

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON APPROPRIATIONS

**Call to Order:** Chairman Jon C. Sesso, on March 4, 2009 at 3:00 P.M., in Room 102 Capitol

#### ROLL CALL

**Members Present:**

Rep. Jon C. Sesso, Chairman (D)  
Rep. Duane Ankney (R)  
Rep. Dennis Getz (D)  
Rep. Ray Hawk (R)  
Rep. Teresa K. Henry (D)  
Rep. Cynthia Hiner (D)  
Rep. Roy Hollandsworth (R)  
Rep. Galen Hollenbaugh (D)  
Rep. Llew Jones (R)  
Rep. Dave Kasten (R)  
Rep. Bill McChesney (D)  
Rep. Walter McNutt (R)  
Rep. Robert Mehlhoff (D)  
Rep. Penny Morgan (R)  
Rep. Carolyn Pease-Lopez (D)  
Rep. Don Roberts (R)  
Rep. Cheryl Steenson (D)  
Rep. Dan Villa (D)

**Members Excused:** Rep. Bill Nooney (R), Rep. Bill E. Glaser (R)

**Members Absent:** None

**Staff Present:** Jon Moe, Legislative Branch  
Samuel Speerschneider, Committee Secretary

**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 &amp; Date Posted: HB 2, 2/25/2009

Executive Action: HB 2 Section B

Afternoon continuation of morning hearing.

00:00:01 Chairman Sesso  
00:00:19 Rep. Morgan  
00:00:35 Chairman Sesso

**EXECUTIVE ACTION ON HB 2 SECTION B**

00:03:27 **Motion:** Chairman Sesso moved that **HB 2 BE AMENDED.**  
**EXHIBIT (aph48b01)**

**Discussion:**

00:04:16 Barb Smith, Legislative Fiscal Division (LFD)  
00:04:46 Chairman Sesso  
00:04:32 Rep. Getz  
00:06:51 Chairman Sesso

00:07:19 **Vote:** Motion carried unanimously by voice vote,  
with Rep. Glaser and Rep. Nooney voting by proxy.

00:07:49 **Motion:** Rep. Morgan moved that **HB 2 BE AMENDED.**  
**EXHIBIT (aph48b02)**

**Discussion:**

00:09:32 Rep. Villa

00:10:00 **Substitute Motion:** Rep. Villa moved that **HB 2 BE**  
**AMENDED.**

**Discussion:**

00:10:27 Chairman Sesso  
00:11:14 Rep. Morgan  
00:11:32 Chairman Sesso  
00:12:31 Rep. Morgan  
00:13:00 Rep. Jones  
00:13:37 Rep. Morgan  
00:14:11 Rep. Jones  
00:14:37 Rep. Villa  
00:15:35 Rep. Jones  
00:16:09 Rep. Morgan

00:16:25 Rep. Jones  
00:16:32 Rep. Hawk  
00:17:27 Chairman Sesso  
00:18:50 Rep. Villa  
00:19:45 Chairman Sesso  
00:20:04 Rep. Hiner

00:20:11 **Vote:** Motion carried unanimously by voice vote with Rep. Glaser and Rep. Nooney voting by proxy.

00:20:26 **Motion:** Rep. Morgan moved that **HB 2 BE AMENDED.**  
**EXHIBIT (aph48b03)**

**Discussion:**

00:21:44 Rep. Villa  
00:21:58 Rep. Morgan  
00:22:24 Marilyn Daumiller, Legislative Fiscal Analyst  
00:22:37 Rep. Villa  
00:22:46 Rep. Morgan  
00:23:03 Rep. Villa  
00:23:19 Ms. Daumiller  
00:23:26 Rep. Villa  
00:23:29 Ms. Daumiller  
00:23:37 Rep. Villa withdrew his motion

00:23:57 **Vote:** Motion carried unanimously by voice vote with Rep. Glaser and Rep. Nooney voting by proxy.

