

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND TRANSPORTATION

Call to Order: Chair Duane Ankney, on February 4, 2011 at 8:30 AM, in Room 317-A
Capitol

ROLL CALL

Members Present:

Rep. Duane Ankney, Chair (R)
Sen. Rick Ripley, Vice Chair (R)
Sen. John Brenden (R)
Rep. Mike Cuffe (R)
Rep. Galen Hollenbaugh (D)
Sen. Jim Keane (D)

Members Excused: None

Members Absent: None

Staff Present: Rinay Bender, Committee Secretary
Greg DeWitt, Legislative Fiscal Division (LFD)
James Chamberlain, Office of Budget and Program Planning (OBPP)

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:

Executive Action on Department of Transportation
Decision Packages: 103, 104, 106, 107, 111, 112, 202, 205, 206, 207, 208, 209, 301, 304, 305, 315, 316, 317, 318, 319, 320, 321, 325, State Motor Pool Proprietary Rates, Equipment Program Proprietary Rates, 2201, 2203, 2205, 2206, 2207, 2208, 2209, 4002, 4003, 4005, 4006, 4007, 4001, 4004, 5003, 5004, 5006, 5007, 5008, 5009, Emergency Medical Services Grants, C 119 Language and Statutory Authority.

00:00:20 Chairman Ankney
[EXHIBIT\(jnh28a01\)](#)

EXECUTIVE ACTION

DP 103 and 104

00:20:55 **Motion/Vote:** Rep. Cuffe moved that **DP 103 AND 104 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 106

00:21:28 **Motion/Vote:** Sen. Ripley moved that **DP 106 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 107

00:21:45 **Motion/Vote:** Sen. Ripley moved that **DP 107 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 111

00:22:04 **Motion/Vote:** Sen. Ripley moved that **DP 111 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 112

00:22:24 **Motion/Vote:** Sen. Ripley moved that **DP 112 BE ADOPTED**. Motion carried unanimously by voice vote.

00:22:48 Sen. Ripley
00:23:01 Greg DeWitt, Legislative Fiscal Division (LFD)

DP 202

00:23:22 **Motion/Vote:** Sen. Ripley moved that **DP 202 BE ADOPTED AS AMENDED WITH A FUNDING INCREASE FOR FISCAL YEAR 2012 OF \$12,000 AND FOR FISCAL YEAR 2013 OF \$32,000**. Motion carried unanimously by voice vote.

DP 208

00:24:01 **Motion/Vote:** Sen. Ripley moved that **DP 208 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 207

00:24:19 **Motion/Vote:** Sen. Ripley moved that **DP 207 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 209

00:24:33 **Motion/Vote:** Sen. Ripley moved that **DP 209 BE ADOPTED**. Motion carried unanimously by voice vote.

00:24:58 Mr. DeWitt, LFD
00:25:15 Rep. Cuffe

DP 301

00:25:27 **Motion/Vote:** Sen. Ripley moved that **DP 301 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 304

00:25:48 **Motion/Vote:** Sen. Ripley moved that **DP 304 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 305

00:26:09 **Motion/Vote:** Sen. Ripley moved that **DP 305 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 315, 316 317

00:26:27 **Motion/Vote:** Sen. Ripley moved that **DP 315, 316 and 317 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 318

00:26:58 **Motion/Vote:** Sen. Ripley moved that **DP 318 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 319

00:27:13 **Motion/Vote:** Sen. Ripley moved that **DP 319 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 320

00:27:30 **Motion/Vote:** Sen. Ripley moved that **DP 320 BE ADOPTED**. Motion carried unanimously by voice vote.

