

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: Chair Dave Lewis, on April 4, 2011 at 9:00 A.M., in Room 317 Capitol

ROLL CALL

Members Present:

Sen. Dave Lewis, Chairman (R)
Sen. Rick Ripley, Vice Chairman (R)
Sen. Debby Barrett (R)
Sen. John Brenden (R)
Sen. Edward Buttrey (R)
Sen. Mary Caferro (D)
Sen. Bradley Hamlett (D)
Sen. Bob Hawks (D)
Sen. Jim Keane (D)
Sen. Jon Sonju (R)
Sen. Edward Walker (R)
Sen. David E. Wanzonried (D)
Sen. Carol Williams (D)
Sen. Ryan Zinke (R)

Members Excused:

Sen. Taylor Brown (R)
Sen. Steven Gallus (D)
Sen. Llew Jones (R)
Sen. Alan Olson (R)
Sen. Jason Priest (R)

Members Absent: None

Staff Present: Jaret Coles, Legislative Branch
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 163, 3/31/2011; HB 7, 3/31/2011; HB 51, 3/31/2011; HB 9, 3/31/2011; HB 10, 3/31/2011; HB 351, 3/31/2011 HB 8, 3/31/2011; HB 15, 3/31/2011;

Executive Action: HB 3; HB 4; HB 15; HB 230; HB 262; HB 7; HB 6; HB 5; HB 8; HB 9; HB 351; HB 51; HB 163; HB 619; HB 613; HB 375

HEARING ON HB 163

Opening Statement by Sponsor:

00:00:56 Rep. Roy Hollandsworth (R), HD 28, opened the hearing on HB 163, Deposit PPL v. Montana damages in guarantee account and permanent fund.

Proponents' Testimony:

None

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

None

Closing by Sponsor:

Rep. Hollandsworth

HEARING ON HB 7

Opening Statement by Sponsor:

00:02:25 Rep. Tony Belcourt (D), HD 32, opened the hearing on HB 7, Reclamation and development grants.

Proponents' Testimony:

00:03:41 Alice Stanley, Department of Natural Resources and Conservation (DNRC)

Opponents' Testimony:

None

Informational Testimony:

00:04:12 Sen. Zinke
00:04:51 Ray Beck, DNRC
00:05:31 Sen. Zinke
00:05:46 Sen. Ripley
00:05:52 Mr. Beck, DNRC

00:06:30 Sen. Ripley

00:06:37 Mr. Beck

Questions from Committee Members and Responses:

None

Closing by Sponsor:

00:06:57 Rep. Belcourt

HEARING ON HB 51

Opening Statement by Sponsor:

00:08:16 Rep. Dick Barrett (D), HD 93, opened the hearing on HB 51, Revise laws related to state building energy conservation programs.

Proponents' Testimony:

00:12:57 LouiseDe Moore, Department of Environmental Quality (DEQ)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:13:56 Sen. Priest

00:15:14 Ms. Moore

00:16:37 Sen. Priest

00:17:21 Ms. Moore

Closing by Sponsor:

00:18:38 Rep. Barrett

HEARING ON HB 9

Opening Statement by Sponsor:

00:19:06 Rep. Galen Hollenbaugh (D), HD 81, opened the hearing on HB 9, Cultural and aesthetic grants.

Proponents' Testimony:

00:20:35 Denise King, Montana Historical Society

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:22:08 Sen. Keane
00:22:23 Rep. Hollenbaugh
00:23:09 Sen. Keane
00:23:21 Rep. Hollenbaugh

Closing by Sponsor:

00:23:54 Rep. Hollenbaugh

HEARING ON HB 10

Opening Statement by Sponsor:

00:24:05 Rep. Galen Hollenbaugh (D), HD 81, opened the hearing on HB 10, Long-range information technology appropriations.

Proponents' Testimony:

None

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:25:07 Sen. Sonju
00:25:54 Ron Baldwin, Department of Public Health and Human Services (DPHHS)
00:27:26 Sen. Sonju
00:27:54 Mr. Baldwin, DPHHS
00:28:41 Chairman Lewis

00:28:43 Mr. Baldwin, DPHHS
00:28:53 Chairman Lewis
00:28:59 Mr. Baldwin
00:29:26 Sen. Sonju
00:29:35 Mr. Baldwin
00:30:43 Sen. Sonju
00:31:00 Mr. Baldwin
00:31:31 Sen. Sonju
00:31:40 Chairman Lewis
00:31:53 Mr. Baldwin
00:32:02 Sen. Caferro
00:32:28 Mr. Baldwin
00:34:05 Sen. Caferro
00:34:14 Mr. Baldwin
00:34:21 Cathy Duncan, Legislative Fiscal Division (LFD)
00:35:44 Chairman Lewis
00:35:55 Sen. Keane
00:36:39 Ms. Duncan, LFD

Closing by Sponsor:

00:37:15 Rep. Hollenbaugh

HEARING ON HB 351

Opening Statement by Sponsor:

00:38:27 Rep. Rob Cook (R), HD 27, opened the hearing on HB 351, Treasure state endowment appropriations and transfers to the general fund.

