

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: Chair Dave Lewis, on March 17, 2011 at 9:00 A.M., in Room 317 Capitol

ROLL CALL

Members Present:

Sen. Dave Lewis, Chair (R)
Sen. Rick Ripley, Vice Chair (R)
Sen. Debby Barrett (R)
Sen. John Brenden (R)
Sen. Taylor Brown (R)
Sen. Edward Buttrey (R)
Sen. Mary Caferro (D)
Sen. Bradley Hamlett (D)
Sen. Bob Hawks (D)
Sen. Llew Jones (R)
Sen. Jim Keane (D)
Sen. Alan Olson (R)
Sen. Jon Sonju (R)
Sen. Edward Walker (R)
Sen. David E. Wanzenried (D)
Sen. Carol Williams (D)
Sen. Ryan Zinke (R)

Members Excused:

Sen. Steven Gallus (D)
Sen. Jason Priest (R)

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:

Executive Action: HB 90; HB 262; SB 129; SB 282

00:00:49 Chairman Lewis

EXECUTIVE ACTION ON HB 90

00:01:04 **Motion/Vote:** Sen. Ripley moved that **HB 90 BE CONCURRED IN**. Motion carried 18-0 by voice vote. Sen. Buttrey will carry the bill.

EXECUTIVE ACTION ON HB 262

00:01:38 **Motion:** Sen. C. Williams moved that **HB 262 BE CONCURRED IN**.

Discussion:

00:01:50 Sen. Zinke
 00:02:40 Sen. Ripley
 00:02:47 Taryn Purdy, Legislative Fiscal Division (LFD)
 00:03:06 Sen. Lewis
 00:03:10 Sen. Zinke
 00:03:54 Sen. Buttrey
 00:04:15 Chairman Lewis
 00:04:21 Sen. Keane
 00:04:31 Ms. Purdy, LFD
 00:04:52 Sen. Buttrey
 00:05:09 Chairman Lewis
 00:05:15 Sen. Zinke
 00:05:27 Chairman Lewis
 00:05:43 Sen. Williams
 00:06:52 Sen. Brown
 00:07:44 Sen. Williams
 00:08:05 Sen. Brown

00:08:28 Sen. Williams **WITHDREW MOTION THAT HB 262 BE CONCURRED IN**.

00:08:37 Sen. Jones
 00:09:07 Sen. Olson
 00:09:28 Chairman Lewis
 00:09:39 Ms. Purdy
 00:10:14 Sen. Buttrey

00:10:43 **Motion:** Sen. Buttrey moved that **HB 262 BE CONCURRED IN**.

00:10:54 **Motion/Vote:** Sen. Buttrey moved **TO AMEND HB 262 WITH A CONCEPTUAL AMENDMENT** to make the entire act void upon passage of HB 2 funding. Motion carried unanimously by voice vote of those present and voting.

00:11:29 **Motion/Vote:** Sen. Buttrey moved that **HB 262 BE CONCURRED IN AS AMENDED**. Motion carried 18-0 by voice vote. Sen. Williams will carry the bill. *(Note: HB 262 was held in committee pending legal review.)*

EXECUTIVE ACTION ON SB 129

00:11:59 **Motion:** Sen. Lewis moved that **SB 129 DO PASS** for purposes of amendment.

Discussion:

00:13:33 Sen. Lewis

00:14:08 **Motion:** Sen. Lewis moved that **SB 129 BE AMENDED.**
EXHIBIT(fcs60a01)

Discussion:

00:14:22 Sen. Hawks

00:14:32 Chairman Lewis

00:15:15 Sen. Hawks

00:15:35 Chairman Lewis

00:16:47 Sen. Williams

00:17:16 Chairman Lewis

00:17:29 Sen. Williams

00:17:36 Chairman Lewis

00:18:06 Paula Stahl, State Human Resources Division, Department of Administration
(DOA)

00:18:57 Sen. Keane

00:19:12 Chairman Lewis

00:19:31 Ms. Stahl, DOA

00:19:54 Sen. Keane

00:20:05 Chairman Lewis

00:20:19 Sen. Caferro

00:20:35 Chairman Lewis

00:21:11 Sen. Caferro

00:21:16 Chairman Lewis

00:21:52 **Vote:** Motion carried 12-7 by roll call vote with Sen. Caferro, Sen. Gallus, Sen. Hamlett, Sen. Hawks, Sen. Keane, Sen. Wanzenried and Sen. Williams voting no. Sen. Gallus, Sen. Jones and Sen. Wanzenried voted by proxy.

00:23:06 **Motion/Vote:** Sen. Lewis moved that **SB 129 BE AMENDED.** Motion carried by voice vote of those present and voting.

EXHIBIT(fcs60a02)

00:23:20 **Motion:** Without objection of the committee, Chairman Lewis moved that **SB 129 DO PASS AS AMENDED** and to delay the vote in anticipation of a new fiscal note.

