

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: Chair Carl Glimm, on April 12, 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. Llew Jones, Vice Chair (R)
Rep. Ryan Lynch, Vice Chair (D)
Rep. David Bedey (R)
Rep. Mary Caferro (D)
Rep. Jim Hamilton (D)
Rep. Bradley Hamlett (D)
Rep. Kenneth L. Holmlund (R)
Rep. Mike Hopkins (R)
Rep. Frederick (Eric) Moore (R)
Rep. Rae Peppers (D)
Rep. Joe Read (R)
Rep. Marilyn Ryan (D)
Rep. Jonathan Windy Boy (D)
Rep. Tom Woods (D)

Members Excused:

Rep. Dan Bartel, Vice Chair (R)
Rep. Tom Burnett (R)
Rep. Kimberly Dudik (D)
Rep. Jim Keane (D)
Rep. Bill Mercer (R)
Rep. Matt Regier (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: SB 24, 4/12/2019; SB 329, 4/12/2019; SB 341, 4/12/2019; SB 343, 4/12/2019
Executive Action: SB 24, SB 329, SB 341, SB 343, SB 352

15:51:23 Rep. Keane joined the meeting.

EXECUTIVE ACTION ON SB 352

15:51:44 **Motion:** Rep. Jones moved that **SB 352 BE CONCURRED IN.**

Discussion:

15:51:55 Vice Chair Jones

15:52:05 Chair Glimm

15:52:21 **Motion:** Rep. Ballance moved that **SB 352 BE AMENDED.**

[EXHIBIT\(aph77b01\)](#)

[EXHIBIT\(aph77b02\)](#)

Discussion:

15:52:42 Chair Ballance

15:54:23 Vice Chair Jones

15:55:42 Rep. Woods

15:55:51 Vice Chair Jones

15:57:05 Rep. Caferro

15:57:27 Chair Glimm

15:57:48 Chair Ballance

15:58:21 Rep. Caferro

15:59:03 Rep. Mercer joined the meeting.

15:59:52 Chair Ballance

Proponents:

16:00:57 Liz Bangerter, Department of Justice (DOJ)

16:01:19 Chair Glimm

Opponents:

16:01:42 Heather O'Loughlin, Montana Budget and Policy Center (MBPC)

16:04:08 Chair Glimm

16:04:26 Vice Chair Jones

16:06:23 Chair Ballance

16:07:23 Rep. Woods

16:07:47 Chair Glimm

16:08:06 Rep. Woods

16:08:18 Chair Glimm

16:08:29 Vice Chair Jones

16:09:14 Rep. Woods

16:09:32 Vice Chair Jones

16:09:52 Chair Ballance

16:10:27 Rep. Windy Boy

16:11:04 Chair Glimm

16:12:10 Rep. Windy Boy

16:12:22 Chair Glimm

16:12:28 Rep. Regier joined the meeting.

Informational Witnesses: None

Questions and Comments From The Committee: None

16:13:18 **Vote:** Motion carried unanimously by voice vote. Rep. Bartel, Rep. Burnett and Rep. Dudik voted by proxy.

16:13:51 Vice Chair Jones

16:14:13 **Motion:** Rep. E. Moore moved that **SB 352 BE AMENDED.**
EXHIBIT(aph77b03)

Discussion:

16:14:27 Rep. E. Moore

16:15:45 Rep. Regier

16:17:17 Rep. Woods

16:17:45 Rep. E. Moore

16:17:53 Rep. Regier

16:18:11 Rep. Woods

16:18:44 **Substitute Motion:** Rep. Mercer made a substitute motion that **ITEM 4 OF AMENDMENT SB035201.AJJ BE SEGREGATED AND THAT SB 352 BE AMENDED WITH ITEMS 1, 2 AND 3.**

Discussion:

16:19:04 Rep. Jones

16:20:48 Chair Glimm

16:21:17 Rep. Regier

16:21:31 Rep. E. Moore

16:22:06 Joe Triem, Legislative Fiscal Division (LFD)

16:22:20 Rep. Regier

16:22:31 Quinn Holzer, Legislative Fiscal Division (LFD)

16:23:03 Vice Chair Jones

16:24:13 Rep. Windy Boy left the meeting. Rep. Dudik joined the meeting.

