

MINUTES

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

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: Chairman Keith Bales, on April 3, 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. Steven Gallus (D)
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: None

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 2, 4/16/2009

Executive Action: HB 2

00:00:01 Chairman Bales
00:02:46 Taryn Purdy, Legislative Fiscal Division (LFD)
00:03:37 Sen. Bales
00:03:54 Sen. Cooney
00:04:00 Chairman Bales

EXECUTIVE ACTION ON HB 200:04:18 **Motion:** Sen. Lewis moved that **HB 2 BE CONCURRED IN.**00:04:28 **Motion:** Sen. Bales moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a01)**Discussion:**

00:06:39 Ms. Purdy, LFD
00:07:46 Chairman Bales
00:09:26 Sen. Cooney
00:10:01 Ms. Purdy
00:10:20 Sen. Cooney
00:11:14 Chairman Bales
00:12:13 Sen. Cooney
00:12:17 Sen. Williams
00:12:58 Sen. Peterson
00:15:32 Sen. Williams
00:15:57 Chairman Bales
00:18:00 Sen. Hawks
00:19:15 Sen. Gallus
00:20:31 Chairman Bales
00:22:42 Sen. Gallus
00:22:59 Sen. Schmidt
00:23:48 Chairman Bales
00:25:00 Sen. Schmidt
00:25:44 Chairman Bales
00:26:41 Sen. Schmidt
00:26:49 Sen. Lewis
00:27:17 Sen. Hansen
00:27:45 Chairman Bales
00:29:16 Sen. Tropila
00:31:08 Chairman Bales
00:31:37 Sen. Tropila

00:31:53 Chairman Bales
 00:31:57 Sen. Cooney
 00:32:51 Chairman Bales
 00:33:51 Sen. Cooney
 00:35:16 Ms. Purdy
 00:35:56 Sen. Cooney
 00:37:00 Chairman Bales

00:37:31 **Motion:** Sen. Cooney moved a conceptual amendment **TO EXEMPT THE COMMISSIONER OF POLITICAL PRACTICES, THE BOARD OF PUBLIC EDUCATION AND THE MONTANA ARTS COUNCIL FROM THE AMENDMENT.**

Discussion:

00:38:05 Sen. Laible
 00:38:32 Chairman Bales
 00:38:58 Sen. Laible
 00:39:26 Sen. Gallus
 00:39:38 Sen. Cooney
 00:40:27 Sen. Gallus raised a point of clarification.
 00:41:17 Sen. Cooney
 00:41:23 Chairman Bales
 00:41:44 Sen. Cooney withdrew his motion and asked to segregate the three agencies from the motion of the Chairman.
 00:42:15 Chairman Bales
 00:42:29 Sen. Gallus
 00:43:08 Chairman Bales
 00:43:51 Sen. Gallus
 00:45:01 Chairman Bales
 00:45:13 Sen. Cooney again withdrew his motion.
 00:45:33 Chairman Bales
 00:46:19 Sen. Cooney
 00:46:21 Chairman Bales

00:46:35 **Motion:** Sen. Cooney moved **TO SEGREGATE FROM THE AMENDMENT THE 3 AGENCIES, COMMISSIONER OF POLITICAL PRACTICES, THE BOARD OF PUBLIC EDUCATION AND THE MONTANA ARTS COUNCIL.**

00:47:01 Sen. Esp
 00:47:21 Chairman Bales
 00:47:44 Sen. Cooney

00:48:02 **Substitute Motion:** Sen. Esp moved to **ADOPT THE 3 PORTIONS OF THE AMENDMENT THAT SEN. COONEY WANTED TO SEGREGATE.**

00:48:48 Chairman Bales
00:48:54 Sen. Esp withdrew his motion.
00:48:59 Sen. Brueggeman
00:50:07 Chairman Bales
00:50:43 Sen. Peterson
00:50:56 Sen. Cooney
00:51:18 Sen. Peterson
00:51:22 Sen. Esp
00:51:32 Chairman Bales
00:52:52 Sen. Lewis
00:53:19 Chairman Bales ruled an affirmative vote on Sen.
Cooney's amendment would take two percent from the
three agency budgets and a no vote would exempt them.
00:53:57 Sen. Peterson
00:54:06 Chairman Bales
00:54:49 Sen. Esp
00:55:19 Sen. Hawks
00:55:29 Chairman Bales
00:56:11 Sen. Hawks
00:56:36 Sen. Barkus
00:56:53 Sen. Williams
00:57:42 Chairman Bales
00:59:02 Sen. Williams
00:59:10 Chairman Bales
00:59:27 Sen. Tropila
00:59:46 Chairman Bales

01:00:35 **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.