Proponents' Testimony:

00:39:57 Steve Wade, Montana Contractors Association and representing North Central Montana Regional Water Authority, Dry Prairie Rural Water Authority, Dry Prairie/Fort Peck Regional Water System and Montana Rural Water Systems
00:42:02 Harold Blattie, Montana Association of Counties (MACo)
00:43:38 Jim Carpita, Beaverhead County Engineer
00:46:01 Gary Amestoy, Dry Run Regional Water Project
00:46:46 Gordon Morris, Lewis and Clark County and representing Montana Association of County Road Supervisors
00:47:58 Alec Hansen, Montana League of Cities and Towns
00:51:48 Jay Skoog, American Council of Engineering Companies of Montana
00:52:59 Carl Schweitzer, Montana Subcontractors Association

Opponents' Testimony:

Informational Testimony:

00:53:45 Kelly Casillas, Department of Commerce (COM)

Questions from Committee Members and Responses:

00:54:12 Sen. Brenden
00:54:35 Mr. Wade
00:54:50 Sen. Hawks
00:55:41 Chairman Lewis
00:55:50 Rep. Cook

Closing by Sponsor:

00:55:56 Rep. Cook

HEARING ON HB 8

Opening Statement by Sponsor:

00:58:48 Rep. Jon Sesso (D), HD 76, opened the hearing on HB 8, Renewable resource bonds and loans.

Proponents' Testimony:

01:02:20 Anna Miller, Department of Natural Resources and Conservation (DNRC)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

01:03:54 Sen. Keane
01:04:37 Ms. Miller, DNRC
01:05:01 Sen. Keane
01:05:26 Ms. Miller
01:05:43 Chairman Lewis
01:05:56 Ms. Miller

Closing by Sponsor:

01:06:07 Rep. Sesso

HEARING ON HB 15

Opening Statement by Sponsor:

01:07:08 Rep. Trudi Schmidt (D), HD 22, opened the hearing on HB 15, School facility grant program.

Proponents' Testimony:

01:08:46 Bob Vogel, Montana School Boards Association
01:09:24 Eric Burke, MEA-MFT
01:10:39 Kelly Casillas, Department of Commerce (COM)

Opponents' Testimony:

01:10:49 Bob Faw

Informational Testimony:

01:12:20 Joan Anderson, Office of Public Instruction (OPI)

Questions from Committee Members and Responses:

None

Closing by Sponsor:

01:12:44 Rep. Schmidt

Discussion:

01:13:30 Sen. Brenden
01:13:47 Taryn Purdy, Legislative Fiscal Division (LFD)
01:15:34 Jaret Coles, Legislative Services Division
01:15:40 Ms. Purdy, LFD
01:16:39 Chairman Lewis
01:16:53 Sen. Williams
01:17:14 Chairman Lewis
01:17:52 Sen. Williams
01:18:10 Chairman Lewis

01:19:02 Recess

01:46:20 Reconvene

01:46:29 Chairman Lewis

Opponents Testimony HB 163:

01:46:41 Director Mary Sexton, Department of Natural Resources and Conservation (DNRC)

Questions from the Committee:

01:49:17 Sen. Barrett
01:49:37 Ms. Sexton, DNRC

EXECUTIVE ACTION ON HB 3

Sen. Gallus, Sen. Jones, Sen. Olson and Sen. Sonju not present

01:50:23 **Motion:** Sen. Ripley moved that **HB 3 BE CONCURRED IN.**

Discussion:

01:50:35 Chairman Lewis
01:51:07 Sen. Barrett
01:51:22 Chairman Lewis
01:51:51 Sen. Williams
01:52:03 Sen. Zinke
01:52:33 Chairman Lewis

01:52:44 **Vote:** Motion carried 14-1 by voice vote with Sen. Brenden voting no. Sen. Zinke will carry the bill.

EXECUTIVE ACTION ON HB 4

01:53:20 **Motion:** Sen. Zinke moved that **HB 4 BE CONCURRED IN.**

01:53:39 **Motion:** Sen. Zinke moved that **HB 4 BE AMENDED.**
[EXHIBIT\(fcs75a01\)](#)

Discussion:

01:53:55 Chairman Lewis

01:54:07 **Vote:** Motion carried 15-0 by voice vote of those present and voting.

01:54:21 **Motion/Vote:** Sen. Zinke moved that **HB 4 BE AMENDED.** Motion carried unanimously by voice vote of those present and voting.

[EXHIBIT\(fcs75a02\)](#)

01:54:39 **Motion/Vote:** Sen. Zinke moved that **HB 4 BE CONCURRED IN AS AMENDED.** Motion carried 14-1 by voice vote with Sen. Barrett voting no. Sen. Hamlett will carry the bill.

