

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON APPROPRIATIONS

**Call to Order:** Chair Carl Glimm, on March 11, 2019 at 1:30 P.M., in Room 102 Capitol

#### ROLL CALL

**Members Present:**

Rep. Carl Glimm, Chair (R)  
Rep. Nancy Ballance, Chair (R)  
Rep. Llew Jones, Vice Chair (R)  
Rep. David Bedey (R)  
Rep. Tom Burnett (R)  
Rep. Kenneth L. Holmlund (R)  
Rep. Jim Keane (D)  
Rep. Bill Mercer (R)  
Rep. Frederick (Eric) Moore (R)  
Rep. Rae Peppers (D)  
Rep. Joe Read (R)  
Rep. Matt Regier (R)  
Rep. Marilyn Ryan (D)  
Rep. Jonathan Windy Boy (D)  
Rep. Tom Woods (D)

**Members Excused:**

Rep. Dan Bartel, Vice Chair (R)  
Rep. Ryan Lynch, Vice Chair (D)  
Rep. Mary Caferro (D)  
Rep. Kimberly Dudik (D)  
Rep. Jim Hamilton (D)  
Rep. Bradley Hamlett (D)  
Rep. Mike Hopkins (R)

**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 351, 3/8/2019  
Executive Action: HB 2 - Sections D, A

**HEARING ON HB 351****Opening Statement by Sponsor:**

- 13:33:41 Rep. Wendy McKamey (R), HD 19, opened the hearing on HB 351, Encourage transformational learning.
- 13:35:24 Rep. Bartel, Rep. Lynch, Rep. Hamlett, Rep. Dudik, Rep. Hopkins and Rep. Hamilton joined the meeting.

**Proponents' Testimony:**

- 13:43:33 Abigail St. Lawrence, Association of Gifted and Talented Education (AGATE)

**Opponents' Testimony:** None**Informational Testimony:** None**Questions from Committee Members and Responses:**

- 13:44:47 Rep. Regier  
13:45:37 Rep. McKamey  
13:46:08 Rep. Peppers  
13:49:38 Rep. McKamey  
13:51:43 Rep. Ryan  
13:52:05 Rep. McKamey  
13:52:47 Vice Chair Jones  
13:55:22 Rep. Ryan  
13:55:59 Rep. Mercer  
13:56:54 Rep. McKamey  
13:57:51 Rep. Woods  
14:02:16 Rep. McKamey  
14:02:27 Vice Chair Jones  
14:05:23 Paul Taylor, Office of Public Instruction (OPI)  
14:07:09 Vice Chair Jones  
14:08:45 Rep. Dudik  
14:09:06 Rep. McKamey  
14:09:22 Rep. Dudik  
14:09:39 Rep. McKamey  
14:09:53 Paul Taylor, OPI  
14:10:42 Rep. Dudik  
14:11:07 Rep. McKamey  
14:11:12 Rep. E. Moore left the meeting.  
14:11:31 Vice Chair Jones  
14:11:44 Rep. Bartel left the meeting.

**Closing by Sponsor:**

- 14:12:03 Rep. McKamey
- 14:16:09 Recessed
- 14:40:36 Reconvened with Rep. Bartel and Rep. Windy Boy excused.

**EXECUTIVE ACTION ON HB 2 - SECTION D**

14:40:54 Rep. Regier

14:41:46 **Motion:** Rep. M. Regier moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph49b01)**

**Discussion:**

14:42:20 Rep. Regier  
14:42:55 Rep. Woods  
14:43:31 Rep. Regier  
14:43:39 Rep. Woods  
14:44:23 Vice Chair Lynch  
14:44:37 Rep. Regier  
14:44:49 Vice Chair Lynch  
14:45:02 Rep. Mercer  
14:45:14 Rep. Regier

14:45:28 **Vote:** Motion carried unanimously by voice vote. Rep. Caferro and Rep. Windy Boy voted by proxy.

14:45:46 **Motion:** Rep. M. Regier moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph49b02)**

**Discussion:**

14:46:14 Rep. Regier

14:46:35 **Vote:** Motion carried unanimously by voice vote. Rep. Caferro and Rep. Windy Boy voted by proxy.