01:01:38 Chairman Bales
01:01:39 Sen. Wanzenried
01:02:13 Chairman Bales
01:03:17 Sen. Wanzenried
01:03:37 Chairman Bales
01:04:47 Sen. Wanzenried
01:05:23 Sen. Lewis

01:05:42 **Substitute Motion:** Sen. Wanzenried moved a substitute
motion that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a02)

Discussion:

01:07:27 Sen. Wanzenried
01:08:21 Chairman Bales
01:09:24 Sen. Wanzenried

01:09:27 Chairman Bales
01:09:41 Sen. Wanzenried clarified his motion would segregate the three agencies.
01:09:54 Sen. Zinke
01:12:58 Sen. Cooney
01:14:49 Sen. Williams
01:16:30 Sen. Tropila
01:17:10 Sen. Esp
01:17:24 Sen. Tropila
01:17:30 Chairman Bales
01:18:24 Sen. Peterson
01:18:33 Sen. Wanzenried
01:19:03 Chairman Bales
01:19:11 Sen. Wanzenried

01:20:18 **Vote:** Substitute motion failed 8-11 by roll call vote with Sen. Cooney, Sen. Gallus, Sen. Hansen, Sen. Hawks, Sen. Schmidt, Sen. Tropila, Sen. Wanzenried, and Sen. Williams voting aye.

01:22:16 Sen. Peterson
01:22:18 Chairman Bales
01:22:22 Sen. Peterson
01:24:02 Sen. Esp

01:25:30 **Substitute Motion:** Sen. Tropila moved **TO SEGREGATE THE MONTANA SCHOOL FOR THE DEAF AND BLIND FROM THE GLOBAL 2 PERCENT MOTION.**

Discussion:

01:26:25 Sen. Tropila
01:27:18 Chairman Bales
01:27:28 Sen. Tropila
01:27:38 Sen. Hawks
01:27:49 Chairman Bales
01:28:16 Kris Wilkinson, LFD
01:28:26 Chairman Bales clarified the voting procedure on Sen. Tropila's motion would be the same as the previous segregated motions in which a no vote would exempt the School for the Deaf and Blind from the 2 percent global motion.
01:29:00 Sen. Zinke
01:29:23 Sen. Tropila
01:29:41 Sen. Zinke
01:29:47 Sen. Tropila
01:30:21 Chairman Bales further explained the an affirmative vote would be for the 2 percent and a negative vote would not.

01:30:39 **Vote:** Substitute 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.

01:31:53 Chairman Bales

01:32:03 **Vote:** The original motion by Sen. Bales (Exhibit 1) 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.

01:32:46 Sen. Cooney

01:33:23 Chairman Bales

01:33:30 Recess

01:57:19 Reconvene

01:57:36 Chairman Bales

01:58:09 Sen. Cooney

01:58:34 Chairman Bales

Section A - General Government:

01:59:54 **Motion:** Sen. Cooney moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a03)

Discussion:

02:01:12 Sen. Cooney

02:02:34 Chairman Bales

02:02:39 Ms. Purdy

02:02:47 Sen. Cooney

02:02:51 Chairman Bales

02:03:07 **Vote:** Motion carried unanimously by voice vote.

02:03:13 **Motion:** Sen. Gallus moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a04)

Discussion:

02:04:31 Sen. Lewis

02:04:48 Sen. Gallus

02:05:03 Sen. Zinke

02:05:16 Chairman Bales

02:05:19 Sen. Gallus

02:05:23 Chairman Bales

02:05:27 **Vote:** Motion carried unanimously by voice vote.

02:05:41 **Motion:** Sen. Laible moved that **HB 2 BE AMENDED.**
[EXHIBIT \(fcs74a05\)](#)

Discussion:

02:05:44 Sen. Laible
02:06:39 Sen. Zinke
02:06:50 Chairman Bales
02:06:56 Sen. Williams
02:07:00 Sen. Zinke

02:07:28 **Vote:** Motion carried 17-2 by voice vote with Sen.
Hansen and Sen. Tropila voting no.