EXECUTIVE ACTION ON HB 15

Sen. Gallus, Sen. Jones and Sen. Olson not present

01:56:29 **Motion:** Sen. Buttrey moved that **HB 5 BE CONCURRED IN.**

Discussion:

01:57:25 Sen. Brown
01:57:47 Sen. Hawks
01:58:09 Chairman Lewis

01:58:22 **Vote:** Motion carried 16-0 by voice vote of those present and voting. Sen. Brown will carry the bill.

EXECUTIVE ACTION ON HB 230

Sen. Jones and Sen. Olson not present

02:00:10 **Motion:** Sen. Ripley moved that **HB 230 BE CONCURRED IN.**
Sen. Gallus now present

Discussion:

02:00:38 Taryn Purdy, Legislative Fiscal Division (LFD)
02:01:38 Jaret Coles, Legislative Services Division (LSD)
02:02:19 Sen. Gallus
02:03:05 Mr. Coles, LSD
02:04:56 Sen. Wanzenried
02:05:18 Mr. Coles
02:05:58 Sen. Wanzenried
02:06:48 Sen. Zinke
02:07:46 Chairman Lewis

02:07:52 **Motion:** Sen. Zinke moved that **HB 230 BE AMENDED.**
EXHIBIT(fcs75a03)

Discussion:

02:08:07 Sen. Wanzenried
02:08:54 Chairman Lewis
02:10:19 Sen. Wanzenried
02:10:36 Sen. Hawks
02:11:22 Chairman Lewis
02:11:44 Sen. Zinke

02:12:12 **Vote:** Motion carried 16-3 by roll call vote with Sen. Caferro, Sen. Priest, and Sen. Wanzenried voting no. Sen. Jones and Sen. Olson voted by proxy.

02:13:14 **Motion:** Sen. Ripley moved that **HB 230 BE CONCURRED IN AS AMENDED.**

Discussion:

02:13:35 Ms. Purdy, LFD

02:15:14 **Vote:** Motion carried 13-6 by roll call vote with Sen. Brenden, Sen. Caferro, Sen. Hawks, Sen. Sonju, Sen. Wanzenried and Sen. Williams voting no. Sen. Jones and Sen. Olson voted by proxy. Sen. Zinke will carry the bill.

EXECUTIVE ACTION ON HB 262

02:16:50 Taryn Purdy, Legislative Fiscal Division (LFD)

02:20:04 Sen. Buttrey

02:20:54 Chairman Lewis

02:21:06 Ms. Purdy, LFD

02:21:27 Sen. Buttrey

02:21:37 Chairman Lewis

02:21:43 Sen. Buttrey

02:21:50 Ms. Purdy

02:21:54 **Motion/Vote:** Sen. Buttrey moved to **RECONSIDER ACTION ON HB 262 AS AMENDED.** Motion carried unanimously by voice vote of those present and voting.

02:22:38 **Motion/Vote:** Sen. Buttrey moved to **RECONSIDER ACTION ON THE CONCEPTUAL AMENDMENT** on **HB 262.** Motion carried unanimously by voice vote of those present and voting.

02:23:04 Chairman Lewis

02:23:25 **Motion:** Sen. Buttrey moved to **CONCEPTUALLY AMEND HB 262** on page 1, line 15 inserting "This is a one-time-only appropriation for the biennium beginning July 1, 2011.

Discussion:

02:24:10 Sen. Williams

02:24:23 Ms. Purdy

02:25:06 Sen. Zinke

02:25:47 Chairman Lewis

02:26:02 **Vote:** Motion carried 16-1 by voice vote with Sen. Wanzenried voting no.

02:26:13 Ms. Purdy

02:26:34 **Motion:** Sen. Buttrey moved that **HB 262 BE CONCURRED IN AS AMENDED.**

Discussion:

02:26:46 Sen. Wanzenried
 02:26:54 Ms. Purdy
 02:27:04 Sen. Wanzenried
 02:27:21 Ms. Purdy
 02:27:43 Jaret Coles, Legislative Fiscal Division (LFD)
 02:28:01 Sen. Wanzenried
 02:28:15 Chairman Lewis

 02:28:39 **Vote:** Motion carried 15-2 by voice vote with Sen. Priest and Sen. Wanzenried voting no. Sen. Buttrey will carry the bill.

EXECUTIVE ACTION ON HB 7

02:29:55 **Motion:** Sen. Ripley moved that **HB 7 BE CONCURRED IN.**

Discussion:

02:30:14 Cathy Duncan, Legislative Fiscal Division (LFD)
 02:32:05 Chairman Lewis

 02:32:21 **Motion:** Sen. Keane moved that **HB 7 BE AMENDED.**
[EXHIBIT\(fcs75a04\)](#)

Discussion:

00:32:26 Sen. Keane
 02:33:01 Sen. Brown
 02:33:23 Sen. Keane
 02:33:59 Sen. Brown
 02:34:24 Sen. Keane
 02:34:36 Sen. Brown
 02:34:44 Sen. Hamlett
 02:35:18 Sen. Ripley
 02:35:55 Ray Beck, Department of Natural Resources and Conservation (DNRC)
 02:36:34 Chairman Lewis
 02:36:52 Sen. Wanzenried
 02:37:20 Chairman Lewis
 02:37:25 Sen. Wanzenried
 02:37:50 Sen. Ripley
 02:38:12 Sen. Wanzenried
 02:38:39 Chairman Lewis
 02:38:43 Mr. Beck, DNRC

 02:39:35 **Vote:** Motion carried 17-0 by voice vote of those present and voting.

