

MINUTES

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: Chairman Keith Bales, on March 16, 2009 at 8:00
A.M., in Room 317 Capitol

ROLL CALL

Members Present:

Sen. Keith Bales, Chairman (R)
Sen. Dave Lewis, Vice Chairman (R)
Sen. Gregory D. Barkus (R)
Sen. Debby Barrett (R)
Sen. John Brenden (R)
Sen. John Brueggeman (R)
Sen. Mike Cooney (D)
Sen. John Esp (R)
Sen. Ken (Kim) Hansen (D)
Sen. Bob Hawks (D)
Sen. Rick Laible (R)
Sen. Jim Peterson (R)
Sen. Rick Ripley (R)
Sen. Trudi Schmidt (D)
Sen. Mitch Tropila (D)
Sen. David E. Wanzenried (D)
Sen. Carol Williams (D)
Sen. Ryan Zinke (R)

Members Excused:

Sen. Steven Gallus (D)

Members Absent: None

Staff Present: Prudence Gildroy, Committee Secretary
Taryn Purdy, 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: SB 217, 3/10/2009

Executive Action: SB 460; SB 435; SB 153; SB 114;
SB 69; SB 70; SB 452

00:00:01 Sen. Bales

EXECUTIVE ACTION ON SB 460

00:04:38 **Motion:** Sen. Laible moved that **SB 460 DO PASS.**

00:04:57 **Motion:** Sen. Laible moved that **SB 460 BE AMENDED.**
EXHIBIT(fcs58a01)

Discussion:

00:05:22 Sen. Laible
00:05:38 Sen. Schmidt
00:05:51 Taryn Purdy, Legislative Fiscal Division (LFD)
00:06:38 Sen. Schmidt
00:06:50 Ms. Purdy, LFD
00:07:22 Sen. Schmidt
00:07:48 Sen. Bales
00:08:29 Sen. Hawks
00:08:58 Sen. Bales
00:09:05 Ms. Purdy
00:09:51 Sen. Barkus
00:10:20 Sen. Bales
00:10:32 Sen. Esp
00:11:00 Sen. Bales
00:11:05 Ms. Purdy
00:11:48 Sen. Laible
00:12:21 Sen. Hawks
00:12:40 Sen. Bales

Sen. Gallus not present

00:12:55 **Vote:** Motion carried 15-3 by voice vote with Sen.
Tropila, Sen. Wanzenried, and Sen. Williams voting no.

00:13:25 **Motion:** Sen. Laible moved that **SB 460 DO PASS AS**
AMENDED.

Discussion:

00:13:40 Sen. Hawks
00:15:46 Sen. Laible
00:16:26 Sen. Bales
00:16:28 Sen. Peterson
00:17:42 Sen. Williams
00:19:16 Sen. Brendan
00:20:12 Sen. Wanzenried
00:20:34 Sen. Bales
00:20:46 Sen. Wanzenried
00:21:09 Sen. Bales
00:21:13 Ms. Purdy
00:21:24 Sen. Wanzenried
00:22:04 Ms. Purdy
00:22:23 Sen. Wanzenried
00:22:58 Sen. Bales
00:23:07 Sen. Wanzenried
00:23:19 Sen. Bales
00:23:29 Sen. Barrett
00:23:58 Sen. Wanzenried
00:25:12 Sen. Cooney
00:27:51 Sen. Bales
00:27:53 Sen. Barkus
00:28:57 Sen. Laible
00:30:04 Sen. Ripley
00:30:29 Sen. Schmidt
00:31:13 Sen. Bales
00:31:14 Sen. Peterson
00:32:00 Sen. Zinke
00:32:13 Sen. Laible

00:33:52 **Vote:** Motion carried 11-8 by roll call vote with Sen. Cooney, Sen. Gallus, Sen. Hansen, Sen. Hawks, Sen. Schmidt, Sen. Tropila, Sen. Wanzenried, and Sen. Williams voting no. Sen. Gallus voted by proxy.

EXECUTIVE ACTION ON SB 435

00:35:10 **Motion:** Sen. Brenden moved that **SB 435 DO PASS.**

00:35:17 **Motion:** Sen. Brenden moved that **SB 435 BE AMENDED.**
EXHIBIT (fcs58a02)

00:35:19 Sen. Brendan

Discussion:

00:37:03 Sen. Schmidt
00:37:06 Sen. Schmidt
00:37:26 Sen. Brendan
00:37:53 Sen. Bales

00:37:58 **Vote:** Motion carried 15-3 by voice vote, present and voting, with Sen. Tropila, Sen. Wanzenried, and Sen. Williams voting no.