02:07:50 **Motion:** Sen. Laible moved that **HB 2 BE AMENDED.**
[EXHIBIT \(fcs74a06\)](#)

Discussion:

02:09:03 Sen. Cooney
02:09:54 Sen. Laible
02:10:00 Sen. Cooney

02:10:09 **Vote:** Motion carried unanimously by voice vote.

02:10:23 **Motion:** Sen. Tropila moved that **HB 2 BE AMENDED.**
[EXHIBIT \(fcs74a07\)](#)

Discussion:

02:12:36 Sen. Brenden
02:12:53 Sen. Tropila
02:12:59 Sen. Hawks
02:13:05 Sen. Ripley
02:13:24 Sen. Tropila
02:13:49 Barbara Smith, LFD
02:14:28 Sen. Peterson
02:14:53 Sen. Tropila
02:15:10 Sen. Hawks
02:15:52 Sen. Esp
02:16:09 Sen. Tropila
02:16:24 Ms. Smith, LFD
02:16:27 Sen. Esp
02:16:51 Ms. Smith
02:17:06 Sen. Esp
02:17:54 Sen. Lewis
02:19:21 Sen. Tropila

02:19:29 **Vote:** Motion carried 10-9 by roll call vote with Sen. Bales, Sen. Barkus, Sen. Barrett, Sen. Brenden, Sen. Esp, Sen. Laible, Sen. Lewis, Sen. Peterson, and Sen. Zinke voting no.

02:21:41 Sen. Cooney

02:21:47 Greg Dewitt, LFD

02:22:16 **Motion/Vote:** Sen. Cooney moved that **HB 2 BE AMENDED**. Motion carried unanimously by voice vote.

[EXHIBIT \(fcs74a08\)](#)

02:22:57 **Motion:** Sen. Lewis moved to **CLOSE SECTION A OF HB 2**.

Discussion:

02:23:06 Sen. Williams

02:23:27 Chairman Bales

02:24:00 **Vote:** Motion carried unanimously by voice vote.

02:24:47 Chairman Bales

02:25:21 Sen. Cooney

02:26:03 Chairman Bales

Section C - Natural Resources and Conservation:

02:26:45 **Motion:** Sen. Ripley moved that **HB 2 BE AMENDED**.

[EXHIBIT \(fcs74a09\)](#)

Discussion:

02:27:41 Sen. Ripley

02:28:19 Chairman Bales

02:28:22 Sen. Hansen

02:28:56 Sen. Cooney

02:29:24 Sen. Hansen

02:29:39 Sen. Cooney

02:29:56 Sen. Hansen

02:30:01 Sen. Ripley

02:30:38 **Vote:** Motion carried unanimously by voice vote.

02:30:50 **Motion:** Sen. Esp moved that **HB 2 BE AMENDED**.

[EXHIBIT \(fcs74a10\)](#)

Discussion:

02:32:29 Sen. Peterson
02:33:11 Sen. Williams
02:33:34 Sen. Esp

02:34:08 **Vote:** Motion carried unanimously by voice vote.

02:34:27 **Motion:** Sen. Esp moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a11)

Discussion:

02:35:43 Sen. Williams
02:35:56 Sen. Esp
02:36:14 Sen. Williams
02:36:35 Chairman Bales
02:37:01 Sen. Hawks
02:37:28 Sen. Esp
02:37:51 Sen. Schmidt
02:38:00 Sen. Esp
02:38:21 Sen. Schmidt
02:38:30 Sen. Esp
02:39:02 Sen. Schmidt
02:39:14 Sen. Barrett

02:39:36 **Vote:** Motion carried 17-2 by voice vote with Sen.
Cooney and Sen. Hawks voting no.

02:39:58 **Motion:** Sen. Ripley moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a12)
EXHIBIT (fcs74a13)

Discussion:

02:42:41 Sen. Cooney
02:43:11 Sen. Ripley
02:43:15 Chairman Bales
02:43:20 Sen. Cooney
02:43:50 Sen. Ripley
02:45:41 Chairman Bales
02:45:46 Sen. Cooney
02:46:26 Chairman Bales
02:46:53 Sen. Esp
02:47:17 Sen. Hawks
02:47:50 Sen. Ripley
02:48:43 Sen. Peterson
02:50:52 Sen. Brenden
02:51:58 Sen. Hansen