 02:39:46 Sen. Zinke
 02:40:31 Chairman Lewis

02:40:34 Sen. Ripley
02:41:29 Sen. Zinke
02:41:42 Sen. Brown
02:41:58 Chairman Lewis

02:42:35 **Motion:** Sen. Ripley moved that **HB 7 BE CONCURRED IN AS AMENDED.**

Discussion:

02:42:43 Sen. Wanzenried
02:43:08 Chairman Lewis
02:43:15 Mr. Beck

02:43:47 **Vote:** Motion carried 17-0 by voice vote of those present and voting. Sen. Keane will carry the bill.

02:44:29 Chairman Lewis
02:44:46 Sen. Gallus

02:44:46 Recess
02:45:15 Reconvene

EXECUTIVE ACTION ON HB 6

Sen. Barrett, Sen. Jones and Sen. Olson not present

02:45:52 Cathy Duncan, Legislative Fiscal Division (LFD)

02:46:20 **Motion:** Sen. Ripley moved that **HB 6 BE CONCURRED IN.**

Discussion:

02:47:14 Chairman Lewis
02:47:17 Cathy Duncan, LFD
02:47:25 Chairman Lewis
02:48:15 Ms. Duncan
02:48:47 Chairman Lewis
02:48:50 Ms. Duncan
02:48:56 Sen. Ripley
02:49:09 Ms. Duncan
02:49:57 Sen. Ripley
02:50:01 Chairman Lewis
02:51:15 Ms. Duncan
02:52:23 Chairman Lewis

02:52:31 **Motion:** Sen. Buttrey moved that **HB 6 BE AMENDED.**

EXHIBIT(fcs75a05)

Discussion:

02:52:46 Chairman Lewis
 02:52:51 Ray Beck, Department of Natural Resources and Conservation (DNRC)
 02:53:58 Chairman Lewis
 02:54:04 Mr. Beck, DNRC
 02:54:50 Chairman Lewis

02:55:46 **Vote:** Motion carried by voice vote of those present and voting.

02:56:12 **Motion/Vote:** Sen. Lewis moved that **HB 6 BE AMENDED**. Motion carried unanimously by voice vote of those present and voting.

EXHIBIT(fcs75a06)

02:56:56 **Motion/Vote:** Sen. Ripley moved that **HB 6 BE CONCURRED IN AS AMENDED**. Motion carried 16-0 by voice vote. Sen. Zinke will carry the bill.

EXECUTIVE ACTION ON HB 5

Sen. Barrett, Sen. Caferro, Sen. Olson, Sen. Priest and Sen. Sonju not present

02:58:47 **Motion:** Sen. Ripley moved that **HB 5 BE CONCURRED IN**.

Discussion:

02:58:51 Chairman Lewis

02:59:42 **Motion:** Sen. Lewis moved that **HB 5 BE AMENDED**.

EXHIBIT(fcs75a07)

Discussion:

02:59:54 Chairman Lewis
 03:00:02 Cathy Duncan, Legislative Fiscal Division (LFD)
 03:01:14 Chairman Lewis
 03:01:19 Ms. Duncan
 03:01:36 Sen. Ripley
 03:01:56 Rep. Hunter
 03:02:28 Chairman Lewis
 03:02:34 Sen. Gallus
 03:03:40 Chairman Lewis
 03:03:51 Ms. Duncan
 03:04:04 Chairman Lewis
 03:04:10 Sen. Gallus

03:04:36 **Vote:** Motion failed 7-12 by roll call vote with Sen. Brenden, Sen. Brown, Sen. Keane, Sen. Lewis, Sen. Olson, Sen. Ripley and Sen. Zinke voting aye. Sen. Barrett, Sen. Caferro, Sen. Olson, Sen. Priest and Sen. Sonju voted by proxy.

03:06:01 **Motion:** Sen. C. Williams moved that **HB 5 BE AMENDED**.
[EXHIBIT\(fcs75a08\)](#)

Discussion:

03:06:09 Sen. Williams
03:06:48 Ms. Duncan

03:07:04 **Vote:** Motion carried by voice vote of those present and voting.

03:07:28 **Motion:** Sen. Lewis moved that **HB 5 BE AMENDED**.
[EXHIBIT\(fcs75a09\)](#)

Discussion:

03:07:45 Sen. Keane
03:07:53 Chairman Lewis
03:07:56 Ms. Duncan
03:08:05 Sen. Brenden

03:08:18 **Vote:** Motion carried 10-4 by voice vote of those present and voting with Sen. Gallus, Sen. Keane, Sen. Wanzenried and Sen. Williams voting no.