14:46:56 **Motion:** Rep. M. Regier moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph49b03)**

**Discussion:**

14:47:23 Rep. Regier  
14:48:48 Vice Chair Lynch  
14:49:00 Rep. Regier

14:49:10 **Vote:** Motion carried unanimously by voice vote. Rep. Caferro and Rep. Windy Boy voted by proxy.

14:49:25 **Motion:** Rep. M. Regier moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph49b04)**

**Discussion:**

14:49:47 Rep. Regier  
14:49:52 Rep. Caferro joined the meeting.  
14:50:40 Rep. Holmlund

14:51:16 **Vote:** Motion carried 21-1 by voice vote with Rep. Dudik voting no. Rep. Windy Boy voted by proxy.

14:51:34 **Motion:** Rep. M. Regier moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b05\)](#)

**Discussion:**

14:51:51 Rep. Regier

14:52:18 **Vote:** Motion carried unanimously by voice vote. Rep. Windy Boy voted by proxy.

14:52:35 Rep. Hamlett and Rep. Dudik left the meeting.

14:52:47 **Motion:** Rep. M. Regier moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b06\)](#)

**Discussion:**

14:53:06 Rep. Regier

14:53:24 **Vote:** Motion carried unanimously by voice vote. Rep. Dudik, Rep. Hamlett and Rep. Windy Boy voted by proxy.

14:53:43 **Motion:** Rep. M. Regier moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b07\)](#)

**Discussion:**

14:54:01 Rep. Regier

14:54:35 Rep. Woods

14:54:53 Rep. Regier

14:55:24 Vice Chair Lynch

14:55:43 Rep. Windy Boy joined the meeting.

14:55:55 **Vote:** Motion carried 21-1 by voice vote with Rep. Woods voting no. Rep. Dudik and Rep. Hamlett voted by proxy.

14:56:28 **Motion:** Rep. Peppers moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b08\)](#)

**Discussion:**

14:56:47 Rep. Peppers

14:57:15 Rep. Regier

14:57:49 Chair Ballance

14:58:22 Rep. Dudik returned to the meeting.

14:58:42 Rep. Read left the meeting.

14:58:46 Rep. Windy Boy

14:59:38 Rep. Dudik

15:00:06 Rep. Mercer

15:00:29 Rep. Dudik

15:00:41 Vice Chair Lynch

15:01:11 **Vote:** Motion failed 10-12 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 aye. Rep. Hamlett and Rep. Read voted by proxy.

15:02:11 **Motion:** Rep. Jones moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b09\)](#)

**Discussion:**

15:02:28 Rep. Jones  
15:03:43 Vice Chair Lynch  
15:04:05 Rep. Regier

15:04:19 **Vote:** Motion carried 21-1 by voice vote with Rep. Dudik voting no. Rep. Hamlett and Rep. Read voted by proxy.

15:04:49 **Motion:** Rep. Lynch moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b10\)](#)

**Discussion:**

15:05:05 Vice Chair Lynch  
15:06:11 Rep. Regier

15:07:34 **Vote:** Motion failed 10-12 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 aye. Rep. Hamlett and Rep. Read voted by proxy.

15:08:56 Without Objection, Rep. Bartel moved to close Executive Action for Section D.

15:09:22 Recessed  
15:48:01 Reconvened with Rep. Read present and Rep. Windy Boy excused.

15:48:11 **Motion:** Rep. Glimm moved that **HB 2 BE CONCEPTUALLY AMENDED TO CHANGE AMENDMENT HB000205-D.AKW STRIKING FY 20.**  
(See Exhibit 9)

**Discussion:**

15:48:36 Chair Glimm

15:49:20 **Vote:** Motion carried unanimously by voice vote. Rep. Hamlett and Rep. Windy Boy voted by proxy.

**EXECUTIVE ACTION ON HB 2 - SECTION A**

15:50:10 **Motion:** Rep. Bartel moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b11\)](#)

**Discussion:**

15:50:50 Rep. Bartel

15:51:19 **Vote:** Motion carried unanimously by voice vote. Rep. Hamlett and Rep. Windy Boy voted by proxy.

15:51:37 **Motion:** Rep. Bartel moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b12\)](#)

**Discussion:**

15:52:07 Rep. Bartel

15:52:15 Rep. Windy Boy returned to the meeting.