00:28:50 **Motion:** Sen. Ripley moved that **DP 321 BE ADOPTED.**

00:28:21 Mr. DeWitt, LFD

00:28:47 Sen. Ripley

DP 321

00:28:50 **Motion:** Sen. Ripley moved that **DP 321 BE ADOPTED.**

Questions from Committee Members and Responses:

00:29:02 Greg DeWitt, LFD

00:29:06 Mr. Lynch, MDT

00:29:10 Rep. Cuffe

00:29:17 Mr. Lynch, MDT

00:29:28 Sen. Ripley

00:29:42 Rep. Cuffe

00:30:42 Mr. Lynch, MDT

00:30:49 Sen. Brenden

00:31:01 **Vote:** Motion carried unanimously by voice vote.

00:31:25 Mr. DeWitt, LFD

C 138 State Motor Pool Fund

00:32:11 **Motion/Vote:** Sen. Ripley moved that **C 138 STATE MOTOR POOL FUND BE ADOPTED.** Motion carried unanimously by voice vote.

C 141 EQUIPMENT PROGRAM

00:32:52 **Motion/Vote:** Sen. Ripley moved that **C 141 EQUIPMENT PROGRAM BE ADOPTED.** Motion carried unanimously by voice vote.

DP 2201

00:33:37 **Motion/Vote:** Rep. Ankney moved that **DP 2201 BE ADOPTED.** Motion carried 5-1 by voice vote with Sen. Ripley voting no.

00:34:07 **Motion:** Sen. Keane moved that **DP 2203 BE ADOPTED AS AMENDED TO INCLUDE MICROPHONE AND RECORDING EQUIPMENT FOR COMPLIANCE OFFICERS.**

Discussion:

00:34:37 Sen. Ripley

00:34:50 Mr. Lynch, MDT

00:35:00 Chairman Ankney

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00:35:41 **Vote:** Motion carried unanimously by voice vote.

DP 2208

00:35:58 **Motion/Vote:** Rep. Ankney moved that **DP 2208 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 2205

00:36:30 **Motion/Vote:** Sen. Keane moved that **DP 2205 BE ADOPTED**. Motion carried 5-1 by voice vote with Sen. Brenden voting no.

DP 2209

00:36:52 **Motion/Vote:** Rep. Ankney moved that **DP 2209 BE ADOPTED**. Motion carried 4-2 by voice vote with Sen. Brenden and Sen. Ripley voting no.

DP 4002

00:37:30 **Motion/Vote:** Rep. Ankney moved that **DP 4002 BE ADOPTED**. Motion carried unanimously by voice vote.

00:37:46 Sen. Ripley
00:37:55 Mr. Chamberlain, OBPP
00:38:30 Mr. DeWitt, LFD
00:39:12 Sen. Ripley
00:39:18 Mr. DeWitt, LFD
00:40:17 Sen. Ripley
00:40:28 Sen. Keane
00:40:49 Mr. DeWitt, LFD
00:41:52 Rep. Hollenbaugh
00:42:00 Mr. Lynch, MDT
00:42:39 Sen. Ripley
00:42:52 Mr. Lynch, LFD
00:43:34 Sen. Ripley withdrew his motion.

DP 4003

00:43:40 **Motion/Vote:** Sen. Keane moved that **DP 4003 BE ADOPTED AS AMENDED TO INCLUDE THE BASE**. Motion carried unanimously by voice vote.

00:44:00 Chairman Ankney
00:45:46 Mr. Lynch, MDT

DP 4005

00:46:24 **Motion/Vote:** Sen. Ripley moved that **DP 4005 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 4006

00:46:40 **Motion/Vote:** Sen. Ripley moved that **DP 4006 BE ADOPTED AS AMENDED ONE TIME ONLY**. Motion carried unanimously by voice vote.

DP 4007

00:46:54 **Motion/Vote:** Sen. Ripley moved that **DP 4007 BE ADOPTED AS AMENDED TO INCLUDE THE BASE**. Motion carried unanimously by voice vote.

DP 4001

00:47:17 **Motion/Vote:** Sen. Ripley moved that **DP 4001 BE ADOPTED**. Motion carried unanimously by voice vote.