03:08:37 Chairman Lewis
[EXHIBIT\(fcs75a10\)](#)

03:09:00 Ms. Duncan

03:09:33 **Motion/Vote:** Sen. Hawks moved that **HB 5 BE AMENDED**. Motion carried 14-0 by voice vote of those present and voting.

03:09:51 **Motion:** Sen. Brenden moved that **HB 5 BE AMENDED**.
[EXHIBIT\(fcs75a11\)](#)

Sen. Barrett, Sen. Caferro, Sen. Olson and Sen. Priest not present

Discussion:

03:09:53 Sen. Brenden
03:10:40 Sen. Wanzenried
03:10:58 Jared Coles, Legislative Services Division (LSD)
03:11:26 Chairman Lewis
03:11:31 Sen. Gallus
03:12:16 Sen. Brenden
03:13:06 Sen. Gallus
03:14:41 Sen. Brenden

03:15:16 **Vote:** Motion carried 10-9 by roll call vote with Sen. Buttrey, Sen. Caferro, Sen. Gallus, Sen. Hamlett, Sen. Hawks, Sen. Keane, Sen. Wanzenried, Sen. Williams and Sen. Zinke voting no. Sen. Barrett, Sen. Caferro, Sen. Olson and Sen. Priest voted by proxy.

03:16:09 **Motion:** Sen. Brenden moved that **HB 5 BE AMENDED.**
EXHIBIT(fcs75a12)

Sen. Barrett, Sen. Caferro, Sen. Olson, Sen. Priest and Sen. Sonju not present

Discussion:

03:16:34 Sen. Brenden
03:17:11 Sen. Wanzenried
03:17:29 Sen. Brenden
03:17:31 Sen. Wanzenried
03:18:01 Chairman Lewis
03:18:20 Sen. Buttrey
03:18:42 Sue Daley, Fish, Wildlife and Parks (FWP)
03:20:20 Sen. Williams
03:20:29 Ms. Daley, FWP
03:20:37 Sen. Hawks
03:21:19 Sen. Brenden
03:21:51 Chairman Lewis
03:21:58 Cathy Duncan, Legislative Fiscal Division (LFD)
03:22:21 Sen. Ripley
03:22:41 Ms. Duncan, LFD
03:23:05 Sen. Brenden

03:23:18 **Vote:** Motion failed 8-11 by roll call vote with Sen. Barrett, Sen. Brenden, Sen. Brown, Sen. Olson, Sen. Priest, Sen. Ripley, Sen. Sonju and Sen. Walker voting aye. Sen. Barrett, Sen. Caferro, Sen. Olson, Sen. Priest and Sen. Sonju voted by proxy.

03:24:25 **Motion:** Sen. Hamlett moved that **HB 5 BE AMENDED.**
EXHIBIT(fcs75a13)

Discussion:

03:24:26 Sen. Hamlett
03:25:13 Ms. Duncan
03:26:12 Sen. Ripley
03:26:42 Sen. Gallus
03:28:16 Sen. Wanzenried
03:28:35 Ms. Duncan
03:28:43 Sen. Wanzenried
03:28:54 Ms. Daley
03:29:14 Sen. Wanzenried
03:29:34 Ms. Daley
03:29:58 Sen. Wanzenried

03:30:04 Bruce Rich, Fish, Wildlife and Parks (FWP)
 03:30:34 Sen. Wanzenried
 03:30:54 Mr. Rich
 03:31:37 Sen. Hawks
 03:32:17 Barb Smith, LFD
 03:33:04 Sen. Hawks
 03:33:26 Ms. Smith
 03:33:39 Sen. Brenden
 03:33:56 Ms. Smith
 03:34:24 Sen. Brenden
 03:35:01 Sen. Wanzenried
 03:35:56 Sen. Ripley
 03:36:20 Sen. Hamlett

03:36:22 **Vote:** Motion carried 9-8 by roll call vote with Sen. Brenden, Sen. Brown, Sen. Lewis, Sen. Olson, Sen. Priest, Sen. Ripley, Sen. Sonju and Sen. Walker voting no. Sen. Barrett and Sen. Buttrey abstained from voting. Sen. Caferro, Sen. Olson and Sen. Priest voted by proxy.

03:38:25 **Motion:** Sen. Hamlett moved that **HB 5 BE AMENDED.**
EXHIBIT(fcs75a14)

Discussion:

03:38:26 Sen. Hamlett
 03:39:20 Chairman Lewis
 03:39:37 Sen. Hamlett

Sen. Barrett, Sen. Caferro, Sen. Olson and Sen. Priest not present

03:39:43 **Vote:** Motion carried 13-2 by voice vote of those present and voting with Sen. Brenden and Sen. Ripley voting no.

03:40:10 Chairman Lewis
 03:40:31 Jared Coles, Legislative Services Division (LSD)
 03:41:41 Sen. Zinke
 03:41:52 Ms. Duncan

03:42:56 **Motion:** Sen. Zinke moved that **HB 5 BE AMENDED.**
EXHIBIT(fcs75a15)

Discussion:

03:43:27 Mr. Coles
 03:43:34 Sen. Zinke

03:43:47 **Vote:** Motion carried 15-0 by voice vote of those present and voting.