00:24:14 **Motion:** Rep. Morgan moved that **HB 2 BE AMENDED.**  
**EXHIBIT (aph48b04)**

**Discussion:**

00:26:45 Ms. Smith  
00:27:04 Rep. Morgan withdrew her motion. (Exhibit 4)

00:27:09 **Motion:** Rep. Morgan moved that **HB 2 BE CONCEPTUALLY AMENDED.**

**Discussion:**

00:27:22 Rep. Villa  
00:28:17 Rep. Morgan  
00:29:09 Rep. Henry  
00:29:28 Rep. Kasten

00:31:20 **Vote:** Motion failed 10-10 by roll call vote with Rep. Ankney, Rep. Glaser, Rep. Hawk, Rep. Hollandsworth,

Rep. Jones, Rep. Kasten, Rep. McNutt, Rep. Morgan, Rep. Nooney, and Rep. Roberts voting aye. Rep. Glaser and Rep. Nooney voted by proxy.

00:31:35 **Motion:** Rep. Morgan moved that **HB 2 BE AMENDED.**  
[EXHIBIT \(aph48b05\)](#)

**Discussion:**

00:32:13 Chairman Sesso

00:32:31 **Vote:** Motion carried by voice vote, 19-1 with Rep. Kasten voting no. Rep. Nooney and Rep. Glaser voted by proxy.

00:33:09 **Motion:** Rep. Morgan moved that **HB 2 BE AMENDED.**  
[EXHIBIT \(aph48b06\)](#)

**Discussion:**

00:35:12 Rep. Morgan

00:35:35 **Vote:** Motion carried 16-4 by roll call vote with Rep. Henry, Rep. Hollenbaugh, Rep. Steenson, and Rep. Villa voting no. Rep. Nooney and Rep. Glaser voted by proxy.

00:37:29 **Motion:** Rep. Morgan moved that **HB 2 BE AMENDED.**  
[EXHIBIT \(aph48b07\)](#)

00:38:32 **Substitute Motion:** Rep. Villa moved that **HB 2 BE CONCEPTUALLY AMENDED** to segregate position number 69151051, HR Administrative Manager.

**Discussion:**

00:39:09 Ms. Daumiller

00:39:29 Chairman Sesso

00:39:44 Rep. Morgan

00:40:13 **Vote:** Motion carried unanimously by voice vote with Rep. Glaser and Rep. Nooney voting by proxy.

00:40:37 **Motion:** Rep. Morgan moved that **HB 2 BE AMENDED.**  
[EXHIBIT \(aph48b08\)](#)

**Discussion:**

00:41:30 Chairman Sesso

00:41:37 Kris Wilkinson, Legislative Fiscal Analyst

00:41:46 Chairman Sesso  
00:41:50 Ms. Wilkinson  
00:41:55 Chairman Sesso  
00:42:23 Rep. Morgan  
00:42:42 Chairman Sesso

00:42:48 **Vote:** Motion carried unanimously by voice vote with Rep. Glaser and Rep. Nooney voting by proxy.

00:43:12 **Motion:** Rep. Morgan moved that **HB 2 BE AMENDED.**  
[EXHIBIT \(aph48b09\)](#)

**Discussion:**

00:44:03 Rep. Henry  
00:44:20 Chairman Sesso  
00:45:16 Rep. Villa  
00:45:48 Rep. Morgan  
00:45:55 Lois Steinbeck, Legislative Fiscal Analyst  
00:46:26 Chairman Sesso  
00:46:55 Rep. Morgan  
00:47:42 Chairman Sesso  
00:48:04 Ms. Steinbeck  
00:48:39 Chairman Sesso  
00:48:46 Ms. Steinbeck  
00:49:09 Chairman Sesso

00:49:16 **Vote:** Motion carried by voice vote 19-1, with Rep. Kasten voting no. Rep. Glaser and Rep. Nooney voted by proxy.

00:49:55 **Motion:** Rep. Morgan moved that **HB 2 BE AMENDED.**  
[EXHIBIT \(aph48b10\)](#)

**Discussion:**

00:51:32 Rep. Henry

00:51:49 **Vote:** Motion carried unanimously by voice vote with Rep. Glaser` and Rep. Nooney voting by proxy.