02:52:18 Sen. Zinke
02:53:18 Sen. Tropila
02:53:37 Sen. Gallus
02:53:41 Sen. Esp
02:54:13 Chairman Bales
02:55:21 Sen. Schmidt
02:56:04 Sen. Ripley
02:56:56 Sen. Tropila
02:57:24 Chairman Bales
02:57:26 Sen. Barrett
02:58:07 Sen. Hawks
02:58:26 Sen. Tropila
02:59:10 Sen. Brenden
02:59:19 Chairman Bales
02:59:34 Sen. Ripley
03:00:06 Sen. Hawks
03:00:30 Sen. Ripley
03:00:50 Sen. Gallus
03:00:56 Sen. Ripley

03:02:56 **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.

03:03:06 **Motion:** Sen. Barkus moved that **HB 2 BE AMENDED.**
EXHIBIT(fcs74a14)

Discussion:

03:03:27 Sen. Barkus
03:06:27 Sen. Hawks
03:07:40 Chairman Bales
03:07:46 Sen. Ripley
03:07:58 Sen. Schmidt
03:08:16 Sen. Barkus
03:08:21 Sen. Schmidt
03:08:34 Sen. Barkus
03:10:03 Sen. Tropila
03:11:01 Chairman Bales
03:11:28 Sen. Barkus
03:12:02 Chairman Bales
03:12:12 Sen. Ripley
03:12:19 Ms. Smith
03:13:40 Chairman Bales
03:13:43 Sen. Tropila
03:14:07 Ms. Smith
03:14:34 Sen. Peterson

03:14:38 **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.

03:15:32 Sen. Brendan
03:16:06 Sen. Peterson
03:16:27 Chairman Bales
03:17:43 Sen. Gallus
03:17:52 Sen. Bales

03:18:15 Recess
03:19:00 Reconvene

03:19:02 Chairman Bales
03:20:36 Sen. Brendan

[EXHIBIT \(fcs74a15\)](#)

[EXHIBIT \(fcs74a16\)](#)

[EXHIBIT \(fcs74a17\)](#)

Sen. Lewis, Sen. Schmidt, Sen. Williams and Sen. Zinke not present

03:24:19 **Motion/Vote:** Sen. Esp moved to **CLOSE SECTION C OF HB 2**. Motion carried with Sen. Wanzenried voting no. Sen. Lewis, Sen. Schmidt, Sen. Williams and Sen. Zinke voted by proxy.

Section D - Judicial Branch, Law Enforcement and Justice:

03:26:31 **Motion:** Sen. Laible moved that **HB 2 BE AMENDED**.
[EXHIBIT \(fcs74a18\)](#)

Discussion:

03:28:28 Sen. Cooney
03:29:06 Sen. Laible
03:29:45 Sen. Cooney
03:30:08 Sen. Laible
03:31:01 Sen. Cooney
03:32:16 Sen. Esp
03:32:50 Sen. Cooney
03:33:18 Sen. Laible
03:34:20 Chairman Bales
03:34:25 Sen. Laible

Sen. Williams and Sen. Zinke now present

03:34:31 **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. Lewis and Sen. Schmidt voted by proxy.

03:36:20 **Motion:** Sen. Cooney moved that **HB 2 BE AMENDED.**
[EXHIBIT \(fcs74a19\)](#)

Discussion:

03:37:07 Chairman Bales
03:37:14 Pat Gervais, LFD

Sen. Lewis not present

03:38:04 **Vote:** Motion carried 18-0 by voice vote with Sen. Lewis voting by proxy.

03:38:21 **Motion:** Sen. Cooney moved that **HB2 BE AMENDED.**
[EXHIBIT \(fcs74a20\)](#)

Discussion:

03:38:39 Ms. Gervais, LFD

Sen. Schmidt now present

03:39:12 Sen. Gallus
03:40:21 Chairman Bales
03:41:15 Sen. Cooney
03:41:56 Sen. Wanzenried
03:42:44 Chairman Bales
03:42:55 Ms. Gervais
03:43:17 Sen. Gallus
03:44:26 Sen. Cooney
03:44:39 Sen. Gallus
03:45:08 Sen. Schmidt
03:45:27 Ms. Gervais
03:46:08 Sen. Schmidt
03:46:37 Sen. Wanzenried
03:47:35 Sen. Cooney
03:48:07 Chairman Bales

03:48:09 **Vote:** Motion carried 14-5 by voice vote with Sen. Barrett, Sen. Brenden, Sen. Gallus, Sen. Ripley, and Sen. Tropila voting no. Sen. Lewis voted by proxy.

