

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: Chair Nancy Ballance, on April 14, 2015 at 8:30 A.M., in Room 102
Capitol

ROLL CALL

Members Present:

Rep. Nancy Ballance, Chair (R)
Rep. Randy Brodehl (R)
Rep. Tom Burnett (R)
Rep. Mike Cuffe (R)
Rep. Kimberly Dudik (D)
Rep. Ron Ehli (R)
Rep. Janet Ellis (D)
Rep. Carl Glimm (R)
Rep. Dave Hagstrom (R)
Rep. Roy Hollandsworth (R)
Rep. Kenneth Holmlund (R)
Rep. Kelly McCarthy (D)
Rep. Robert (Bob) Mehlhoff (D)
Rep. Rae Peppers (D)
Rep. Brad Tschida (R)
Rep. Tom Woods (D)

Members Excused: Rep. Pat Noonan, Vice Chair (D)
Rep. Ryan Osmundson, Vice Chair (R)
Rep. Donald W. Jones (R)
Rep. Mitch Tropila (D)

Members Absent: None

Staff Present: Katya Grover, Committee Secretary
Joe Triem, 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: SB 234, 4/13/2015; SB 399, 4/13/2015; SB 212, 4/13/2015
Executive Action: HJ 27, SB 52, SB 99, SB 180, SB 212, SB 234, SB 272, SB 399

00:00:01 Chair Ballance

HEARING ON SB 234

Opening Statement by Sponsor:

00:02:23 Sen. Fred Thomas (R), SD 44, opened the hearing on SB 234, Revise tax and fees for professional liability insurance.

00:02:45 Chair Ballance

00:02:54 Sen. Thomas

00:03:12 Rep. Noonan arrived.

Proponents' Testimony:

00:04:29 Steven Matthews, State Auditor's Office (SAO)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:04:54 Rep. Burnett

00:05:17 Sen. Thomas

00:06:14 Rep. Tschida

00:06:30 Sen. Thomas

00:06:48 Rep. Ellis

00:07:33 Steven Matthews, SAO

00:07:56 Rep. McCarthy

00:08:48 Sen. Thomas

00:10:41 Rep. McCarthy

00:10:57 Sen. Thomas

00:13:06 Rep. Noonan

00:13:50 Chair Ballance

00:13:57 Sen. Thomas

00:14:48 Chair Ballance

00:15:22 Sen. Thomas

00:16:23 Rep. Holmlund

00:16:46 Sen. Thomas

Closing by Sponsor:

00:18:16 Sen. Thomas

HEARING ON SB 399

Opening Statement by Sponsor:

00:18:36 Sen. Fred Thomas (R), SD 44, opened the hearing on SB 399, Provide for 529 account for disability expenses.

Proponents' Testimony:

00:24:31 Aimee Grmoljez, Crowley Fleck PLLP

[EXHIBIT\(aph75a01\)](#)

00:27:31 Joel Peden, Montana Centers for Independent Living (MCIL)

00:29:25 Jon Bennion, self

00:30:30 Wally Melcher, Montana Association for Community Disability Services (MACDS)

00:31:02 Randy Morris, self

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:32:49 Rep. Tschida

00:33:33 Sen. Thomas

00:34:26 Rep. Woods

00:34:37 Sen. Thomas

00:34:57 Rep. Burnett

00:35:18 Sen. Thomas

00:36:27 Aimee Grmoljez, Crowley Fleck PLLP

Closing by Sponsor:

00:37:28 Sen. Thomas

HEARING ON SB 212

Opening Statement by Sponsor:

00:38:18 Sen. Scott Sales (R), SD 35, opened the hearing on SB 212, Revise late filing penalties and extension laws.

Proponents' Testimony:

00:39:38 Holly Franz, Montana Society of CPA's

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor: None

00:40:44 Chair Ballance

00:40:47 Rep. Tropila

00:40:55 Chair Ballance

00:41:08 Rep. Tropila

00:41:25 Chair Ballance

00:41:43 Rep. Tropila

00:41:50 Chair Ballance

00:42:35 Rep. Hagstrom

00:42:49 Chair Ballance

00:42:58 Recessed

Audio committee minutes for the afternoon session continue on a separate link.