00:38:12 **Motion:** Sen. Brenden moved that **SB 435 DO PASS AS AMENDED.**

Discussion:

00:38:24 Sen. Brendan
00:41:15 Sen. Wanzenried
00:41:58 Sen. Brendan
00:43:05 Sen. Wanzenried
00:43:45 Sen. Brendan
00:44:25 Sen. Wanzenried
00:44:40 Sen. Brendan
00:45:48 Sen. Bales
00:45:51 Sen. Hansen
00:46:36 Sen. Ripley
00:47:01 Sen. Hawks
00:49:08 Sen. Zinke
00:51:15 Sen. Esp
00:51:58 Sen. Bales
00:52:00 Sen. Schmidt
00:52:30 Ms. Purdy
00:52:38 Sen. Schmidt
00:53:10 Ms. Purdy
00:53:18 Sen. Bales
00:53:19 Sen. Brendan
00:53:58 Sen. Peterson
00:55:39 Sen. Bales
00:55:40 Sen. Laible
00:56:11 Sen. Bales
00:57:35 Sen. Zinke
00:57:56 Sen. Bales
00:58:03 Sen. Zinke
00:58:04 Sen. Tropila
00:59:20 Sen. Bales
00:59:23 Sen. Esp
00:59:39 Sen. Brendan
00:59:52 Sen. Bales
00:59:55 Sen. Barrett

01:00:40 Sen. Bales
 01:00:44 Sen. Brendan

01:04:30 **Vote:** Motion passed 11-8 by roll call vote with Sen. Cooney, Sen. Gallus, Sen. Hansen, Sen. Hawks, Sen. Schmidt, Sen. Tropila, Sen. Wanzenried, and Sen. Williams voting no. Sen. Gallus voted by proxy.

EXECUTIVE ACTION ON SB 153

01:05:36 **Motion/Vote:** Sen. Brueggeman moved that **SB 153 BE TABLED.** Motion carried unanimously, present and voting.

EXECUTIVE ACTION ON SB 114

01:06:30 **Motion:** Sen. Wanzenried moved that **SB 114 DO PASS.**

Discussion:

01:06:40 Sen. Wanzenried
 01:08:12 Sen. Bales
 01:08:15 Sen. Esp
 01:08:33 Sen. Wanzenried
 01:09:18 Ms. Purdy
 01:09:44 Sen. Wanzenried
 01:10:03 Ms. Purdy

01:10:27 **Motion:** Sen. Wanzenried moved that **SB 114 BE AMENDED. [EXHIBIT \(fcs58a03\)](#)**

Discussion:

01:10:43 Sen. Wanzenried
 01:10:49 Sen. Bales

01:10:52 **Vote:** Motion carried unanimously by voice vote, present and voting.

01:11:00 **Motion:** Sen. Wanzenried moved that **SB 114 DO PASS AS AMENDED.**

Discussion:

01:11:09 Sen. Cooney
 01:11:12 Sen. Hawks
 01:11:40 Sen. Wanzenried
 01:11:43 Sen. Bales

01:11:45 Sen. Laible
 01:13:32 Sen. Bales
 01:14:03 Sen. Wanzenried
 01:14:26 Ms. Purdy
 01:16:20 Sen. Bales
 01:16:22 Sen. Wanzenried

01:17:18 **Vote:** Motion carried 10-9 by roll call vote with Sen. Bales, Sen. Barkus, Sen. Barrett, Sen. Brenden, Sen. Brueggeman, Sen. Esp, Sen. Lewis, Sen. Peterson, and Sen. Ripley voting no. Sen. Gallus voted by proxy.

EXECUTIVE ACTION ON SB 69

01:18:59 **Motion/Vote:** Sen. Ripley moved that **SB 69 BE TABLED**. Motion carried 10-9 by roll call vote with Sen. Brueggeman, Sen. Cooney, Sen. Gallus, Sen. Hansen, Sen. Hawks, Sen. Schmidt, Sen. Tropila, Sen. Wanzenried, and Sen. Williams voting no. Sen. Gallus voted by proxy.

EXECUTIVE ACTION ON SB 70

01:20:49 **Motion:** Sen. Laible moved that **SB 70 DO PASS**.

Discussion:

01:21:05 Sen. Laible
 01:21:40 Sen. Hawks
 01:22:49 Sen. Bales

01:22:50 **Motion/Vote:** Sen. Esp moved a substitute motion that **SB 70 BE TABLED**. Motion carried 10-9 by roll call vote with Sen. Brueggeman, Sen. Cooney, Sen. Gallus, Sen. Hansen, Sen. Hawks, Sen. Schmidt, Sen. Tropila, Sen. Wanzenried, and Sen. Williams voting no. Sen. Gallus voted by proxy.

01:24:19 Recess
 01:38:35 Reconvene

HEARING ON SB 217

Opening Statement by Sponsor:

01:39:01 Sen. Debby Barrett (R), SD 36, opened the hearing on SB 217, Reimburse livestock producers for tests for disease transmitted by wildlife.