03:48:49 **Motion:** Sen. Esp moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a21)

Discussion:

03:49:37 Chairman Bales
03:49:43 Ms. Purdy
03:50:01 Ms. Gervais
03:50:33 Sen. Esp withdrew his motion.

Sen. Lewis now present

03:51:22 **Motion/Vote:** Sen. Lewis moved **TO CLOSE SECTION D.**
Motion carried 17-2 by voice vote with Sen. Cooney and
Sen. Wanzonried voting no.

03:52:30 Recess
04:06:19 Reconvene

Section E - Education and Cultural Resources:

00:49:24 Chairman Bales

04:09:17 **Motion:** Sen. Hawks moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a22)

Discussion:

04:10:48 Chairman Bales
04:10:52 Sen. Hawks
04:11:54 Ms. Wilkinson, LFD
04:12:19 Chairman Bales
04:12:43 Sen. Hawks amended his motion that if his amendment
(Exhibit 22) is in Amendment HB00209.ajs (Exhibit 26)
and HB00209.ajs passes that this amendment would not be
in effect.

04:13:05 **Vote:** Motion carried unanimously by voice vote.

04:13:20 **Motion:** Sen. Hawks moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a23)

Discussion:

04:13:23 Sen. Hawks

04:14:11 **Vote:** Motion carried unanimously by voice vote.

04:14:28 **Motion:** Sen. Hawks moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a24)

Discussion:

04:14:32 Sen. Hawks

04:15:11 **Vote:** Motion carried unanimously by voice vote.

04:15:22 **Motion:** Sen. Hawks moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a25)

Discussion:

04:15:58 Sen. Hawks

04:16:40 Sen. Zinke

04:17:17 Sen. Hawks

04:17:56 **Vote:** Motion carried unanimously by voice vote.

04:18:18 **Motion:** Sen. Bales moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a26)

Discussion:

04:19:24 Chairman Bales

04:19:44 Ms. Wilkinson

04:20:17 Chairman Bales

04:21:13 Sen. Williams

04:21:33 Ms. Wilkinson

04:22:48 Sen. Williams

04:23:06 Ms. Wilkinson

04:24:02 Chairman Bales

04:24:11 Sen. Hawks

04:25:01 Ms. Wilkinson

04:26:09 Sen. Hawks

04:26:23 Ms. Wilkinson

04:26:41 Sen. Tropila

04:27:14 Chairman Bales

04:28:09 Sen. Tropila

04:28:31 Chairman Bales

04:29:07 Sen. Hawks

04:29:20 Jim Standaert, LFD

04:29:27 Sen. Hawks

04:30:24 Mr. Standaert

04:31:06 Sen. Hawks

04:31:14 Mr. Standaert

04:31:38 Sen. Hawks

04:31:48 Mr. Standaert

04:32:04 Sen. Hawks
04:32:29 Mr. Standaert
04:33:14 Sen. Hawks
04:33:14 Chairman Bales
04:33:18 Sen. Esp
04:34:09 Mr. Standaert
04:34:34 Sen. Esp
04:34:54 Mr. Standaert
04:35:02 Sen. Wanzenried
04:35:29 Chairman Bales
04:35:33 Sen. Wanzenried
04:35:50 Chairman Bales
04:35:54 Sen. Wanzenried
04:36:12 Chairman Bales
04:36:56 Sen. Wanzenried
04:37:19 Chairman Bales
04:37:24 Sen. Wanzenried
04:37:47 Chairman Bales
04:39:49 Sen. Wanzenried
04:40:11 Chairman Bales
04:41:08 Sen. Wanzenried
04:42:00 Chairman Bales
04:42:05 Sen. Esp
04:43:04 Sen. Zinke
04:43:55 Chairman Bales
04:44:24 Sen. Williams
04:45:13 Mr. Standaert
04:45:49 Sen. Williams
04:48:03 Sen. Brenden
04:48:41 Chairman Bales
04:48:45 Sen. Brendan
04:50:50 Sen. Ripley
04:52:09 Sen. Peterson
04:54:06 Without objection, Sen. Brueggeman suggested amending the amendment to include contingency language in HB 645 for a 3 percent increase in the basic and per-ANB entitlements then there is a like appropriation in HB 645.
04:55:05 Ms. Purdy
04:56:08 Chairman Bales
04:56:14 Sen. Brueggeman
04:56:23 Chairman Bales
04:56:30 Sen. Laible
04:57:05 Sen. Cooney
04:57:35 Sen. Peterson
04:59:18 Sen. Cooney
04:59:49 Sen. Schmidt
05:00:06 Chairman Bales
05:00:18 Sen. Schmidt
05:00:44 Sen. Peterson

