

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By Chairman John Sinrud, on March 23, 2007 at
3:30 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)
Rep. Craig Witte (R)

Members Excused: Rep. Edith Clark (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 808, HB 6, HB 9, HB 78, HB 222,
HB 330, HB 388, HB 512, HB 697,
HB 8, HB 519, HB 518, HB 677,
HB 736, HB 798

EXECUTIVE ACTION ON HB 808

00:00:05 **Motion:** Rep. Taylor moved **HB 808 DO PASS.**

00:00:15 Rep. Morgan moved **TO AMEND.**

EXHIBIT(aph62b01)

Discussion:

00:00:52 Rep. Morgan

00:00:59 **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. Franklin, Rep. Jayne, Rep. Callahan, Rep. Clark and Rep. Glaser voted by proxy.

00:02:34 **Motion/Vote:** Rep. Taylor moved **HB 808 DO PASS AS AMENDED.** 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, Rep. Callahan, Rep. Clark and Rep. Glaser voted by proxy.

EXECUTIVE ACTION ON HB 6

00:04:20 **Motion/Vote:** Rep. Kasten moved to **RECONSIDER HB 6.** Motion carried 19-0 by voice vote. Rep. Glaser, Rep. Clark, Rep. Callahan and Rep. Franklin voted by proxy.

00:05:16 **Motion:** Rep. Kasten moved **HB 6 DO PASS.**

00:05:30 **Motion:** Rep. Kasten moved a **CONCEPTUAL AMENDMENT** containing coordination language. Motion carried 18-1 by voice vote, with Rep. Musgrove voting no. Rep. Clark, Rep. Glaser, Rep. Callahan, and Rep. Franklin voted by proxy.

00:07:04 **Motion/Vote:** Rep. Kasten moved **HB 6 DO PASS AS AMENDED.** Motion carried 19-0 by voice vote. Rep. Clark, Rep. Glaser, Rep. Callahan, and Rep. Franklin voted by proxy.

EXECUTIVE ACTION ON HB 9

00:07:39 **Motion:** Rep. Sesso moved to **RECONSIDER HB 9** for purposes of an amendment.

EXHIBIT(aph62b02)

Discussion:

00:10:03 Rep. Sesso
00:11:03 Rep. Sinrud
00:13:57 Rep. Ripley
00:15:15 Rep. Wells
00:15:27 Cathy Duncan, LFD
00:18:51 Rep. Wells
00:16:19 Rep. Wells
00:16:28 Rep. Sesso
00:20:07 Rep. Morgan
00:20:30 Mr. Moe
00:21:02 Rep. Morgan
00:21:39 Ms. Duncan
00:22:55 Rep. Witte
00:22:59 Rep. Sesso
00:24:25 Rep. Kasten
00:26:07 Rep. Taylor
00:26:14 Ms. Duncan
00:26:21 Rep. Sesso

00:26:53 **Vote:** Motion carried 19-0 by voice vote. Rep. Clark, Rep. Glaser, Rep. Callahan, and Rep. Franklin voted by proxy.

00:27:28 **Motion:** Rep. Sesso moved **HB 9 DO PASS.**

00:27:42 **Motion:** Rep. Sesso moved **CONCEPTUAL AMENDMENT** of an additional \$5M above the \$1.5M already in the corpus.

00:27:50 **Substitute Motion:** Rep. Sinrud moved **CONCEPTUAL AMENDMENT** of an additional \$2M above the \$1.5M already in the corpus.

Discussion:

00:28:49 Mr. Moe
00:29:10 Rep. Sinrud
00:30:34 Rep. Witte
00:30:37 Rep. Sinrud
00:32:03 Rep. Morgan
00:32:23 Rep. Beck
00:33:09 Rep. Sinrud
00:33:59 Rep. Musgrove

00:34:50 **Vote:** Motion carried 15-4 by roll call vote, with Rep. Wells, Rep. Jayne, Rep. Hawk, and Rep. Kasten voting no. Rep. Franklin, Rep. Callahan, and Rep. Clark voted by proxy.

00:36:41 **Motion/Vote:** Rep. Sesso moved **HB 9 DO PASS AS AMENDED**.
Motion carried 19-0 by voice vote, with Rep. Clark,
Rep. Callahan, and Rep. Franklin voting by proxy.