15:52:35 **Vote:** Motion carried unanimously by voice vote. Rep. Hamlett voted by proxy.

15:52:55 **Motion:** Rep. Bartel moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b13\)](#)

**Discussion:**

15:53:38 Rep. Bartel

15:55:12 **Vote:** Motion carried unanimously by voice vote. Rep. Hamlett voted by proxy.

15:55:42 **Motion:** Rep. Mercer moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b14\)](#)

**Discussion:**

15:56:14 Rep. Mercer

15:57:47 **Vote:** Motion carried unanimously by voice vote. Rep. Hamlett voted by proxy.

15:58:05 **Motion:** Rep. Mercer moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b15\)](#)

**Discussion:**

15:58:24 Rep. Mercer

16:00:16 Rep. Hamilton

16:00:44 **Vote:** Motion carried unanimously by voice vote. Rep. Hamlett voted by proxy.

16:01:07 **Motion:** Rep. Holmlund moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b16\)](#)

**Discussion:**

16:01:25 Rep. Holmlund

16:02:13 Rep. Bartel

16:02:20 **Vote:** Motion carried unanimously by voice vote. Rep. Hamlett voted by proxy.

16:02:38 **Motion:** Rep. Lynch moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b17\)](#)

**Discussion:**

16:02:50 Vice Chair Lynch

16:03:09 Rep. Bartel

16:03:18 **Vote:** Motion carried 21-1 by voice vote with Rep. Mercer voting no. Rep. Hamlett voted by proxy.16:03:40 **Motion:** Rep. Lynch moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph49b18)****Discussion:**

16:03:50 Vice Chair Lynch

16:04:03 Rep. Bartel

16:04:21 **Vote:** Motion carried 21-1 by voice vote with Rep. Burnett voting no. Rep. Hamlett voted by proxy.16:04:53 **Motion:** Rep. Lynch moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph49b19)****Discussion:**

16:05:01 Vice Chair Lynch

16:05:12 Rep. Bartel

16:05:20 **Vote:** Motion carried unanimously by voice vote. Rep. Hamlett voted by proxy.16:05:36 **Motion:** Rep. Lynch moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph49b20)****Discussion:**

16:05:44 Vice Chair Lynch

16:06:05 Rep. Bartel

16:06:12 **Vote:** Motion carried 18-4 by voice vote with Rep. Burnett, Rep. Glimm, Rep. Mercer and Rep. F. Moore voting no. Rep. Hamlett voted by proxy.16:06:41 **Motion:** Rep. Lynch moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph49b21)****Discussion:**

16:06:48 Vice Chair Lynch

16:07:00 Rep. Bartel

16:07:08 Rep. E. Moore

16:07:16 Vice Chair Lynch

16:07:37 Rep. Mercer

16:07:57 Katie Guenther, Legislative Fiscal Division (LFD)

16:08:37 Chair Glimm

16:09:50 Katie Guenther, LFD

16:10:16 Vice Chair Lynch

16:10:22 Katie Guenther, LFD

- 16:10:35 Chair Glimm  
16:10:43 Katie Guenther, LFD
- 16:11:09 **Vote:** Motion carried 19-3 by voice vote with Rep. Glimm, Rep. Mercer and Rep. Read voting no. Rep. Hamlett voted by proxy.
- 16:11:38 **Motion:** Rep. Lynch moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b22\)](#)
- Discussion:**  
16:11:48 Rep. Lynch  
16:12:05 Rep. Bartel
- 16:12:11 **Vote:** Motion carried 21-1 by voice vote with Rep. Hamlett voting no. Rep. Hamlett voted by proxy.
- 16:12:32 **Motion:** Rep. Lynch moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b23\)](#)
- Discussion:**  
16:12:43 Rep. Lynch  
16:12:58 Rep. Bartel
- 16:13:05 **Vote:** Motion carried 18-4 by voice vote with Rep. Bedey, Rep. Burnett, Rep. Mercer and Rep. Read voting no. Rep. Hamlett voted by proxy.
- 16:13:36 **Motion:** Rep. Lynch moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b24\)](#)
- Discussion:**  
16:13:45 Rep. Lynch  
16:13:59 Rep. Bartel  
16:14:04 Rep. E. Moore  
16:14:14 Katie Guenther, LFD  
16:14:24 Julia Platt, Legislative Fiscal Division (LFD)
- 16:15:20 **Vote:** Motion carried unanimously by voice vote. Rep. Hamlett voted by proxy.
- 16:15:34 **Motion:** Rep. Lynch moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b25\)](#)
- Discussion:**  
16:15:45 Rep. Lynch  
16:15:55 Rep. Bartel
- 16:16:03 **Vote:** Motion carried 18-4 by voice vote with Rep. Bedey, Rep. Glimm, Rep. Mercer and Rep. F. Moore voting no. Rep. Hamlett voted by proxy.
- 16:16:31 **Motion:** Rep. Lynch moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b26\)](#)

