

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By Chairman John Sinrud, on March 20, 2007 at
3:40 P.M., in Room 102 Capitol.

ROLL CALL

Members Present:

Rep. John Sinrud, Chairman (R)
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. 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. Edith Clark (R)
Rep. Eve Franklin, Vice Chairman (D)
Rep. Bill McChesney (D)

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 4, HB 7, HB 61, HB 110, HB 114,
HB 189, HB 216, HB 335, HB 348, HB
473, HB 480, HB 495, HB 529, HB
540, HB 566, HB 592, HB 603, HB
638, HB 667, HB 821

EXECUTIVE ACTION ON HB 4

00:01:04 **Motion:** Rep. Musgrove moved **HB 4 DO PASS.**

00:01:36 **Motion:** Rep. Musgrove moved **TO AMEND.**
EXHIBIT(aph59b01)

Discussion:

00:02:18 Rep. Musgrove
00:06:05 Rep. Wells
00:06:10 Mr. Moe
00:06:28 Amy Sassano, Budget Office

00:07:58 **Vote:** Motion carried 19-0 by voice vote. Rep.
Franklin and Rep. Clark voted by proxy.

00:08:14 **Motion/Vote:** Rep. Musgrove moved **HB 4 DO PASS AS**
AMENDED. Motion carried 19-0 by voice vote. Rep.
Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 7

00:09:04 **Motion:** Rep. Kasten moved **HB 7 DO PASS.**

00:09:16 **Motion:** Rep. Kasten moved **TO AMEND.**
EXHIBIT(aph59b02)

Discussion:

00:10:26 Rep. Musgrove
00:10:31 Rep. Kasten

00:10:43 **Vote:** Motion carried 19-0 by voice vote. Rep.
Franklin and Rep. Clark voted by proxy.

00:11:01 **Motion:** Rep. Kasten moved **TO AMEND.**
EXHIBIT(aph59b03)

Discussion:

00:13:02 Rep. Kasten
00:13:25 Rep. Sesso
00:13:32 Rep. Kasten
00:14:11 Rep. Sinrud
00:14:50 Rep. Taylor
00:14:59 Rep. Kasten
00:15:17 Rep. Sesso
00:15:31 Rep. Kasten

00:15:39 **Vote:** Motion carried 19-0 by voice vote. Rep. Franklin and Rep. Clark voted by proxy.

00:15:56 **Motion:** Rep. Kasten moved **TO AMEND.**
EXHIBIT (aph59b04)

Discussion:

00:16:36 Rep. Sinrud

00:16:39 Rep. Sesso

00:17:02 **Vote:** Motion carried 19-0 by voice vote. Rep. Franklin and Rep. Clark voted by proxy.

00:17:20 **Motion/Vote:** Rep. Hollenbaugh moved **TO AMEND.** Motion failed 8-11 by roll call vote, with Rep. Glaser, Rep. Franklin, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Kasten voting aye. Rep. Franklin and Rep. Clark voted by proxy.

EXHIBIT (aph59b05)

00:21:25 **Motion:** Rep. Kasten moved a **CONCEPTUAL AMENDMENT** with coordinating language to HB 116.

Discussion:

00:21:30 Rep. Sesso

00:23:28 **Vote:** Motion carried 19-0 by voice vote. Rep. Franklin and Rep. Clark voted by proxy.

00:23:38 **Motion/Vote:** Rep. Kasten moved **HB 7 AS AMENDED.** Motion carried 19-0 by roll call vote. Rep. Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 61

00:25:32 **Motion/Vote:** Rep. Wells moved **TO TABLE HB 61.** 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. Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 110

00:27:19 **Motion:** Rep. Sesso moved **HB 110 DO PASS.**

Discussion:

00:27:25 Rep. Sinrud

00:28:11 Rep. Sesso

00:29:09 Rep. Ripley

00:27:51 **Substitute Motion/Vote:** Rep. Ripley moved **TO TABLE HB 110**. 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. Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 114

00:31:00 **Motion:** Rep. Kasten moved **HB 114 DO PASS**.