16:24:32 Rep. E. Moore

16:24:55 Rep. Mercer

16:25:41 Joe Triem, LFD

16:25:53 Quinn Holzer, LFD

16:26:14 Rep. Hamilton

16:27:04 Rep. Regier

Proponents:

16:28:02 Tom Butler, Montana Highway Patrol (MHP)

16:29:37 Eric Feaver, Montana Federation of Public Employees (MFPE)

Opponents: None

Informational Witnesses: None

Questions and Comments From The Committee:

16:30:17 Rep. Mercer

16:31:03 Tom Butler, MHP

- 16:31:46 Rep. Keane
- 16:32:24 **Vote:** Motion failed 11-11 by roll call vote with Rep. Caferro, Rep. Dudik, Rep. Hamilton, Rep. Hamlett, Rep. Holmlund, Rep. Hopkins, Rep. Lynch, Rep. E. Moore, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Bartel, Rep. Burnett and Rep. Windy Boy voted by proxy.

16:33:33 **Motion:** Rep. E. Moore moved that **SB 352 BE AMENDED WITH SB035201.AJJ ITEM 4.**

(See Exhibit 3)

Discussion:

16:33:45 Rep. E. Moore

Proponents:

16:34:11 Tom Butler, Montana Highway Patrol (MHP)

[EXHIBIT\(aph77b04\)](#)

16:37:18 Eric Feaver, Montana Federation of Public Employees (MFPE)

16:37:28 Liz Bangerter, Department of Justice (DOJ)

Opponents: None

Informational Witnesses: None

Questions and Comments From The Committee:

16:38:31 Rep. Hamilton
16:38:55 Tom Butler, MHP
16:40:01 Rep. E. Moore
16:40:10 Tom Butler, MHP
16:41:12 Rep. Mercer
16:43:55 Tom Butler, MHP
16:44:42 Rep. Regier
16:44:50 Tom Butler, MHP
16:45:48 Chair Glimm
16:46:22 Rep. Keane
16:47:04 Tom Butler, MHP
16:47:12 Rep. Dudik
16:47:37 Tom Butler, MHP

16:48:22 **Vote:** Motion carried 15-7 by roll call vote with Rep. Bartel, Rep. Burnett, Rep. Caferro, Rep. Glimm, Rep. M. Regier, Rep. Windy Boy and Rep. Woods voting no. Rep. Bartel, Rep. Burnett and Rep. Windy Boy voted by proxy.

16:49:26 **Motion:** Rep. Jones moved that **SB 352 BE CONCURRED IN AS AMENDED.**

16:49:38 **Motion:** Rep. Jones moved that **SB 352 BE AMENDED.**

[EXHIBIT\(aph77b05\)](#)

Discussion:

16:49:52 Vice Chair Jones
 16:50:04 Joe Triem, LFD
 16:51:10 Rep. Hamilton
 16:52:31 Vice Chair Jones
 16:53:49 Chair Ballance
 16:55:18 Rep. Windy Boy returned to the meeting.
 16:55:58 Rep. Hamilton
 16:56:03 Rep. Hopkins left the meeting.
 16:56:38 Rep. Keane

Proponents: None**Opponents:**

16:57:37 Eric Feaver, Montana Federation of Public Employees (MFPE)

Informational Witnesses: None**Questions and Comments From The Committee:**

16:58:48 Rep. Woods
 16:59:08 Chair Glimm
 17:00:17 Rep. Woods

 17:00:53 **Vote:** Motion failed 1-21 by voice vote with Rep. Burnett voting aye. Rep. Bartel, Rep. Burnett and Rep. Hopkins voted by proxy.

 17:01:20 Rep. Hopkins returned to the meeting.

 17:01:45 **Motion/Vote:** Rep. Jones moved that **SB 352 BE CONCURRED IN AS AMENDED.** Motion carried 19-3 by voice vote with Rep. M. Regier, Rep. Windy Boy and Rep. Woods voting no. Rep. Bartel and Rep. Burnett voted by proxy. Rep. Jones will carry the bill.