EXECUTIVE ACTION ON HB 78

00:37:58 **Motion:** Rep. Wells moved **TO TABLE HB 78**.

00:38:15 Rep. Hollenbaugh questioned if this was in another bill

00:38:24 Rep. Sinrud

00:40:00 **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. Franklin, Rep. Callahan and
Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 222

00:40:10 **Motion:** Rep. Ripley moved **HB 222 DO PASS**.

00:40:17 **Motion:** Rep. Ripley moved **TO AMEND**.

[EXHIBIT](#) (aph62b03)

Discussion:

00:40:50 Rep. Sinrud

00:41:14 **Vote:** Motion carried 19-0 by voice vote. Rep.
Callahan, Rep. Franklin and Rep. Clark voted by proxy.

00:41:46 **Motion:** Rep. Ripley moved **HB 222 DO PASS AS AMENDED**.

Discussion:

00:41:58 Rep. Hollenbaugh

00:43:45 Rep. Ripley

00:44:26 Rep. Morgan

00:44:44 Rep. Hawk

00:45:13 Rep. Musgrove

00:45:44 Rep. Beck

00:46:17 Rep. Ripley

00:46:45 **Vote:** Motion carried 19-0 by voice vote. Rep.
Callahan, Rep. Franklin and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 330

00:47:48 **Motion/Vote:** Rep. Morgan moved **TO TABLE HB 330**. 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. Callahan and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 388

00:49:21 **Motion:** Rep. Sesso moved **HB 388 DO PASS**.

00:49:42 **Substitute Motion/Vote:** Rep. Kasten moved **TO TABLE 388**. 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. Callahan and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 512

00:51:23 **Motion:** Rep. Ripley moved **HB 512 DO PASS**.

00:51:51 **Motion:** Rep. Ripley moved **TO AMEND**.

EXHIBIT (aph62b04)

Discussion:

00:53:07 Rep. Franklin
00:53:27 Rep. Ripley
00:53:43 Rep. Glaser
00:53:49 Rep. Morgan
00:54:07 Rep. Ripley
00:54:34 Rep. Morgan
00:55:47 Ms. Duncan
00:55:58 Rep. Ripley
00:56:28 Rep. Sinrud
00:58:05 Rep. Ripley
00:58:41 Rep. Kasten
00:59:39 Rep. Sinrud
00:59:57 Rep. Beck
01:00:17 Rep. Kasten
01:00:30 Rep. Sinrud
01:01:40 Rep. Kasten
01:01:45 Rep. Morgan
01:01:50 Rep. Kasten
01:03:21 Rep. Ripley: the wrong amendment was handed out

EXHIBIT (aph62b05)

01:04:01 Rep. Sesso
01:04:34 Rep. Ripley
01:07:27 Rep. Beck
01:08:58 Mr. Moe
01:10:05 Rep. Kasten
01:10:21 Rep. Ripley
01:10:40 Rep. Kasten
01:11:05 Rep. Witte
01:11:31 Rep. Kasten
01:12:17 Rep. Hollenbaugh
01:13:07 Rep. Ripley
01:13:11 Rep. Hollenbaugh
01:13:35 Ms. Duncan
01:14:23 Rep. Taylor
01:15:39 Ms. Duncan
01:16:32 Rep. Ripley

01:16:39 Rep. Ripley **WITHDREW HIS AMENDMENTS AND HIS MOTION ON
HB 512.**

EXECUTIVE ACTION ON HB 697

01:16:58 **Motion:** Rep. Jayne moved **HB 697 DO PASS.**

Discussion:

01:17:29 Rep. Jayne

01:20:28 **Substitute Motion/Vote:** Rep. Taylor moved **TO TABLE HB
697.** 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 voted by proxy.

EXECUTIVE ACTION ON HB 8

01:21:53 **Motion:** Rep. Kasten moved **TO RECONSIDER HB 8.**

Discussion:

01:22:08 Rep. Sinrud
01:22:22 Rep. Franklin
01:22:31 Rep. Musgrove
01:24:20 Rep. Kasten

01:24:55 **Vote:** Motion carried 17-2 by roll call vote, with Rep.
Callahan and Rep. Sesso voting no. Rep. Glaser, Rep.
Wells, and Rep. Clark voted by proxy.