Discussion:

00:31:16 Rep. Kasten

00:32:11 Rep. Sinrud

00:32:20 Mr. Moe

00:32:48 **Motion/Vote:** Rep. Sinrud moved **TO AMEND**. Motion carried 19-0 by voice vote. Rep. Franklin and Rep. Clark voted by proxy.

EXHIBIT (aph59b06)

00:34:16 **Motion:** Rep. Sinrud moved **TO AMEND**.

EXHIBIT (aph59b07)

Discussion:

00:34:50 Mr. Moe

00:35:00 **Vote:** Motion carried 19-0 by voice vote. Rep. Franklin and Rep. Clark voted by proxy.

00:35:14 **Motion/Vote:** Rep. Kasten moved **HB 114 DO PASS AS AMENDED**. Motion carried 15-4 by roll call vote, with Rep. Franklin, Rep. Callahan, Rep. Hollenbaugh, and Rep. Musgrove voting no. Rep. Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 189

00:36:55 **Motion/Vote:** Rep. Taylor moved **TO TABLE HB 189**.
Motion carried 16-3 by voice vote, with Rep. Callahan,
Rep. Franklin, and Rep. Jayne voting no. Rep.
Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 216

00:38:04 **Motion:** Rep. Sesso moved **HB 216 DO PASS**.

00:38:39 **Substitute Motion:** Rep. Glaser moved **TO TABLE**. 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. Franklin and Rep. Clark voted
by proxy.

EXECUTIVE ACTION ON HB 335

00:40:13 **Motion:** Rep. Morgan moved **TO TABLE HB 335**.

Discussion:

00:40:43 Rep. Wells

00:40:50 Rep. Morgan **WITHDREW HER MOTION**.

00:40:59 **Motion/Vote:** Rep. Kasten moved **TO TABLE HB 335**.
Motion failed 9-10 by roll call vote, with Rep. Glaser,
Rep. Wells, Rep. Witte, Rep. Beck, Rep. Clark, Rep.
Taylor, Rep. Hawk, Rep. Kasten, and Rep. Sinrud voting
aye. Rep. Franklin and Rep. Clark voted by proxy.

Discussion:

00:43:22 Rep. Callahan

00:44:21 **Motion:** Rep. Callahan moved **HB 335 DO PASS**.

Discussion:

00:44:44 Rep. Kasten

00:45:47 **Vote:** Motion failed 8-11 by roll call vote, with
Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner,
Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep.
Musgrove voting aye. Rep. Franklin and Rep. Clark
voted by proxy.

00:47:15 **Motion:** Rep. Glaser moved to **REVERSE THE VOTE AND TABLE**. Without objection, HB 335 was tabled and the vote was reversed.

EXECUTIVE ACTION ON HB 348

00:47:35 **Motion/Vote:** Rep. Glaser moved **HB 348 DO PASS**. Motion carried 15-4 by voice vote, with Rep. Hawk, Rep. Ripley, Rep. Witte, and Rep. Wells voting no. Rep. Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 473

00:48:44 **Motion/Vote:** Rep. Ripley moved **HB 473 DO PASS**. Motion carried 19-0 by voice vote. Rep. Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 480

00:49:27 **Motion:** Rep. Morgan moved **HB 480 DO PASS**.

00:49:44 **Motion:** Rep. Morgan moved **TO AMEND**.
[EXHIBIT \(aph59b08\)](#)

Discussion:

00:50:51 Rep. Morgan
00:51:21 Rep. McChesney
00:51:41 Rep. Ripley
00:52:08 Rep. Morgan
00:52:18 Rep. Witte
00:52:46 Rep. Hawk

00:53:00 **Vote:** Motion carried by roll call vote 19-0. Rep. Franklin, Rep. Beck, and Rep. Clark voted by proxy.

00:55:04 **Motion:** Rep. Morgan moved **HB 480 DO PASS AS AMENDED**.