**Discussion:**

16:16:41 Rep. Lynch  
16:17:09 Rep. Bartel  
16:17:22 Rep. Dudik  
16:17:35 Rep. Woods

16:17:49 **Vote:** Motion carried unanimously by voice vote. Rep. Hamlett voted by proxy.

16:18:05 Vice Chair Lynch

16:18:17 **Motion:** Rep. Windy Boy moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b27\)](#)

**Discussion:**

16:18:34 Rep. Windy Boy  
16:19:33 Rep. Hamilton  
16:19:58 Rep. Windy Boy  
16:20:32 Rep. Bartel  
16:21:44 Rep. Mercer  
16:22:07 Rep. Dudik left the meeting.

16:22:26 **Vote:** Motion failed 10-12 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 aye. Rep. Dudik and Rep. Hamlett voted by proxy.

16:23:23 **Motion:** Rep. Windy Boy moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b28\)](#)

**Discussion:**

16:23:34 Rep. Windy Boy  
16:25:44 Rep. Bartel

16:26:46 **Vote:** Motion failed 10-12 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 aye. Rep. Dudik and Rep. Hamlett voted by proxy.

16:27:43 **Motion:** Rep. Read moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph49b29\)](#)

**Discussion:**

16:28:00 Rep. Read  
16:29:59 Rep. Hamilton  
16:31:02 Rep. Bartel  
16:32:00 Chair Glimm  
16:32:31 Rep. Mercer  
16:33:39 Rep. Regier  
16:33:41 Chair Glimm  
16:34:02 Rep. Woods

- 16:34:26 **Substitute Motion:** Rep. Glimm entertained a substitute motion to have corrected numbers in the amendment that reflect the \$30,000 per year, so moved by Rep. Hopkins.
- 16:34:55 Chair Glimm
- 16:35:10 **Vote:** Motion carried 12-10 by roll call vote with Rep. Ballance, Rep. Bartel, Rep. Bedey, Rep. Burnett, Rep. Glimm, Rep. Holmlund, Rep. Jones, Rep. Mercer, Rep. F. Moore and Rep. M. Regier voting no. Rep. Dudik and Rep. Hamlett voted by proxy.
- 16:36:36 Without Objection, Rep. Lynch moved to close Executive Action for Section A.

**EXECUTIVE ACTION ON HB 2**

- 16:37:48 **Motion:** Rep. Bartel moved that **HB 2 DO PASS**.
- 16:37:58 **Motion/Vote:** Rep. Bartel moved that **HB 2 BE AMENDED BY STRIKING EVERYTHING BENEATH THE ENACTING CLAUSE AND SUBSTITUTING THE TEXT OF THE AMENDED "STUDY BILL" WHICH REPRESENTS THE RECOMMENDATIONS OF THE JOINT APPROPRIATIONS SUBCOMMITTEES AND THE ACTIONS OF THE FULL APPROPRIATIONS COMMITTEE**. Motion carried unanimously by voice vote. Rep. Dudik and Rep. Hamlett voted by proxy.
- 16:39:13 **Motion/Vote:** Rep. Bartel moved that **HB 2 DO PASS AS AMENDED**. Motion carried 16-6 by roll call vote with Rep. Hamilton, Rep. Hamlett, Rep. Lynch, Rep. Peppers, Rep. Windy Boy and Rep. Woods voting no. Rep. Dudik and Rep. Hamlett voted by proxy.
- 16:40:37 Chair Glimm

**ADJOURNMENT**

Adjournment: 16:40:49

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Jessica Riffel, Clerk

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Additional Documents:

**EXHIBIT([aph49bad.pdf](#))**