05:01:18 Sen. Schmidt
05:02:42 Chairman Bales
05:02:46 Sen. Schmidt
05:02:53 Sen. Hawks
05:03:46 Sen. Tropila
05:04:09 Chairman Bales

Sen. Gallus not present

05:08:42 **Vote:** 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.

05:08:50 **Motion/Vote:** Sen. Lewis moved to close Section E. 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.

Section B - Health and Human Services:

05:10:11 **Motion:** Sen. Lewis moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a27)

Discussion:

05:10:12 Chairman Bales
05:11:39 Sen. Lewis
05:16:49 Sen. Williams
05:21:30 Sen. Brenden
05:23:13 Lois Steinbeck, LFD
05:23:31 Sen. Laible
05:27:01 Sen. Zinke
05:30:23 Sen. Wanzenried
05:31:05 Sen. Lewis
05:31:19 Ms. Steinbeck, LFD
05:31:44 Sen. Lewis
05:32:10 Sen. Wanzenried
05:32:29 Sen. Lewis
05:32:53 Sen. Wanzenried
05:33:08 Sen. Lewis
05:33:19 Ms. Steinbeck
05:33:42 Sen. Wanzenried
05:36:10 Chairman Bales
05:36:15 Sen. Hansen
05:37:44 Chairman Bales
05:37:53 Sen. Gallus
05:38:53 Sen. Esp

05:43:12 Sen. Cooney
05:45:02 Sen. Hawks
05:47:20 Sen. Schmidt
05:49:35 Chairman Bales
05:50:45 Sen. Lewis

Sen. Gallus now present

05:53:19 **Vote:** 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.

05:54:13 **Motion:** Sen. Wanzenried moved that **HB 2 BE AMENDED. EXHIBIT (fcs74a28)**

Discussion:

05:54:14 Chairman Bales
05:54:15 Sen. Wanzenried
05:56:13 Chairman Bales
05:56:34 Sen. Esp
05:56:43 Sen. Wanzenried

05:56:54 **Vote:** Motion carried unanimously by voice vote.

05:57:05 **Motion:** Sen. Wanzenried moved that **HB 2 BE AMENDED. EXHIBIT (fcs74a29)**

Discussion:

05:57:07 Sen. Wanzenried
05:58:44 Chairman Bales

05:58:47 **Vote:** Motion carried 14-5 by voice vote with Sen. Bales, Sen. Barrett, Sen. Esp, Sen. Laible, and Sen. Ripley voting no.

05:59:24 **Motion:** Sen. Schmidt moved that **HB 2 BE AMENDED. EXHIBIT (fcs74a30)**

Discussion:

05:59:54 Ms. Purdy

06:00:27 **Vote:** Motion carried unanimously by voice vote.

06:00:50 **Motion:** Sen. Bales moved that **HB 2 BE AMENDED. EXHIBIT (fcs74a31)**

Discussion:

06:00:56 Ms. Purdy

06:01:15 **Vote:** Motion carried unanimously by voice vote.

06:01:55 **Motion:** Sen. Lewis moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a32)

Discussion:

06:42:57 Sen. Lewis

06:03:29 Sen. Gallus

06:04:06 Sen. Lewis

06:04:26 Sen. Gallus

06:04:49 Sen. Lewis

06:06:00 Sen. Brueggeman

06:06:59 Sen. Lewis

06:07:15 Sen. Brueggeman

06:07:30 Sen. Lewis

06:07:39 **Substitute Motion:** Sen. Brueggeman moved a substitute motion **TO INCLUDE CONCEPTUAL LANGUAGE FOR CONTINGENCY LANGUAGE IN HB 645 IF NOT FUNDED TO PUT BACK SAME AMOUNT IN HB 2.**

06:08:41 Chairman Bales

06:08:50 Sen. Brueggeman

06:09:27 Chairman Bales

06:09:36 **Vote:** Motion carried unanimously by voice vote.