00:00:00 Reconvened. Rep. Osmundson was not present.

EXECUTIVE ACTION ON HJ 27

00:01:57 **Motion:** Rep. Brodehl moved that **HJ 27 DO PASS.**

Discussion:

00:02:53 Rep. Tschida

00:03:10 **Vote:** Motion carried unanimously by voice vote. Rep. Osmundson voted by proxy.

00:03:31 Rep. Holmlund

00:06:33 Rep. McCarthy

00:06:19 Rep. Holmlund

00:05:39 Chair Ballance

00:06:44 Rep. Ellis

00:07:03 Chair Ballance

00:07:34 Rep. Holmlund

00:08:20 Chair Ballance

00:08:31 Rep. Dudik

00:08:36 Chair Ballance

00:08:44 Rep. Cuffe

00:09:09 Rep. Holmlund

00:09:47 Chair Ballance

00:09:52 Rep. Hagstrom

00:10:06 Rep. Holmlund

00:11:19 Rep. Hagstrom

00:11:28 Rep. McCarthy

00:12:22 Chair Ballance

00:12:35 Rep. Mehlhoff

00:13:37 Chair Ballance

00:13:49 Rep. Holmlund

00:14:13 Chair Ballance

00:14:26 Rep. Holmlund

00:14:38 Chair Ballance

EXECUTIVE ACTION ON SB 52

00:14:47 **Motion:** Rep. Brodehl moved that **SB 52 BE CONCURRED IN.**

Discussion:

00:15:02 Rep. Ellis

00:15:27 **Vote:** Motion carried 19-1 by voice vote with Rep. Tschida voting no. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

EXECUTIVE ACTION ON SB 99

00:15:55 **Motion:** Rep. Brodehl moved that **SB 99 BE CONCURRED IN.**

Discussion:

00:16:11 Rep. McCarthy

00:16:23 Rep. Glimm

00:16:41 Rep. Mehlhoff

00:17:38 Rep. Glimm

00:17:48 Rep. Cuffe

00:18:07 Rep. Noonan

00:18:17 **Motion:** Rep. Noonan moved that **SB 99 BE AMENDED.**
EXHIBIT(aph75a02)

Discussion:

00:19:53 Joe Triem, Legislative Fiscal Division (LFD)

00:20:17 Rep. Woods

00:21:15 Rep. Brodehl

00:21:43 Rep. Cuffe

00:22:04 Rep. Burnett

00:22:23 Chair Ballance

00:22:29 Rep. Burnett

00:22:52 Chair Ballance

00:23:02 Rep. Burnett

00:23:20 Rep. Noonan

00:25:38 Rep. McCarthy

00:26:07 Chair Ballance

00:26:44 Rep. Dudik

00:27:31 Rep. Hagstrom

00:27:52 Chair Ballance

00:28:09 **Vote:** Motion failed 8-12 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. McCarthy, Rep. Mehlhoff, Rep. Noonan, Rep. Peppers, Rep. Tschida and Rep. Woods voting aye. Rep. Osmundson voted by proxy.

00:29:08 **Motion/Vote:** Rep. Brodehl moved that **SB 99 BE AMENDED**. Motion carried 15-5 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Mehlhoff, Rep. Peppers and Rep. Woods voting no. Rep. Osmundson voted by proxy.

EXHIBIT(aph75a03)

00:31:08 Rep. Dudik
00:33:01 Chair Ballance
00:33:21 Rep. Mehlhoff
00:35:22 Chair Ballance
00:35:27 Rep. Cuffe
00:36:10 Rep. Woods
00:36:57 Rep. Hollandsworth
00:37:23 Chair Ballance

00:38:30 Without objection, Rep. Brodehl withdrew the **BE CONCURRED IN** motion.

