

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: Chair Nancy Ballance, on February 19, 2019 at 3:00 P.M., in Room 102 Capitol

ROLL CALL

Members Present:

Rep. Carl Glimm, Chair (R)
Rep. Nancy Ballance, Chair (R)
Rep. Dan Bartel, Vice Chair (R)
Rep. Llew Jones, Vice Chair (R)
Rep. David Bedey (R)
Rep. Tom Burnett (R)
Rep. Mary Caferro (D)
Rep. Kimberly Dudik (D)
Rep. Jim Hamilton (D)
Rep. Bradley Hamlett (D)
Rep. Kenneth L. Holmlund (R)
Rep. Mike Hopkins (R)
Rep. Jim Keane (D)
Rep. Frederick (Eric) Moore (R)
Rep. Rae Peppers (D)
Rep. Joe Read (R)
Rep. Matt Regier (R)
Rep. Marilyn Ryan (D)
Rep. Tom Woods (D)

Members Excused:

Rep. Ryan Lynch, Vice Chair (D)
Rep. Bill Mercer (R)
Rep. Jonathan Windy Boy (D)

Members Absent: None

Staff Present: Julie Johnson, Legislative Branch
Jessica Riffel, Committee Clerk
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: HB 52, 2/12/2019; HB 280, 2/12/2019; HB 421, 2/12/2019
Executive Action: HB 25, HB 204, HB 290, HB 428, Committee Bill Requests

HEARING ON HB 280**Opening Statement by Sponsor:**

15:09:03 Rep. Bob Brown (R), HD 13, opened the hearing on HB 280, Revise how wolf licenses issued to resident hunters.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

15:10:51 Denise Dawson, Department of Fish, Wildlife and Parks (FWP)

Questions from Committee Members and Responses:

15:11:12 Rep. Woods

15:11:39 Rep. B. Brown

Closing by Sponsor:

15:13:02 Rep. B. Brown

HEARING ON HB 52**Opening Statement by Sponsor:**

15:13:24 Rep. Jim Keane (D), HD 73, opened the hearing on HB 52, Revise and make permanent funding for various economic development programs.

[EXHIBIT\(aph35a01\)](#)

[EXHIBIT\(aph35a02\)](#)

15:14:34 Rep. Mercer joined the meeting.

Proponents' Testimony:

15:17:18 Steve Arveschoug, Montana Economic Developers Association (MEDA)

15:20:23 Chair Ballance left the meeting.

15:23:36 Jason Rittal, Montana Association of Counties (MACo)

15:26:04 Tim Burton, Montana League of Cities and Towns (MLCT)

15:26:46 Ben Thomas, Director, Montana Department of Agriculture (MDA)

[EXHIBIT\(aph35a03\)](#)

15:27:52 Ken Fichtler, Director, Governor's Office of Economic Development (GOED)

15:31:29 Marty Tuttle, Director, Montana Department of Commerce (COM)

[EXHIBIT\(aph35a04\)](#)

15:34:00 Cindy Palmer, Montana Farmers Union (MFU)

15:35:29 Janice Brown, Montana Cooperative Development Center (MCDC)

[EXHIBIT\(aph35a05\)](#)

15:38:36 Warren Warthen, Montana Precision Products (MPP)

15:41:07 Ryan Hall, Montana Electric Cooperatives Association (MECA)

15:42:39 Scott Forristail, Winston Fly Rods

15:43:47 Emily Dean, Original Montana Club Cooperative Association

15:45:47 David Driscoll, Glacigen Materials
 15:47:55 Vice Chair Lynch joined the meeting.
 15:48:13 Liv Stavick, Montana Farm Bureau Federation (MFBF)
 15:48:45 Bridger Mahlum, Montana Chamber of Commerce (MCC)
 15:49:26 Lorene Hintz, Billings Small Business Development Center (SBDC)

EXHIBIT(aph35a06)

15:52:51 Chris Skorupa, Beartooth Fertilizer Incorporated
 15:55:33 Jim Barngrover, Timeless Seeds

EXHIBIT(aph35a07)**EXHIBIT(aph35a08)**

15:56:59 Jim Haider, GTUIT
 15:58:49 Jim Atchison, Southeastern Montana Development Corporation

EXHIBIT(aph35a09)

16:01:27 Daniel Pallard, Bridger Brewing Company
 16:02:59 Ed Bartlett, Billings Chamber of Commerce
 16:03:25 Jake Teselle, Crooked Yard Hops
 16:04:44 Adam Stern, Resonon Incorporated
 16:05:44 Penny Zacharisen, Bozeman Area Chamber of Commerce
 16:06:25 Nanette Gilbertson, Montana Library Association
 16:07:18 Steve Anderson, Water and Environmental Technologies (WET)
 16:08:41 Rick Edwards, Headwaters Resource, Conservation and Development
 (Headwaters RC&D), Montana Economic Development Association (MEDA)
 16:09:44 Brett Doney, Great Falls Development Authority (GFDA)
 16:12:55 Joe Willauer, Butte Local Development Center (BLDC), Headwaters Resource,
 Conservation and Development (Headwaters RC&D)
 16:14:14 Paul Tuss, Bear Paw Development Corporation
 16:15:39 Andy Shirliff, Self