 17:03:23 Rep. Caferro

HEARING ON SB 24**Opening Statement by Sponsor:**

17:03:58 Sen. Terry Gauthier (R), SD 40, opened the hearing on SB 24, Increase optional light motor vehicle registration fee for parks and recreation.

Proponents' Testimony: None**Opponents' Testimony:** None**Informational Testimony:**

17:05:17 Dustin Temple, Department of Fish, Wildlife and Parks (FWP)

Questions from Committee Members and Responses: None

Closing by Sponsor:

17:05:36 Sen. Gauthier

HEARING ON SB 329

Opening Statement by Sponsor:

17:06:03 Rep. B. Brown, (R), HD 13, opened the hearing on SB 329, Allow for extension of state coal leases.

*Note: With permission from the sponsor, Rep. B. Brown presented SB 329 on Sen. Richmond's behalf.

Proponents' Testimony:

17:06:51 Sen. Tom Richmond, SD 28

17:07:05 Steve Wade, Great Northern Properties

Opponents' Testimony:

17:07:39 Shawn Thomas, Department of Natural Resources and Conservation (DNRC)

Informational Testimony: None

Questions from Committee Members and Responses:

17:09:07 Rep. Keane

17:09:23 Shawn Thomas, DNRC

17:09:37 Rep. Mercer

17:10:04 Shawn Thomas, DNRC

Closing by Sponsor:

17:11:06 Rep. B. Brown

HEARING ON SB 341

Opening Statement by Sponsor:

17:11:47 Sen. Mark Blasdel (R), SD 4, opened the hearing on SB 341, Establish public access land act.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

17:12:27 Dustin Temple, Department of Fish, Wildlife and Parks (FWP)

Questions from Committee Members and Responses: None

Closing by Sponsor:

17:12:46 Sen. Blasdel

HEARING ON SB 343**Opening Statement by Sponsor:**

17:13:07 Rep. B. Brown, (R), HD 13, opened the hearing on SB 343, Revise open cut laws.

*Note: With permission from the sponsor, Rep. B. Brown presented SB 343 on Sen. Richmond's behalf.

Proponents' Testimony:

17:14:56 Sen. Tom Richmond, SD 28

17:15:50 Steve Wade, Montana Contractors' Association (MCA)

17:17:26 Chris Dorrington, Department of Environmental Quality (DEQ)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

17:19:12 Rep. Mercer

17:22:15 Chris Dorrington, DEQ

Closing by Sponsor:

17:22:46 Rep. B. Brown

EXECUTIVE ACTION ON SB 24

17:24:04 **Motion/Vote:** Rep. Jones moved that **SB 24 BE CONCURRED IN**. Motion carried 16-6 by roll call vote with Rep. Bartel, Rep. Burnett, Rep. Glimm, Rep. E. Moore, Rep. Read and Rep. M. Regier voting no. Rep. Bartel and Rep. Burnett voted by proxy. Rep. Welch will carry the bill.

EXECUTIVE ACTION ON SB 329

17:25:28 **Motion/Vote:** Rep. Jones moved that **SB 329 BE CONCURRED IN**. Motion carried 17-5 by voice vote with Rep. Caferro, Rep. Dudik, Rep. Hamilton, Rep. Ryan and Rep. Woods voting no. Rep. Bartel and Rep. Burnett voted by proxy. Rep. B. Brown will carry the bill.

EXECUTIVE ACTION ON SB 341

17:26:18 **Motion/Vote:** Rep. Jones moved that **SB 341 BE CONCURRED IN**. Motion carried 21-1 by voice vote with Rep. Lynch voting no. Rep. Bartel and Rep. Burnett voted by proxy. Rep. Regier will carry the bill.

EXECUTIVE ACTION ON SB 343

17:26:52 **Motion/Vote:** Rep. Jones moved that **SB 343 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Bartel and Rep. Burnett voted by proxy. Rep. Gunderson will carry the bill.

ADJOURNMENT

Adjournment: 17:28:20

Jessica Riffel, Clerk

jr

Additional Documents:

EXHIBIT([aph77bad.pdf](#))