06:10:09 **Motion:** Sen. Brueggeman moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a33)

06:11:02 Sen. Brueggeman

06:13:39 Sen. Lewis

06:14:11 Sen. Brueggeman

06:14:27 Chairman Bales

06:14:31 Sen. Hawks

06:15:24 Sen. Barkus

06:15:58 Sen. Brueggeman

06:15:58 **Vote:** Motion carried 12-7 by roll call vote with Sen. Bales, Sen. Barkus, Sen. Brenden, Sen. Esp, Sen. Laible, Sen. Lewis, and Sen. Ripley voting no.

06:19:22 Sen. Brenden
06:20:10 Chairman Bales
06:20:25 Sen. Brenden
06:21:12 Sen. Lewis
06:21:51 Sen. Brenden
06:21:54 Chairman Bales

06:22:09 **Motion:** Sen. Schmidt moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a34)

Discussion:

06:23:51 Sen. Esp
06:24:06 Sen. Schmidt
06:24:38 Sen. Esp
06:24:56 Sen. Schmidt
06:25:24 Marilyn Daumiller, LFD
06:25:57 Sen. Zinke
06:26:20 Sen. Schmidt
06:26:33 Sen. Laible
06:27:04 Ms. Daumiller
06:27:36 Sen. Laible
06:27:52 Sen. Ripley
06:28:12 Sen. Esp
06:28:56 Sen. Ripley
06:29:15 Sen. Wanzenried
06:29:58 Sen. Barrett
06:30:25 Sen. Peterson
06:30:33 Hank Hudson, Department of Public Health and Human
Services (DPHHS), without objection
06:32:12 Chairman Bales
06:32:17 Sen. Gallus
06:32:51 Chairman Bales
06:32:58 Ms. Purdy
06:33:59 Sen. Gallus
06:34:14 Ms. Daumiller
06:35:01 Chairman Bales
06:35:08 Sen. Esp
06:35:37 Sen. Wanzenried
06:36:18 Sen. Barrett
06:36:55 Sen. Wanzenried
06:37:29 Sen. Laible
06:38:04 Sen. Wanzenried
06:38:50 Sen. Laible

06:38:54 **Substitute Motion:** Sen. Esp moved **A SUBSTITUTE CONCEPTUAL AMENDMENT FOR AN INCREASE FOR RENT FOR THE HUMAN AND COMMUNITY SERVICES DIVISION, CHILD SUPPORT ENFORCEMENT, TECHNOLOGY SERVICES DIVISION, AND DISABILITY SERVICES DIVISION IN FY 2010 AND 0 INCREASE IN 2011.**

Discussion:

06:39:57 Sen. Esp
06:40:08 Sen. Williams
06:41:09 Sen. Wanzenried
06:41:49 Sen. Cooney
06:42:26 Sen. Hawks
06:42:42 Sen. Laible
06:43:39 Sen. Brenden
06:44:30 Sen. Esp withdrew his motion.
06:44:41 Sen. Schmidt withdrew her motion.
06:44:59 Chairman Bales
06:45:42 Sen. Williams
06:46:31 Sen. Peterson
06:46:43 Sen. Lewis
06:48:00 Chairman Bales

06:48:06 **Motion:** Sen. Zinke moved that **HB 2 BE AMENDED.**
EXHIBIT (fcs74a35)

Discussion:

06:49:43 Sen. Schmidt
06:49:47 Ms. Daumiller
06:51:01 Sen. Schmidt
06:51:09 Ms. Daumiller
06:51:15 Sen. Esp
06:52:41 Sen. Barrett
06:52:45 Sen. Zinke
06:53:15 Sen. Esp
06:53:51 Sen. Barrett
06:54:18 Ms. Daumiller
06:55:48 Sen. Barrett
06:55:57 Ms. Daumiller
06:56:05 Sen. Schmidt
06:56:28 Ms. Daumiller
06:57:00 Sen. Schmidt
06:57:27 Sen. Williams
06:58:26 Sen. Wanzenried

06:59:16 **Substitute Motion:** Sen. Zinke substitute motion **TO USE FEDERAL TANF BLOCK GRANT FUNDS TO INCREASE FUNDING FOR FOOD BANKS BY \$750,000 IN EACH YEAR OF THE 2011 BIENNIUM.**

Discussion:

07:01:08 Sen. Gallus

07:01:09 Sen. Esp

07:02:09 **Vote:** Motion carried 10-9 by roll call vote with Sen. Bales, Sen. Barkus, Sen. Barrett, Sen. Brenden, Sen. Esp, Sen. Laible, Sen. Lewis, Sen. Peterson, and Sen. Ripley voting no.