03:43:58 **Motion/Vote:** Sen. Ripley moved that **HB 5 BE CONCURRED IN AS AMENDED**. Motion carried 17-1 by roll call vote with Sen. Ripley voting no and Sen. Buttrey abstaining from voting. Sen. Barrett, Sen. Caferro, Sen. Olson and Sen. Priest voted by proxy. Sen. Hamlett will carry the bill.

EXECUTIVE ACTION ON HB 8

Sen. Barrett, Sen Caferro, Sen. Olson and Sen. Priest not present

03:45:59 **Motion:** Sen. Ripley moved that **HB 8 BE CONCURRED IN**.

Discussion:

03:46:01 Sen. Ripley
03:46:47 Sen. Hawks
03:46:53 Chairman Lewis
03:47:08 Ms. Duncan, LFD
03:47:59 Chairman Lewis

03:48:09 **Vote:** Motion carried 15-0 by voice vote of those present and voting. Sen. Lewis will carry the bill.

EXECUTIVE ACTION ON HB 9

03:49:03 **Motion:** Sen. Ripley moved that **HB 9 BE CONCURRED IN**.

Discussion:

03:49:07 Chairman Lewis
03:49:17 Sen. Keane
03:49:30 Chairman Lewis
03:49:47 Sen. Brenden
03:50:13 Sen. Brown
03:50:54 Sen. Gallus
03:51:29 Ms. Duncan, Legislative Fiscal Division (LFD)
03:52:38 Chairman Lewis
03:52:47 Ms. Duncan, LFD
03:52:51 Sen. Sonju
03:53:11 Ms. Duncan
03:53:20 Sen. Sonju
03:53:50 Sen. Keane
03:54:18 Chairman Lewis

03:54:51 **Motion:** Sen. Keane moved that **HB 9 BE AMENDED CONCEPTUALLY** for a contingent appropriation of additional grant money for the Montana Arts Council.

Discussion:

03:56:28 Ms. Duncan
 03:57:05 Sen. Buttrey
 03:57:12 Ms. Duncan
 03:57:27 Sen. Buttrey
 03:57:35 Sen. Keane
 03:57:42 Sen. Brown
 03:58:00 Chairman Lewis
 03:58:11 Sen. Brown
 03:58:30 Chairman Lewis
 03:58:45 Sen. Brown
 03:59:04 Chairman Lewis
 03:59:20 Sen. Hawks
 03:59:29 Chairman Lewis
 03:59:48 Sen. Hawks
 04:00:14 Chairman Lewis

04:00:27 **Vote:** Motion carried by voice vote of those present and voting.

04:00:36 **Motion/Vote:** Sen. Gallus moved that **HB 9 BE CONCURRED IN AS AMENDED**. Motion carried 15-0 by voice vote of those present and voting. Sen. Brenden will carry the bill.

03:55:25 Chairman Lewis

EXECUTIVE ACTION ON HB 351

Sen. Caferro, Sen. Olson and Sen. Zinke not present

04:02:16 Chairman Lewis
 04:02:18 Ms. Duncan, Legislative Fiscal Division (LFD)

04:02:44 **Motion:** Sen. Ripley moved that **HB 351 BE CONCURRED IN**.

Discussion:

04:02:59 Ms. Duncan, LFD
 04:03:19 Sen. Brenden
 04:04:41 Chairman Lewis
 04:05:23 Sen. Brenden
 04:05:32 Chairman Lewis
 04:05:41 Ms. Duncan, LFD

04:06:25 **Motion:** Sen. Brenden moved that **HB 351 BE AMENDED**.
EXHIBIT(fcs75a16)

Discussion:

04:06:58 Chairman Lewis
 04:07:02 Sen. Keane
 04:07:10 Ms. Duncan
 04:07:32 Chairman Lewis
 04:07:39 Ms. Duncan
 04:07:47 Sen. Wanzenried
 04:09:13 Ms. Duncan
 04:10:05 Sen. Wanzenried
 04:10:20 Chairman Lewis
 04:10:46 Sen. Jones
 04:11:20 Sen. Keane
 04:11:37 Ms. Duncan
 04:11:59 Sen. Wanzenried
 04:12:17 Ms. Duncan
 04:13:02 Chairman Lewis
 04:13:16 Alice Stanley, Department of Natural Resources and Conservation (DNRC)
 04:14:45 Sen. Wanzenried
 04:14:57 Ms. Stanley, DNRC
 04:15:38 Sen. Keane
 04:15:56 Chairman Lewis
 04:16:31 Sen. Brenden

 04:16:52 **Vote:** Motion failed 7-12 by roll call vote with Sen. Brenden, Sen. Caferro, Sen. Gallus, Sen. Hamlett, Sen. Keane, Sen. Wanzenried and Sen. Williams voting aye. Sen. Caferro, Sen. Olson and Sen. Zinke voted by proxy.