00:52:14 **Motion:** Rep. Henry moved that **HB 2 BE AMENDED.**  
[EXHIBIT \(aph48b11\)](#)

**Discussion:**

00:53:12 Rep. Getz  
00:53:23 Rep. Henry  
00:53:52 Rep. Morgan

00:54:19 Ms. Wilkinson  
00:54:37 Rep. Morgan  
00:54:45 Ms. Wilkinson

00:55:28 **Vote:** Motion carried unanimously by voice vote with Rep. Glaser and Rep. Nooney voting by proxy.

00:55:43 **Motion:** Rep. Villa moved that **HB 2 BE AMENDED.**  
**EXHIBIT (aph48b12)**

**Discussion:**

00:57:05 Rep. Morgan  
00:57:18 Rep. Villa  
00:57:57 Rep. Morgan  
00:58:03 Rep. Villa

00:59:10 **Vote:** Motion failed 10-10 by roll call vote with Rep. Getz, Rep. Henry, Rep. Hiner, Rep. Hollenbaugh, Rep. McChesney, Rep. Mehlhoff, Rep. Pease-Lopez, Rep. Sesso, Rep. Steenson, and Rep. Villa voting aye. Rep. Nooney and Rep. Glaser voted by proxy.

01:00:46 **Motion:** Rep. Morgan moved that **HB 2 BE AMENDED.**  
**EXHIBIT (aph48b13)**

**Discussion:**

01:05:20 Rep. Henry  
01:07:00 Chairman Sesso  
01:07:20 Ms. Steinbeck  
01:07:33 Chairman Sesso  
01:07:53 Ms. Steinbeck  
01:08:32 Rep. McChesney  
01:08:50 Ms. Steinbeck  
01:09:07 Rep. Getz  
01:09:27 Ms. Steinbeck  
01:10:04 Rep. Mehlhoff  
01:10:23 Ms. Steinbeck  
01:10:56 Rep. McChesney  
01:11:06 Rep. Morgan  
01:11:17 Rep. McChesney  
01:11:26 Rep. Morgan  
01:14:37 Rep. Hiner  
01:15:12 Rep. Morgan  
01:15:54 Chairman Sesso  
01:16:11 Ms. Steinbeck  
01:16:34 Chairman Sesso  
01:16:50 Ms. Steinbeck

01:17:11 Rep. Hawk  
01:17:35 Rep. Morgan  
01:18:26 Rep. Hawk  
01:18:37 Rep. Morgan  
01:19:27 Rep. Hawk  
01:19:37 Ms. Steinbeck  
01:20:35 Rep. Henry  
01:22:06 Chairman Sesso  
  
01:22:34 Recess  
01:44:48 Reconvene  
  
01:44:55 Chairman Sesso  
01:45:53 Rep. Henry  
01:46:49 Rep. Morgan  
  
01:49:49 **Vote:** Motion failed 10-10 by roll call vote with Rep. Ankney, Rep. Glaser, Rep. Hawk, Rep. Hollandsworth, Rep. Jones, Rep. Kasten, Rep. McNutt, Rep. Morgan, Rep. Nooney, and Rep. Roberts voting aye. Rep. Nooney and Rep. Glaser voted aye by proxy.

01:50:04 **Motion:** Rep. Morgan moved that **HB 2 BE AMENDED.**  
**EXHIBIT (aph48b14)**

**Discussion:**

01:51:27 Chairman Sesso  
01:53:15 Rep. Mehlhoff  
01:54:25 Rep. McChesney  
01:55:21 Rep. McNutt  
01:56:25 Rep. Villa  
01:57:12 Rep. Ankney  
01:57:41 Rep. Morgan  
  
01:59:01 **Vote:** Motion carried 11-9 by roll call vote with Rep. Getz, Rep. Henry, Rep. Hiner, Rep. Hollenbaugh, Rep. Mehlhoff, Rep. Pease-Lopez, Rep. Sesso, Rep. Steenson, and Rep. Villa voting no. Rep. Nooney and Rep. Glaser voted by proxy.

**Announcements:**

02:01:04 Chairman Sesso  
02:02:23 Clayton Schenk, Legislative Fiscal Analyst  
02:03:04 Chairman Sesso

**ADJOURNMENT**

02:03:42 Adjournment: 5:00 P.M.

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Samuel Speerschneider, Secretary

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Additional Documents:

**EXHIBIT ([aph48bad.pdf](#))**