Rep. Kasten moved **TO TABLE HB 539**.

03:12:22 **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. Clark, and Rep. Musgrove voting no. Rep. Clark and Rep. Witte voted by proxy.

EXECUTIVE ACTION ON HB 541

03:13:58 **Motion:** Rep. Musgrove moved **HB 541 DO PASS**.

Discussion:

03:14:23 Rep. Musgrove

03:14:36 Rep. Ripley

03:14:57 **Sub Motion/Vote:** Rep. Wells moved **TO TABLE HB 541**. 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. Clark and Rep. Witte voted by proxy.

EXECUTIVE ACTION ON HB 569

03:16:38 **Motion:** Rep. Morgan moved **HB 569 DO PASS**.

Discussion:

03:16:52 Rep. Morgan

03:16:57 Rep. Sinrud

03:18:11 **Vote:** Motion carried 16-3 by roll call vote, with Rep. Callahan, Rep. Hollenbaugh, and Rep. Kasten voting no. Rep. Clark and Rep. Witte voted by proxy.

EXECUTIVE ACTION ON HB 630

03:18:33 **Motion:** Rep. Sesso moved **HB 630 DO PASS**.

Discussion:

03:19:03 Rep. Sinrud

03:19:11 Rep. Sesso

03:19:29 **Vote:** Motion carried 15-4 by roll call vote, with Rep. Jayne, Rep. Ripley, Rep. Hawk, and Rep. Kasten voting no. Rep. Clark and Rep. Witte voted by proxy.

EXECUTIVE ACTION ON HB 719

03:20:46 **Motion/Vote:** Rep. Wells moved **TO TABLE HB 719**. 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. Clark and Rep. Witte voted by proxy.

EXECUTIVE ACTION ON HB 734

03:22:20 **Motion:** Rep. Franklin moved **HB 734 DO PASS**.

Discussion:

03:22:00 Rep. Franklin
03:23:01 Rep. Sinrud
03:23:19 Rep. Morgan
03:23:29 Rep. Morgan
03:23:34 Rep. Wells
03:24:26 Rep. Morgan

03:25:02 **Substitute Motion/Vote:** Rep. Morgan moved **TO TABLE HB 734**. 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. Clark and Rep. Witte voted by proxy.

Discussion:

03:26:42 Rep. Musgrove
03:27:01 Rep. Musgrove
03:27:46 Rep. Sinrud

Additional Exhibits:

Pertaining to HB 545
EXHIBIT(aph58b08)
Pertaining to HB 574
EXHIBIT(aph58b09)
Pertaining to HB 808
EXHIBIT(aph58b10)

ADJOURNMENT

Adjournment: 6:40 P.M.

REP. JOHN SINRUD, Chairman

LINDA KEIM, Secretary

JS/lk

Additional Exhibits:

EXHIBIT ([aph58bad.pdf](#))