00:38:46 Rep. Tropila
00:38:52 Chair Ballance

EXECUTIVE ACTION ON SB 180

00:39:40 **Motion/Vote:** Rep. Brodehl moved that **SB 180 BE CONCURRED IN**. Motion carried 13-7 by roll call vote with Rep. Brodehl, Rep. Burnett, Rep. Ehli, Rep. Glimm, Rep. Hagstrom, Rep. D. Jones and Rep. Osmundson voting no. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

EXECUTIVE ACTION ON SB 212

00:41:21 **Motion/Vote:** Rep. Brodehl moved that **SB 212 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

00:41:51 Rep. Tropila

EXECUTIVE ACTION ON SB 234

00:42:06 **Motion/Vote:** Rep. Brodehl moved that **SB 234 BE CONCURRED IN**. Motion carried 17-3 by voice vote with Rep. Ellis, Rep. Noonan and Rep. Tropila voting no. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

00:42:44 Chair Ballance

EXECUTIVE ACTION ON SB 272

00:43:21 **Motion:** Rep. Brodehl moved that **SB 272 BE CONCURRED IN**.

00:43:34 **Motion:** Rep. Hollandsworth moved that **SB 272 BE AMENDED.**
EXHIBIT(aph75a04)

Discussion:

00:44:19 Rep. McCarthy
00:44:35 Rep. Tropila
00:44:50 Rep. Hollandsworth
00:45:16 Chair Ballance
00:45:25 Rep. Mehlhoff
00:46:09 Rep. Dudik
00:46:25 Rep. Hollandsworth
00:46:50 Chair Ballance

00:46:58 **Vote:** Motion carried 18-2 by voice vote with Rep. Hagstrom and Rep. Tschida voting no. Rep. Osmundson voted by proxy.

00:47:29 **Motion:** Rep. D. Jones moved that **SB 272 BE AMENDED.**
EXHIBIT(aph75a05)

Discussion:

00:48:27 Rep. Ellis
00:49:34 Rep. Jones
00:50:35 Rep. Hollandsworth
00:51:30 Rep. Mehlhoff
00:52:35 Rep. Ellis
00:53:26 Rep. Mehlhoff
00:53:56 Rep. Peppers
00:54:23 Rep. Dudik
00:55:13 Rep. Jones
00:55:23 Rep. Noonan
00:55:43 Rep. Jones
00:56:16 Rep. Cuffe
00:56:35 Chair Ballance
00:56:41 Rep. Cuffe

00:57:32 **Vote:** Motion carried 19-1 by roll call vote with Rep. Ellis voting no. Rep. Osmundson voted by proxy.

00:58:25 **Motion:** Rep. Brodehl moved that **SB 272 BE CONCURRED IN AS AMENDED.**

Discussion:

00:58:36 Rep. McCarthy
01:01:32 Rep. Burnett
01:03:36 Rep. Dudik

01:04:29 Rep. Brodehl assumed chairmanship.

01:04:33 Rep. Peppers
01:05:12 Rep. Woods

- 01:06:05 **Vote:** Motion failed 10-10 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hollandsworth, Rep. Holmlund, Rep. McCarthy, Rep. Mehlhoff, Rep. Noonan, Rep. Peppers, Rep. Tropila and Rep. Woods voting aye. Rep. Ballance and Rep. Osmundson voted by proxy.
- 01:07:27 Chair Brodehl
- 01:07:55 **Motion/Vote:** Rep. Brodehl moved that **SB 272 BE TABLED**. Motion carried 14-6 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Mehlhoff, Rep. Peppers, Rep. Tropila and Rep. Woods voting no. Rep. Ballance and Rep. Osmundson voted by proxy.

EXECUTIVE ACTION ON SB 399

- 01:10:07 **Motion/Vote:** Rep. Brodehl moved that **SB 399 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Ballance and Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.
- 01:10:54 Chair Brodehl
- 01:11:08 Joe Triem, LFD
EXHIBIT(aph75a06)
- 01:12:00 Chair Brodehl
- 01:12:11 Julie Johnson, Legislative Services Division (LSD)
- 01:13:28 Rep. Hagstrom
- 01:13:36 Julie Johnson, LSD

ADJOURNMENT

01:14:06 Adjournment

Katya Grover, Secretary

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Additional Documents:

EXHIBIT([aph75aad.pdf](#))