

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: Chairman Keith Bales, on March 20, 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. Mike Cooney (D)
Sen. Ken (Kim) Hansen (D)
Sen. Bob Hawks (D)
Sen. Rick Ripley (R)
Sen. David E. Wanzienried (D)
Sen. Ryan Zinke (R)

Members Excused:

Sen. John Brueggeman (R)
Sen. John Esp (R)
Sen. Steven Gallus (D)
Sen. Rick Laible (R)
Sen. Jim Peterson (R)
Sen. Trudi Schmidt (D)
Sen. Mitch Tropila (D)
Sen. Carol Williams (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: HB 107, 3/16/2009; HB 108,
3/16/2009; HB 274, 3/16/2009

Executive Action: SB 241

00:00:01 Sen. Bales

HEARING ON HB 107

Opening Statement by Sponsor:

00:01:26 Rep. Cynthia Hiner (D), HD 85, opened the hearing on HB
107, Revise definition of enterprise funds.

Proponents' Testimony:

None

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:03:49 Sen. Zinke

Closing by Sponsor:

00:04:04 Rep. Hiner

HEARING ON HB 274

Opening Statement by Sponsor:

00:04:31 Rep. Robin Hamilton (D), HD 92, opened the hearing on
HB 274, Allow travel reimbursement for poet laureate at
same rates as state employees.

Proponents' Testimony:

00:09:06 Arnie Fishbaugh, Director, Montana Arts Council

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:09:51 Sen. Bales

00:10:30 Rep. Hamilton

00:11:13 Sen. Bales

00:11:22 Rep. Hamilton

Closing by Sponsor:

00:11:41 Sen. Bales

HEARING ON HB 108

Opening Statement by Sponsor:

00:12:27 Rep. Galen Hollenbaugh (D), HD 81, opened the hearing
on HB 108, Revise deposit of restitution payments.

Proponents' Testimony:

00:13:58 Larry Fasbender, Deputy Director, Department of Justice
(DOJ)

[EXHIBIT\(fcs62a01\)](#)

[EXHIBIT\(fcs62a02\)](#)

00:19:08 Michael Peters, crime victim

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:31:14 Sen. Barkus
 00:31:38 Mr. Fasbender, DOJ
 00:32:04 Sen. Ripley
 00:33:02 Mr. Fasbender
 00:33:10 Sen. Schmidt
 00:33:31 Sen. Barrett
 00:33:42 Mr. Fasbender
 00:34:12 Sen. Barrett
 00:34:17 Mr. Fasbender
 00:34:50 Sen. Bales
 00:35:09 Mr. Fasbender

Closing by Sponsor:

00:35:20 Rep. Hollenbaugh
 00:36:03 Sen. Bales
 00:39:28 Recess
 00:54:40 Reconvene

EXECUTIVE ACTION ON SB 241

00:55:01 **Motion:** Sen. Ripley moved that **SB 241 DO PASS.**
 00:55:28 **Motion:** Sen. Wanzenried moved that **SB 241 BE AMENDED.**
EXHIBIT(fcs62a03)
 00:55:32 Director Susan Fox, Legislative Services Division (LSD)
 00:57:36 Vice-Chair Lewis
 00:57:50 Motion carried by voice vote with Sen. Gallus
 and Sen. Tropila voting no by proxy.
 00:58:12 **Motion:** Sen. Ripley moved that **HB 241 BE AMENDED.**
EXHIBIT(fcs62a04)

Discussion:

00:58:27 Sen. Wanzenried
 00:58:52 Vice-Chair Lewis
 00:59:01 Sen. Laible
 00:59:25 Ms. Fox, LSD
 01:00:29 Vice-Chair Lewis
 01:00:50 Ms. Fox
 01:01:24 Taryn Purdy, Legislative Fiscal Division
 01:01:35 Vice-Chair Lewis

01:02:01 **Vote:** Motion carried by voice vote with Sen. Gallus and Sen. Tropila voting no by proxy.

Sen. Bales, Sen. Brueggeman, Sen. Esp, Sen. Hansen and Sen. Tropila not present

01:02:13 **Motion/Vote:** Sen. Ripley moved that **SB 241 DO PASS AS AMENDED**. Motion carried 12-7 by voice vote with Sen. Cooney, Sen. Gallus, Sen. Hansen, Sen. Hawks, Sen. Schmidt, Sen. Tropila and Sen. Williams voting no. Sen. Bales, Sen. Brueggeman, Sen. Esp, Sen. Gallus, Sen. Hansen and Sen. Tropila voted by proxy.

01:03:05 Recess

02:09:50 Reconvene

02:09:54 Vice-Chair Lewis

Overview of HB 2:

02:10:35 Clayton Schenck, Legislative Fiscal Analyst (LFA)

02:17:14 Sen. Esp

02:17:34 Mr. Schenck, LFA

Questions from the Committee and Responses:

02:24:17 Sen. Schmidt

02:24:54 Mr. Schenck

02:26:15 Vice-Chair Lewis

02:27:47 Ms. Purdy

EXHIBIT(fcs62a05)

02:33:33 Sen. Ripley

02:33:54 Ms. Purdy

02:34:33 Sen. Ripley

02:34:43 Ms. Purdy

02:35:05 Sen. Hawks

02:35:35 Ms. Purdy

02:36:08 Sen. Zinke

02:36:25 Ms. Purdy

02:36:48 Mr. Schenck

02:39:51 Sen. Tropila

02:40:07 Mr. Schenck

02:40:23 Sen. Peterson

02:40:40 Mr. schenck

02:42:07 Vice-Chair Lewis

02:42:21 Mr. Schenck

02:42:48 Ms. Purdy

02:43:09 Sen. Ripley

02:43:17 Ms. Purdy
02:43:49 Vice-Chair Lewis
02:44:01 Ms. Purdy
02:44:37 Sen. Brendan
02:44:57 Vice-Chair Lewis
02:45:17 Sen. Zinke
02:45:39 Ms. Purdy
02:46:17 Vice-Chair Lewis
02:46:57 Sen. Schmidt
02:48:09 Terry Johnson, Principal Fiscal Analyst, LFD

EXHIBIT (fcs62a06)

02:51:43 Sen. Brendan
02:51:57 Mr. Johnson
02:52:34 Vice-Chairman Lewis
02:52:51 Mr. Johnson
02:53:37 Vice-Chairman Lewis
02:53:48 Sen. Hawks
02:54:00 Mr. Johnson
02:55:59 Vice-Chair Lewis
02:56:05 Mr. Schenck
02:56:22 Mr. Johnson
02:57:51 Vice Chairman Lewis

ADJOURNMENT

Adjournment: 11:00 P.M.

Prudence Gildroy, Secretary

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Additional Documents:

EXHIBIT ([fcs62aad.pdf](#))