01:27:09 **Motion:** Rep. Kasten moved **HB 8 DO PASS.**

01:27:19 **Motion:** Rep. Kasten moved **TO AMEND.**

EXHIBIT (aph62b06)

Discussion:

01:27:48 Rep. Jayne
01:29:43 Rep. Kasten
01:30:12 Rep. Morgan
01:31:03 Rep. Kasten
01:31:22 Ms. Duncan
01:32:10 Rep. Kasten
01:32:29 Ms. Duncan
01:32:46 Rep. Taylor
01:33:33 Rep. Kasten
01:34:59 Rep. Ripley
01:35:45 Rep. Sinrud
01:36:03 Rep. Ripley
01:36:17 Rep. Kasten

01:36:25 **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. Glaser, Rep. Wells, Rep. Jayne, Rep. Clark, and Rep. Morgan voted by proxy.

01:39:10 **Motion/Vote:** Rep. Kasten moved **HB 8 DO PASS AS AMENDED.** 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. Glaser, Rep. Wells, and Rep. Jayne, Rep. Clark, and Rep. Morgan voted by proxy.

EXECUTIVE ACTION ON HB 519

01:41:00 **Motion:** Rep. Kasten moved **HB 519 DO PASS.**

Discussion:

01:41:21 Rep. Kasten

01:41:48 **Vote:** Motion carried 14-5 by roll call vote, with Rep. Wells, Rep. Jayne, Rep. Callahan, Rep. Hollenbaugh, and Rep. Sesso voting no. Rep. Glaser, Rep. Wells, Rep. Jayne, and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 518

01:44:14 **Motion/Vote:** Rep. Morgan moved **TO TABLE HB 518**.
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. Glaser, Rep. Wells, and Rep.
Clark voted by proxy.

EXECUTIVE ACTION ON HB 677

01:45:56 **Motion:** Rep. Morgan moved **HB 677 DO PASS**.

Discussion:

01:46:10 Rep. Morgan

01:46:29 **Vote:** Motion carried 17-2 by roll call vote, with Rep.
Hawk and Rep. Kasten voting no. Rep. Glaser, Rep.
Wells, and Rep. Clark voted by proxy.

EXECUTIVE ACTION ON HB 736

01:48:03 **Motion/Vote:** Rep. Ripley moved **TO TABLE HB 736**.
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. Glaser, Rep. Wells, and Rep.
Clark voted by proxy.

EXECUTIVE ACTION ON HB 798

01:49:28 **Motion:** Rep. Ripley moved **HB 798 DO PASS**.

Motion: Rep. Ripley moved **TO AMEND**.
EXHIBIT (aph62b07)

Discussion:

01:50:06 Rep. Ripley
01:50:56 Rep. Jayne
01:52:48 Rep. Ripley
01:52:59 Rep. Morgan
01:55:03 Rep. Ripley
01:55:30 Rep. Kasten
01:56:52 Rep. Ripley

- 01:56:59 **Vote:** Motion carried 13-6 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. Hollenbaugh, and Rep. Sesso voting no. Rep. Glaser, Rep. Wells, Rep. Hollenbaugh, Rep. Sesso, and Rep. Clark voted by proxy.
- 01:58:39 **Motion/Vote:** Rep. Taylor moved **CONCEPTUAL AMENDMENT on contingent voidness with HB 798 for HB 805, HB 806, HB 807, HB 809, HB 819, and HB 820.** 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. Glaser, Rep. Wells, Rep. Hollenbaugh, and Rep. Clark voted by proxy.
- 02:00:28 **Motion/Vote:** Rep. Morgan moved **TO AMEND.** (Amendment was handed out in the 3/21/07 hearing). Motion carried 17-2 by voice vote, with Rep. Jayne and Rep. Sesso voting no. Rep. Glaser, Rep. Wells, Rep. Hollenbaugh, Rep. Sesso, and Rep. Clark voted by proxy.
- 02:01:17 **Motion:** Rep. Ripley moved **HB 798 DO PASS AS AMENDED.**

Discussion:

- 02:01:29 Rep. Musgrove
- 02:01:45 **Vote:** Motion carried 12-7 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Glaser, Rep. Wells, Rep. Hollenbaugh, and Rep. Clark voted by proxy.

ADJOURNMENT

Adjournment: 5:40 P.M.

REP. JOHN SINRUD, Chairman

LINDA KEIM, Secretary

JS/lk

Additional Exhibits:

EXHIBIT ([aph62bad.pdf](#))