00:56:04 Rep. Sinrud

00:56:10 **Vote:** Motion carried 16-3 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan voting no. Rep. Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 495

00:57:56 **Motion:** Rep. Sesso moved **HB 495 DO PASS**.

Discussion:

00:58:22 Rep. Sesso
01:00:27 Rep. Sinrud
01:00:55 Rep. Sesso
01:01:56 Rep. Kasten
01:03:09 Rep. Sesso

01:04:05 **Substitute Motion:** Rep. Kasten moved **TO TABLE HB 495.**

01:04:15 Rep. Sinrud ruled that the discussion would continue,
and the committee would vote on DO PASS motion,
even though TABLE motion is nondebatable.

01:04:33 Rep. Kasten
01:04:22 Rep. Callahan
01:05:21 Rep. Sinrud
01:06:20 Rep. Callahan
01:06:25 Rep. Sesso
01:13:06 Rep. Sinrud
01:16:38 Rep. Sesso
01:19:20 Rep. Taylor
01:20:00 Rep. Callahan
01:20:19 Rep. Sesso
01:23:44 Rep. Taylor
01:24:59 Rep. Callahan

01:26:45 **Vote:** DO PASS Motion failed 9-10 by roll call vote,
with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep.
Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso,
Rep. Morgan, and Rep. Musgrove voting aye. Rep.
Franklin and Rep. Clark voted by proxy.

01:26:56 **Motion:** Rep. Glaser moved to **REVERSE THE VOTE AND
TABLE.** Without objection HB 495 was tabled and the
vote was reversed.

EXECUTIVE ACTION ON HB 529

01:26:56 Rep. Sinrud announced that amendments are being drafted
and Executive Action would be 3/25/07.

EXECUTIVE ACTION ON HB 540

01:27:46 **Motion/Vote:** Rep. Sesso moved **HB 540 DO PASS.** Motion
carried 19-0 by voice vote. Rep. Franklin and Rep.
Clark voted by proxy.

EXECUTIVE ACTION ON HB 566

- 01:28:51 **Motion/Vote:** Rep. Hollenbaugh moved **HB 566 DO PASS**. Motion failed 7-12 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting aye. Rep. Franklin and Rep. Clark voted by proxy.
- 01:29:44 **Motion:** Rep. Wells moved to **REVERSE VOTE AND TABLE**. Without objection HB 566 was tabled and the vote was reversed.

EXECUTIVE ACTION ON HB 592

- 01:31:29 **Motion:** Rep. Glaser moved **HB 592 DO PASS**.
- 01:32:14 **Motion/Vote:** Rep. Morgan moved **TO AMEND**. Motion carried 19-0 by voice vote. Rep. Franklin and Rep. Clark voted by proxy.

EXHIBIT (aph59b09)

- 01:32:54 **Motion/Vote:** Rep. Glaser moved **HB 592 DO PASS AS AMENDED**. Motion carried 19-0 by voice vote. Rep. Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 603

- 01:34:09 **Motion:** Rep. Musgrove moved **HB 603 DO PASS**.

Discussion:

- 01:34:24 Rep. Musgrove
01:34:27 Rep. Sinrud

- 01:35:06 **Substitute Motion/Vote:** Rep. Morgan moved **TO TABLE HB 603**. 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. Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 638

- 01:36:46 **Motion/Vote:** Rep. Wells moved **TO TABLE HB 638**. 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. Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 667

01:38:15 **Motion/Vote:** Rep. Morgan moved **TO TABLE HB 667.**
Motion carried 12-7 by roll call vote, with Rep.
Franklin, Rep. Callahan, Rep. Hiner, Rep. McChesney,
Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting
no. Rep. Franklin and Rep. Clark voted by proxy.

EXHIBIT (aph59b10)

ADJOURNMENT

Adjournment: 5:20 P.M.

REP. JOHN SINRUD, Chairman

LINDA KEIM, Secretary

JS/lk

Additional Exhibits:

EXHIBIT ([aph59bad.pdf](#))