EXECUTIVE ACTION ON SB 282

00:23:42 **Motion:** Sen. Lewis moved that **SB 282 DO PASS AS AMENDED.**

00:24:37 **Motion:** Sen. Lewis moved that **SB 282 BE AMENDED**
[EXHIBIT\(fcs60a03\)](#)

Discussion:

00:25:07 Sen. Keane
 00:25:13 Chairman Lewis
 00:26:02 Sen. Olson
 00:26:17 Chairman Lewis
 00:26:25 Sen. Olson
 00:26:47 Chairman Lewis
 00:27:14 Sen. Olson

00:27:18 Sen. Lewis **WITHDREW MOTION THAT SB 282 BE AMENDED.**

00:28:41 Chairman Lewis
 00:28:49 Sen. Brown
 00:28:58 Chairman Lewis
 00:29:14 Sen. Brown
 00:29:23 Chairman Lewis
 00:29:31 Sen. Brown
 00:29:41 Chairman Lewis

00:30:29 **Motion:** Sen. Lewis moved that **SB 282 BE AMENDED.**
[EXHIBIT\(fcs60a04\)](#)

Discussion:

00:30:38 Sen. Brenden
 00:30:46 Chairman Lewis
 00:31:39 Sen. Olson
 00:32:00 Chairman Lewis
 00:32:18 Sen. Olson
 00:32:25 Chairman Lewis
 00:32:56 Sen. Zinke
 00:33:32 Chairman Lewis
 00:33:56 Sen. Olson
 00:34:32 Chairman Lewis
 00:36:57 Sen. Olson
 00:37:49 Chairman Lewis

00:38:22 **Motion:** Sen. Olson moved a substitute motion that **SB 282 BE AMENDED**
 conceptually to make each enrollment number 50.

00:38:32 Chairman Lewis
 00:38:38 Sen. Olson
 00:38:49 Chairman Lewis
 00:38:52 Sen. Hawks
 00:39:27 Chairman Lewis
 00:40:02 Sen. Hawks

00:40:24 Chairman Lewis
 00:40:46 Sen. Brown
 00:41:57 Chairman Lewis

 00:42:49 Chairman Lewis **WITHDREW MOTION THAT SB 282 BE AMENDED.**

EXECUTIVE ACTION ON SB 328

00:43:04 **Motion:** Sen. Lewis moved that **SB 328 DO PASS** for purposes of amendment.

00:43:35 **Motion:** Sen. Lewis moved that **SB 328 BE AMENDED.**
EXHIBIT(fcs60a05)

Discussion:

00:44:43 Sen. Wanzenried
 00:44:57 Sen. Lewis
 00:45:33 Sen. Wanzenried
 00:45:44 Sen. Lewis

00:45:57 **Vote:** Motion carried 13-6 by roll call vote with Sen. Gallus, Sen. Hamlett, Sen. Hawks, Sen. Keane, Sen. Wanzenried and Sen. Williams voting no. Sen. Jones voted by proxy. A revised fiscal note will be requested.

EXECUTIVE ACTION ON SB 343

00:47:27 **Motion:** Sen. Lewis moved that **SB 343 DO PASS.**

Discussion:

00:47:45 Sen. Wanzenried
 00:48:10 Sen. Zinke
 00:49:02 Sen. Brenden
 00:49:08 Sen. Ripley
 00:50:14 Sen. Zinke
 00:51:10 Sen. Ripley
 00:51:37 Chairman Lewis
 00:51:52 Sen. Jackson
 00:55:17 Sen. Brown
 00:56:33 Sen. Wanzenried
 00:56:49 Sen. Ripley
 00:58:10 Sen. Wanzenried
 00:58:24 Sen. Ripley
 00:58:28 Sen. Wanzenried
 00:58:45 Sen. Ripley
 00:59:03 Sen. Brenden
 01:00:46 Sen. Keane
 01:02:38 Sen. Hamlett

01:03:05 Sen. Zinke
01:04:21 Chairman Lewis

01:04:24 **Vote:** Motion carried 18-1 by roll call vote with Sen. Williams voting no.
Sen. Jones and Sen. Olson voted by proxy.

Committee Discussion on HB 2 process:

01:06:41 Chairman Wanzenried
01:07:05 Sen. Lewis
01:07:35 Sen. Wanzenried
01:07:58 Chairman Lewis
01:08:17 Taryn Purdy, Legislative Fiscal Division (LFD)
01:09:30 Sen. Wanzenried
01:09:45 Chairman Lewis
01:10:55 Sen. Wanzenried
01:11:38 Chairman Lewis
01:12:06 Sen. Wanzenried
01:12:34 Chairman Lewis
01:13:16 Sen. Wanzenried
01:13:39 Chairman Lewis
01:14:40 Sen. Priest
01:15:57 Sen. Williams
01:17:26 Sen. Keane
01:19:09 Sen. Hawks
01:21:04 Chairman Lewis
01:21:23 Sen. Brenden
01:22:28 Sen. Hamlett
01:23:10 Chairman Lewis
01:23:13 Sen. Keane

ADJOURNMENT

Adjournment: 10:30 a.m.

Prudence Gildroy, Secretary

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Additional Documents:

EXHIBIT([fcs60aad.pdf](#))