 04:17:49 **Motion/Vote:** Sen. Brenden moved a **CONCEPTUAL AMENDMENT** to take the \$420,000 from the revised revenue estimate and put it back into the regional water program. Motion carried 15-3 by voice vote with Sen. Barrett, Sen. Sonju and Sen. Walker voting no.

 04:18:52 **Motion:** Sen. Lewis moved that **HB 351 BE AMENDED.**
EXHIBIT(fcs75a17)

Discussion:

04:19:18 Ms. Duncan
 04:20:21 Chairman Lewis
 04:20:36 Ms. Duncan
 04:21:13 Chairman Lewis

 04:21:24 **Substitute Motion:** Sen. Lewis made a substitute motion that **HB 351 BE AMENDED** striking #5 of the amendment.

Discussion:

04:21:48 Sen. Keane
 04:21:58 Ms. Duncan

04:23:04 Sen. Keane
04:23:23 Chairman Lewis
04:23:32 Ms. Duncan
04:23:36 Sen. Jones
04:24:57 Sen. Keane
04:25:10 Chairman Lewis
04:25:31 Sen. Gallus
04:25:42 Chairman Lewis

Sen. Olson not present

04:25:53 **Vote:** Motion carried 16-1 by voice vote of those present and voting with Sen. Wanzonried voting no.

Sen. Olson and Sen. Williams not present

04:26:12 **Motion/Vote:** Sen. Ripley moved that **HB 351 BE CONCURRED IN AS AMENDED**. Motion carried 17-0 by voice vote. Sen. Jones will carry the bill.

EXECUTIVE ACTION ON HB 51

Sen. Caferro and Sen. Olson were not present.

04:27:33 **Motion:** Sen. Gallus moved that **HB 51 BE CONCURRED IN**.

Discussion:

04:27:41 Sen. Priest
04:29:00 Chairman Lewis

04:29:10 **Vote:** Motion carried 16-1 by voice vote with Sen. Brenden voting no. Sen. Caferro will carry the bill.

EXECUTIVE ACTION ON HB 163

04:31:12 Sen. Brenden

04:32:02 **Motion:** Sen. Ripley moved that **HB 163 BE CONCURRED IN**.

04:32:09 **Motion:** Sen. Brenden moved that **HB 163 BE AMENDED**.
EXHIBIT(fcs75a18)

Discussion:

04:33:03 Chairman Lewis
04:33:05 Sen. Brenden
04:33:18 Chairman Lewis
04:33:25 Sen. Wanzonried
04:33:33 Jared Coles, Legislative Services Division (LSD)

04:33:57 Sen. Wanzenried
04:34:06 Mr. Coles, LSD
04:35:37 Sen. Wanzenried
04:36:16 Chairman Lewis
04:36:20 Sen. Wanzenried
04:36:55 Chairman Lewis
04:37:10 Taryn Purdy, Legislative Fiscal Division (LFD)
04:37:32 Sen. Brenden
04:38:41 Chairman Lewis
04:38:46 Ms. Purdy
04:39:07 Sen. Hawks
04:39:42 Ms. Purdy
04:40:06 Sen. Hawks
04:40:45 Mr. Coles
04:41:41 Chairman Lewis
04:42:01 Sen. Brenden

04:42:07 **Substitute Motion:** Sen. Wanzenried made a substitute motion that **HB 163 BE TABLED.**

Sen. Caferro, Sen. Olson, Sen. Sonju not present.

Discussion:

04:42:23 Mr. Coles

04:42:53 **Vote:** Motion carried 16-0 by voice vote of those present and voting.

04:43:45 Chairman Lewis

EXECUTIVE ACTION ON HB 619

Sen. Caferro and Sen. Olson not present

04:45:18 **Motion:** Sen. Ripley moved that **HB 619 BE CONCURRED IN.**

Discussion:

04:45:32 Chairman Lewis

04:45:47 **Motion:** Sen. Keane moved that **HB 619 BE AMENDED.**
EXHIBIT(fcs75a19)

Discussion:

04:45:48 Sen. Keane
04:46:32 Chairman Lewis
04:46:48 Mr. Coles

04:47:28 Sen. Gallus
04:47:39 Chairman Lewis
04:47:53 Sen. Coles
04:48:32 Chairman Lewis
04:48:53 Sen. Keane
04:49:26 Sen. Brown

04:49:39 **Vote:** Motion carried unanimously by voice vote of those present and voting.

04:49:52 Chairman Lewis
04:49:59 Ms. Purdy
04:50:31 Sen. Hawks
04:51:01 Ms. Purdy

Sen. Caferro now present

04:51:04 **Motion/Vote:** Sen. Brown moved that **HB 619 BE AMENDED**. Motion carried unanimously by voice vote of those present and voting.

EXHIBIT(fcs75a20)

04:51:25 **Motion/Vote:** Sen. Ripley moved that **HB 619 BE CONCURRED IN AS AMENDED**. Motion carried 18-0 by voice vote. Sen. Ripley will carry the bill.

EXECUTIVE ACTION ON HB 613

Sen. Olson not present

04:52:10 **Motion:** Sen. Ripley moved that **HB 613 BE CONCURRED IN**.