00:47:31 **Motion:** Sen. Ripley moved that **DP 4004 BE ADOPTED**.

Discussion:

00:48:20 Mr. Lynch
00:49:25 Sen. Ripley
00:49:45 Mr. Lynch, MDT
00:50:46 Sen. Ripley
00:51:04 Rep. Hollenbaugh
00:52:00 Mr. Lynch, MDT
00:52:23 Rep. Hollenbaugh
00:52:36 Sen. Brenden
00:53:20 Rep. Cuffe
00:53:42 Chairman Ankney
00:53:46 Sen. Keane
00:54:19 Chairman Ankney
00:54:26 Sen. Ripley

00:54:39 **Vote:** Motion carried 5-1 by voice vote with Sen. Brenden voting no.

DP 5006

00:54:50 **Motion/Vote:** Sen. Brenden moved that **DP 5006 BE ADOPTED AS AMENDED TO REDUCE FUNDS BY \$180,000**. Motion carried unanimously by voice vote.

Emergency Medical Services Grants

00:55:25 **Motion/Vote:** Rep. Hollenbaugh moved that **\$1.0 MILLION IN EACH YEAR FOR EMERGENCY MEDICAL SERVICES GRANTS WITH A BIENNIAL DESIGNATION WITH FUNDING FROM THE NON-RESTRICTED ACCOUNT OF THE HIGHWAYS STATE SPECIAL REVENUE ACCOUNT BE ADOPTED**. Motion carried unanimously by voice vote.

Highways State Special Revenue Funding Shift from Non-Restricted to Restricted

00:55:56 **Motion/Vote:** Rep. Hollenbaugh moved **TO SHIFT \$5.0 MILLION IN EACH YEAR FROM THE NON-RESTRICTED ACCOUNT OF THE HIGHWAYS STATE SPECIAL REVENUE ACCOUNT TO THE RESTRICTED ACCOUNT OF THE HIGHWAYS STATE SPECIAL REVENUE ACCOUNT BE ADOPTED.** Motion carried unanimously by voice vote.

DP 5007

00:57:02 **Motion/Vote:** Rep. Ankney moved that **DP 5007 BE ADOPTED.** Motion carried unanimously by voice vote.

DP 5008

00:58:04 **Motion/Vote:** Rep. Ankney moved that **DP 5008 BE ADOPTED.** Motion carried unanimously by voice vote.

00:58:21 Sen. Keane
00:58:48 Mr. Lynch, MDT
01:01:04 Sen. Keane
01:01:40 Mr. Lynch, MDT
01:02:19 Sen. Keane

C 119 Statutory Language and Authority (Line 1, 2, 3)

01:02:27 **Motion/Vote:** Rep. Ankney moved that **C 119, Line 1, 2, 3, STATUTORY LANGUAGE AND AUTHORITY BE ADOPTED.** Motion carried unanimously by voice vote.

01:03:10 Chairman Ankney
01:03:20 Greg DeWitt, LFD

C 119 Statutory Language and Authority (Line 4)

01:04:16 **Motion/Vote:** Rep. Ankney moved that **C 119 STATUTORY LANGUAGE AND AUTHORITY (LINE 4) BE ADOPTED.** Motion carried 4-2 by voice vote with Sen. Brenden and Sen. Ripley voting no.

01:05:04 Chairman Ankney
01:05:16 Greg DeWitt, LFD
01:06:09 Mr. Lynch
01:06:14 Sen. Brenden left the meeting.
01:07:09 Chairman Ankney
01:07:28 Mr. Lynch, LFD
01:10:37 Chairman Ankney
01:10:56 Sen. Keane

[EXHIBIT\(jnh28a02\)](#)

[EXHIBIT\(jnh28a03\)](#)

ADJOURNMENT

01:11:08 Chairman Ankney adjourned the meeting.

Rinay Bender, Secretary

rb

Additional Documents:

EXHIBIT([inh28aad.pdf](#))