Opponents' Testimony:

16:17:26 Julie Foster, Ravalli County Economic Development Authority (RCEDA)

EXHIBIT(aph35a10)

16:17:47 Chair Ballance rejoined the meeting.
 16:19:17 Rep. Burnett left the meeting.
 16:23:26 Bob Thomas, Ravalli County Economic Development Authority (RCEDA)
 16:26:40 Ed Greef, Self

EXHIBIT(aph35a11)**Informational Testimony:**

16:37:01 Sam Schaefer, Legislative Fiscal Division (LFD)

Questions from Committee Members and Responses:

16:37:24 Rep. Bedey
 16:37:33 Director Fichtler, GOED
 16:37:58 Rep. Bedey
 16:38:39 Director Tuttle, COM
 16:38:55 Sean Becker, Department of Commerce (COM)

16:40:39 Rep. Bedey
16:40:58 Sean Becker, COM
16:41:58 Chair Ballance
16:42:05 Sean Becker, COM
16:42:22 Rep. Mercer
16:45:46 Director Tuttle, COM
16:46:41 Rep. Hamilton
16:47:57 David Driscoll, Glacigen Materials
16:48:15 Rep. Mercer left the meeting.
16:48:40 Rep. Hamilton
16:49:06 Steve Anderson, WET
16:49:45 Rep. Hamilton
16:50:18 Adam Stern, Resonon Incorporated
16:50:59 Rep. Hamilton
16:51:48 Steve Arveschoug, MEDA
16:54:29 Rep. Woods
16:56:39 Adam Stern, Resonon Incorporated
16:56:55 Rep. Bedey
16:57:33 Ed Greef, Self
16:58:22 Rep. Bedey
16:59:16 Rep. E. Moore left the meeting.
16:59:20 Rep. Ryan
17:02:29 Julie Foster, RCEDA
17:03:39 Rep. Dudik
17:04:18 Julie Foster, RCEDA
17:05:33 Rep. Peppers
17:06:56 Sean Becker, COM
17:07:17 Chair Ballance
17:10:02 Sean Becker, COM

Closing by Sponsor:

17:10:22 Rep. Keane

HEARING ON HB 421

Opening Statement by Sponsor:

17:16:18 Rep. Julie Dooling (R), HD 70, opened the hearing on HB 421, Generally revise criminal code.

Proponents' Testimony:

17:18:23 Dave Galt, Montana Sheriffs and Peace Officers Association (MSPOA)
17:20:06 Brad Griffin, Montana Retail Association (MRA)
17:20:56 Bridger Mahlum, Montana Chamber of Commerce (MCC)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

17:21:36 Rep. Hamilton
 17:22:35 Rep. Dooling
 17:22:48 Chair Glimm
 17:24:33 Dave Galt, MSPOA
 17:25:33 Vice Chair Lynch
 17:25:57 Dave Galt, MSPOA
 17:26:11 Vice Chair Lynch
 17:28:26 Brad Griffin, MRA
 17:28:37 Rep. Holmlund
 17:29:54 Brad Griffin, MRA
 17:30:05 Rep. Holmlund
 17:30:22 Chair Ballance
 17:30:31 Rep. Dudik
 17:31:32 Brad Griffin, MRA
 17:31:46 Rep. Ryan
 17:32:13 Dave Galt, MSPOA
 17:32:49 Rep. Bartel
 17:33:59 Chair Ballance

Closing by Sponsor:

17:34:23 Rep. Dooling
 17:35:25 Chair Ballance

EXECUTIVE ACTION ON HB 25

17:36:33 **Motion:** Rep. Bartel moved that **HB 25 DO PASS.**

Discussion:

17:36:49 Rep. Hamlett
 17:37:14 Rep. Hamilton
 17:37:46 Rep. Caferro

17:38:32 **Vote:** Motion carried 17-5 by voice vote with Rep. Bartel, Rep. Burnett, Rep. Glimm, Rep. Mercer and Rep. M. Regier voting no. Rep. Burnett, Rep. Mercer, Rep. F. Moore and Rep. Windy Boy voted by proxy.

EXECUTIVE ACTION ON HB 204

17:39:19 **Motion:** Rep. Bartel moved that **HB 204 DO PASS.**

17:39:28 **Motion:** Rep. Ryan moved that **HB 204 BE AMENDED.**
[EXHIBIT\(aph35a12\)](#)

Discussion:

17:39:36 Rep. Ryan

17:40:54 **Vote:** Motion carried 18-4 by voice vote with Rep. Burnett, Rep. Mercer, Rep. Read and Rep. M. Regier voting no. Rep. Burnett, Rep. Mercer, Rep. F. Moore and Rep. Windy Boy voted by proxy.