04:52:16 **Motion:** Sen. Gallus moved that **HB 613 BE AMENDED**.

EXHIBIT(fcs75a21)

Discussion:

04:52:22 Chairman Lewis
04:52:41 Mr. Coles

04:54:06 **Vote:** Motion carried unanimously by voice vote of those present and voting.

04:54:15 **Motion/Vote:** Sen. Ripley moved that **HB 613 BE AMENDED**. Motion carried unanimously by voice vote of those present and voting.

EXHIBIT(fcs75a22)

04:54:47 **Motion:** Sen. Ripley moved that **HB 613 BE CONCURRED IN AS AMENDED**.

Discussion:

04:55:00 Chairman Lewis
04:55:17 Sen. Hawks

04:55:48 **Vote:** Motion carried 14-5 by roll call vote with Sen. Gallus, Sen. Hawks, Sen. Keane, Sen. Williams and Sen. Wanzenried voting no. Sen. Olson voted by proxy. Sen. Jones will carry the bill.

EXECUTIVE ACTION ON HB 375

Sen. Olson not present

04:57:40 **Motion:** Sen. Ripley moved that **HB 375 BE CONCURRED IN.**

Discussion:

04:57:47 Chairman Lewis

04:58:02 **Motion:** Sen. Keane moved that **HB 375 BE AMENDED.**
EXHIBIT(fcs75a23)

Discussion:

04:58:07 Sen. Keane
04:58:31 Chairman Lewis
04:58:44 Taryn Purdy, Legislative Fiscal Division (LFD)
04:59:03 Sen. Keane
04:59:25 Ms. Purdy, LFD
04:59:31 Chairman Lewis
04:59:46 Sen. Keane
04:59:51 Ms. Purdy
05:00:28 Sen. Brenden
05:00:35 Chairman Lewis
05:00:41 Sen. Gallus
05:01:22 Sen. Ripley
05:01:44 Chairman Lewis
05:02:10 Sen. Jones
05:02:55 Sen. Keane

05:03:04 **Vote:** Motion carried unanimously by voice vote of those present and voting.

05:03:15 **Motion:** Sen. Keane moved that **HB 375 BE CONCURRED IN AS AMENDED.**

05:03:22 **Motion:** Sen. Jones moved that **HB 375 BE AMENDED CONCEPTUALLY** to remove off highway vehicles.

Discussion:

05:03:54 Ms. Purdy
05:05:04 Chairman Lewis
05:05:19 Sen. Gallus
05:05:40 Sen. Brenden
05:05:53 Sen. Keane

05:06:24 Ms. Purdy clarified the conceptual amendment.

05:06:52 Sen. Jones

05:07:14 **Vote:** Motion carried unanimously by voice vote of those present and voting.

05:07:25 **Motion:** Sen. Ripley moved that **HB 375 BE CONCURRED IN AS AMENDED.**

Discussion:

05:07:33 Sen. Wanzenried

05:07:46 Ms. Purdy, LFD

05:08:38 Sen. Wanzenried

05:09:04 Ms. Purdy

05:09:13 Sen. Wanzenried

05:09:54 Chairman Lewis

05:10:31 Sen. Keane

05:10:49 **Substitute Motion/Vote:** Sen. Wanzenried made a substitute motion that **HB 375 BE TABLED**. Substitute Motion failed 7-12 by roll call vote with Sen. Caferro, Sen. Gallus, Sen. Hamlett, Sen. Hawks, Sen. Keane, Sen. Wanzenried and Sen. Williams voting aye. Sen. Olson voted by proxy.

05:12:29 Sen. Hawks

05:12:55 Chairman Lewis

05:13:01 Sen. Hamlett

05:13:27 Ms. Purdy

05:13:32 Sen. Hamlett

05:13:44 Ms. Purdy

05:13:55 **Motion/Vote:** Sen. Wanzenried moved that **HB 375 BE AMENDED WITH A CONCEPTUAL AMENDMENT** striking Section 1 from the bill. Motion failed 7-12 by roll call vote with Sen. Caferro, Sen. Gallus, Sen. Hamlett, Sen. Hawks, Sen. Keane, Sen. Wanzenried and Sen. Williams voting aye. Sen. Olson voted by proxy.

05:15:13 **Motion/Vote:** Sen. Ripley moved that **HB 375 BE CONCURRED IN AS AMENDED**. Motion carried 10-9 by roll call vote with Sen. Caferro, Sen. Gallus, Sen. Hamlett, Sen. Hawks, Sen. Keane, Sen. Sonju, Sen. Wanzenried, Sen. Williams and Sen. Zinke voting no. Sen. Lewis will carry the bill.

Additional Exhibits:

Legislative Fiscal Division spreadsheets

[**EXHIBIT\(fcs75a24\)**](#)

ADJOURNMENT

Adjournment: 5:22 p.m.

Prudence Gildroy, Secretary

pg

Additional Documents:

EXHIBIT([fcs75aad.pdf](#))