07:02:44 Chairman Bales

07:03:17 **Motion:** Sen. Schmidt moved that **HB 2 BE AMENDED. EXHIBIT (fcs74a36)**

Discussion:

07:05:29 Chairman Bales

07:05:49 Sen. Schmidt

07:06:11 Chairman Bales

07:06:15 Sen. Schmidt

07:06:23 Chairman Bales

07:06:43 Sen. Tropila

07:07:17 Sen. Lewis

07:07:46 Sen. Wanzenried

07:07:56 Sen. Lewis

07:08:07 Sen. Wanzenried

07:08:38 Chairman Bales

07:08:53 Ms. Steinbeck

07:09:09 Sen. Wanzenried

07:09:28 Sen. Schmidt

07:09:36 **Vote:** Motion failed 7-12 by roll call vote with Sen. Cooney, Sen. Hansen, Sen. Hawks, Sen. Schmidt, Sen. Tropila, Sen. Wanzenried, and Sen. Williams voting aye.

07:11:47 Sen. Schmidt

07:11:54 Sen. Gallus

07:12:04 Sen. Schmidt

06:12:16 Chairman Bales

Sen. Cooney not present

07:12:19 **Motion/Vote:** Sen. Lewis moved to **CLOSE SECTION B OF HB 2**. Motion carried by voice vote with Sen. Cooney, Sen. Hansen, Sen. Hawks, Sen. Tropila and Sen. Wanzenried voting no. Sen. Cooney voted no by proxy.

Sen. Cooney now present

07:12:50 **Motion:** Sen. Lewis moved that **HB 2 BE CONCURRED IN AS AMENDED**.

07:12:55 Chairman Bales

07:12:59 **Motion:** Sen. Brueggeman moved to open Section E for the purpose of including contingency language in HB 645 for the funding switch in HB 15.

Discussion:

07:13:35 Chairman Bales
07:14:12 Sen. Wanzenried
07:14:21 Chairman Bales
07:14:25 Sen. Barkus
07:14:35 Sen. Ripley
07:14:54 Sen. Zinke
07:15:08 Sen. Hansen
07:15:20 Chairman Bales

07:15:35 **Vote:** Motion carried unanimously by voice vote.

07:15:41 **Motion:** Sen. Brueggeman moved to include contingency language in Section E that if there is funding in HB 645 to fund HB 15 that a like amount be taken out of HB 2.

Discussion:

07:16:51 Sen. Hawks
07:16:55 Chairman Bales
07:17:10 Ms. Purdy
07:17:28 Chairman Bales
07:17:34 Sen. Wanzenried
07:18:04 Chairman Bales
07:18:16 Sen. Brueggeman

07:18:46 **Vote:** Motion failed 9-10 by roll call vote with Sen. Bales, Sen. Barkus, Sen. Barrett, Sen. Brenden, Sen. Brueggeman, Sen. Lewis, Sen. Peterson, Sen. Ripley, and Sen. Zinke voting aye.

07:18:59 **Motion/Vote:** Sen. Lewis moved to **CLOSE SECTION E.**
Motion carried 12-7 by roll call vote with Sen. Cooney,
Sen. Hansen, Sen. Hawks, Sen. Schmidt, Sen. Tropila,
Sen. Wanzenried, and Sen. Williams voting no.

07:21:11 **Motion/Vote:** Sen. Lewis moved that **HB 2 BE CONCURRED
IN AS AMENDED.** Motion carried 10-9 by roll call vote
with Sen. Bales, Sen. Cooney, Sen. Gallus, Sen. Hansen,
Sen. Hawks, Sen. Schmidt, Sen. Tropila, Sen.
Wanzenried, and Sen. Williams voting no.

*Note: After the meeting was adjourned, Sen. Bales and
Sen. Williams changed their vote to aye on the motion
of Sen. Lewis that HB 2 be concurred in as amended.*

ADJOURNMENT

Adjournment: 7:59 A.M.

Prudence Gildroy, Secretary

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Additional Documents:

EXHIBIT ([fcs74aad.pdf](#))