[EXHIBIT \(fcs58a04\)](#)

[EXHIBIT \(fcs58a05\)](#)

Proponents' Testimony:

01:47:13 Rep. Jeff Welborn

01:48:54 Mike McGinley, Beaverhead County Commissioner

[EXHIBIT \(fcs58a06\)](#)

01:51:04 Maureen Davey, Stillwater County Commissioner, Beartooth Stock Association, and MACo

01:53:12 Chuck Denowh, United Property Owners of Montana

01:55:45 Jay Bodner, Montana Stockgrowers Association

01:57:32 Nancy Schlepp, Montana Farm Bureau

01:59:28 Sen. Bales

Opponents' Testimony:

01:59:48 Ken McDonald, Fish, Wildlife and Parks (FWP)

[EXHIBIT \(fcs58a07\)](#)

02:07:33 Jim Manning, Prickly Pear Sportsmen's Association

02:11:36 Ben Lamb, Montana Wildlife Federation and Prickly Pear Sportsmen's Association

02:13:50 Janet Ellis, Montana Audubon

Informational Testimony:

02:14:55 Christian Mackay, Montana Board of Livestock

Questions from Committee Members and Responses:

02:15:46 Sen. Hansen

02:16:23 Mr. McDonald, FWP

02:16:59 Sen. Hansen

02:17:16 Mr. McDonald

02:17:30 Sen. Ripley

02:17:57 Mr. McDonald

02:18:25 Sen. Ripley

02:18:43 Mr. McDonald

02:19:20 Sen. Ripley

02:19:44 Mr. McDonald
02:19:58 Sen. Ripley
02:20:06 Mr. McDonald
02:20:45 Sen. Bales
02:20:48 Sen. Laible
02:22:44 Mr. McDonald
02:22:45 Sen. Bales
02:22:54 Sen. Brendan
02:24:02 Mr. McDonald
02:27:11 Sen. Bales
02:27:13 Sen. Peterson
02:27:53 Mr. McDonald
02:29:01 Sen. Peterson
02:29:17 Mr. McDonald
02:30:13 Sen. Peterson
02:30:23 Mr. McDonald
02:30:51 Sen. Hawks
02:31:59 Mr. McDonald
02:33:22 Sen. Hansen
02:34:08 Mr. Mackay
02:35:48 Sen. Barkus
02:36:04 Mr. McDonald
02:37:43 Sen. Barkus
02:37:50 Mr. McDonald
02:38:12 Sen. Barkus
02:38:30 Mr. McDonald
02:39:16 Sen. Bales
02:39:31 Mr. McDonald
02:40:29 Sen. Bales
02:40:36 Mr. McDonald
02:41:14 Sen. Bales
02:41:38 Mr. McDonald
02:42:15 Sen. Bales
02:42:38 Mr. McDonald
02:43:22 Sen. Bales
02:43:45 Mr. McDonald
02:44:13 Sen. Bales
02:44:16 Sen. Tropila
02:44:42 Sen. Barrett
02:45:07 Sen. Bales

Closing by Sponsor:

02:45:11 Sen. Barrett
EXHIBIT (fcs58a08)

02:55:51 Sen. Bales

Sen. Gallus, Sen. Esp, Sen. Laible and Sen. Ripley not present

EXECUTIVE ACTION ON SB 452

02:59:21 Sen. Tropila
02:59:30 Sen. Bales
02:59:50 Sen. Tropila

Motion: Sen. Lewis moved that **SB 452 DO PASS.**

03:00:20 **Motion:** Sen. Tropila moved that **SB 452 BE AMENDED.**
EXHIBIT (fcs58a09)

03:00:37 Sen. Tropila

Discussion:

03:01:33 Sen. Barkus
03:01:49 Sen. Tropila
03:02:38 Sen. Barkus
03:02:58 Ms. Purdy

03:03:12 **Vote:** Motion carried unanimously, present and voting.

03:03:20 **Motion/Vote:** Sen. Lewis moved that **SB 452 DO PASS AS AMENDED.** Motion carried 12-7 by roll call vote with Sen. Cooney, Sen. Gallus, Sen. Hansen, Sen. Hawks, Sen. Schmidt, Sen. Wanzenried, and Sen. Williams voting no. Sen. Esp, Sen. Gallus, Sen. Laible and Sen. Ripley voted by proxy.

03:05:50 Sen. Bales
03:05:54 Sen. Barkus
03:06:03 Sen. Bales

ADJOURNMENT

Adjournment: 11:30 P.M.

Prudence Gildroy, Secretary

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Additional Documents:

EXHIBIT ([fcs58aad.pdf](#))