17:41:33 **Motion/Vote:** Rep. Bartel moved that **HB 204 DO PASS AS AMENDED**. Motion carried 21-1 by voice vote with Rep. Glimm voting no. Rep. Burnett, Rep. Mercer, Rep. F. Moore and Rep. Windy Boy voted by proxy.

EXECUTIVE ACTION ON HB 290

17:42:21 **Motion/Vote:** Rep. Bartel moved that **HB 290 DO PASS**. Motion carried 12-10 by roll call vote with Rep. Caferro, Rep. Dudik, Rep. Hamilton, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. Peppers, Rep. Ryan, Rep. Windy Boy and Rep. Woods voting no. Rep. Burnett, Rep. Mercer, Rep. F. Moore and Rep. Windy Boy voted by proxy.

EXECUTIVE ACTION ON HB 428

17:43:56 **Motion/Vote:** Rep. Bartel moved that **HB 428 DO PASS**. Motion carried 19-3 by roll call vote with Rep. Burnett, Rep. Glimm and Rep. M. Regier voting no. Rep. Burnett, Rep. Mercer, Rep. F. Moore and Rep. Windy Boy voted by proxy.

17:45:25 Chair Ballance

17:45:38 Rep. Bartel

EXECUTIVE ACTION ON COMMITTEE BILL REQUESTS

17:45:46 **Motion/Vote:** Rep. Bartel moved to **REQUEST STAFF DRAFT A COMMITTEE BILL TO ESTABLISH AN ADULT SPECIALIST SERVICES RESERVE ACCOUNT FOR THE LEGISLATIVE AUDIT DIVISION**. Motion carried 17-1 by voice vote with Rep. Caferro voting no. Rep. Burnett, Rep. Mercer, Rep. F. Moore and Rep. Windy Boy were excused.

17:47:09 **Motion:** Rep. Bartel moved to **REQUEST STAFF DRAFT A COMMITTEE BILL TO MAKE A STATUTORY CHANGE FROM FIVE TO EIGHT PROFESSIONAL STAFF POSITIONS IN THE BOARD OF INVESTMENTS**.

Discussion:

17:47:39 Rep. Dudik

17:48:01 **Vote:** Motion carried 16-2 by voice vote with Rep. Hamlett and Rep. Woods voting no. Rep. Burnett, Rep. Mercer, Rep. F. Moore and Rep. Windy Boy were excused.

17:48:19 **Motion:** Rep. Bartel moved to **REQUEST STAFF DRAFT A COMMITTEE BILL TO LIMIT THE USES OF THE DEPARTMENT OF COMMERCE'S DISTRIBUTION OF THE LODGING FACILITY USE TAX**.

Discussion:

- 17:48:37 Rep. Hamilton
- 17:49:05 **Vote:** Motion carried 12-6 by voice vote with Rep. Caferro, Rep. Hamilton, Rep. Hamlett, Rep. Peppers, Rep. Ryan and Rep. Woods voting no. Rep. Burnett, Rep. Mercer, Rep. F. Moore and Rep. Windy Boy were excused.
- 17:49:31 **Motion:** Rep. Bartel moved to **REQUEST STAFF DRAFT A COMMITTEE BILL TO TRANSFER \$250,000 OF AUTHORITY ANNUALLY TO ST. MARY'S REHABILITATION WATER PROJECT.**

Discussion:

- 17:49:50 Rep. Woods
- 17:50:14 Rep. Hamilton
- 17:50:26 Rep. Keane
- 17:50:29 Rep. Bartel
- 17:50:45 Chair Ballance
- 17:50:52 Rep. Bartel
- 17:50:56 Rep. Hamilton
- 17:51:12 Chair Ballance
- 17:51:28 **Vote:** Motion failed 9-9 by roll call vote with Rep. Bartel, Rep. Bedey, Rep. Glimm, Rep. Holmlund, Rep. Hopkins, Rep. Jones, Rep. Lynch, Rep. Read and Rep. M. Regier voting aye. Rep. Burnett, Rep. Mercer, Rep. F. Moore and Rep. Windy Boy were excused.
- 17:52:46 Rep. Jones
- 17:52:55 **Motion:** Rep. Jones moved to **REQUEST STAFF DRAFT A COMMITTEE BILL TO STUDY SPECIAL EDUCATION FUNDING AND THAT STAFF PRESENT A DRAFT TO THE COMMITTEE PRIOR TO INTRODUCTION.**

Discussion:

- 17:53:07 Rep. Jones
- 17:54:04 **Vote:** Motion carried 18-0 by voice vote. Rep. Burnett, Rep. Mercer, Rep. F. Moore and Rep. Windy Boy were excused.

ADJOURNMENT

Adjournment: 17:54:18

Jessica Riffel, Clerk

jr

Additional Documents:

EXHIBIT([aph35aad.pdf](#))