

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: Chair Ryan Osmundson, on March 22, 2019 at 9:03 AM, in Room 317 Capitol

ROLL CALL

Members Present:

Sen. Ryan Osmundson, Chair (R)
Sen. Jon C. Sesso, Vice Chair (D)
Sen. Cary Smith, Vice Chair (R)
Sen. Duane Ankney (R)
Sen. Kenneth Bogner (R)
Sen. Mike Cuffe (R)
Sen. Janet Ellis (D)
Sen. Pat Flowers (D)
Sen. David Howard (R)
Sen. Tom Jacobson (D)
Sen. Douglas (Doug) Kary (R)
Sen. Bob Keenan (R)
Sen. Mike Lang (R)
Sen. Nate McConnell (D)
Sen. Mary McNally (D)
Sen. Albert Olszewski (R)
Sen. Daniel R. Salomon (R)
Sen. Susan Webber (D)
Sen. Jeffrey W. Welborn (R)

Members Excused: None

Members Absent: None

Staff Present: Prudence Gildroy, Committee Secretary
Quinn Holzer, Legislative Branch
Julie Johnson, Legislative Branch
Kris Wilkinson, 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 638, 3/18/2019; HB 24, 3/20/2019; HB 158, 2/19/2019;
HB 192, 3/20/2019; HB 212, 3/19/2019

Executive Action: HB 18; HB 24; HB 158; SB 170; HB 192; HB 212; HB 262;
HB 428; HB 638

HEARING ON HB 638

Opening Statement by Sponsor:

09:04:42 Rep. David Bedey (R), HD 86, opened the hearing on HB 638, Increasing K-12 special ed allowable cost payment.

[EXHIBIT\(fcs59a01\)](#)

Proponents' Testimony:

09:07:01 Dennis Parman, Montana Rural Education Association

09:08:48 Marco Ferro, Montana Federation of Public Employees

09:09:14 Emily Dean, Montana School Board Association, and representing Kirk Miller, School Administrators of Montana

09:10:10 Jackie Jones, Montana Association of Disability Services Providers

Opponents' Testimony: None

Informational Testimony:

09:11:04 Paul Taylor, Office of Public Instruction

Questions from Committee Members and Responses: None

Closing by Sponsor:

09:11:25 Rep. Bedey

HEARING ON HB 24

Opening Statement by Sponsor:

09:11:53 Rep. Alan Redfield (R), HD 59, opened the hearing on HB 24, Revise irrigation cost deduction for irrigated property.

Proponents' Testimony:

09:13:58 Mike Murphy, Montana Water Resources Association

09:16:20 Liv Stavick, Montana Farm Bureau Federation

09:16:46 Jay Bodner, Montana Stockgrowers Association

Opponents' Testimony: None

Informational Testimony:

09:17:47 Bryce Kaatz, Department of Revenue

Questions from Committee Members and Responses:

09:18:11 Sen. Sesso

09:19:18 Rep. Redfield

09:19:52 Sen. Sesso

09:20:14 Rep. Redfield

09:20:29 Sen. Lang

09:21:06 Rep. Redfield

09:21:26 Sen. Lang

09:21:48 Rep. Redfield

09:22:00 Sen. Ellis
 09:22:27 Rep. Redfield
 09:23:39 Sen. Ellis
 09:24:00 Rep. Redfield
 09:25:10 Sen. Flowers
 09:25:47 Rep. Redfield
 09:26:39 Sen. Flowers
 09:26:54 Rep. Redfield

Closing by Sponsor:

09:27:05 Rep. Redfield

HEARING ON HB 158

Opening Statement by Sponsor:

09:27:42 Rep. Rae Peppers (D), HD 41, opened the hearing on HB 158, Revise and fund purple heart scholarship, include higher medals.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

09:29:48 Sundi West, Department of Military Affairs (DMA)

Questions from Committee Members and Responses:

09:30:14 Sen. Ankney
 09:30:42 Rep. Peppers
 09:30:50 Sen. Lang
 09:31:10 Rep. Peppers
 09:31:22 Sen. Sesso
 09:31:45 Ms. West, DMA
 09:32:20 Sen. Webber
 09:32:43 Ms. West
 09:33:12 Chair Osmundson
 09:33:18 Ms. West
 09:33:33 Sen. Ellis
 09:33:55 Ms. West

Closing by Sponsor:

09:34:32 Rep. Peppers

HEARING ON HB 192

Opening Statement by Sponsor:

09:35:01 Rep. Marilyn Ryan (D), HD 99, opened the hearing on HB 192, Revise laws related to privacy in communications.

Proponents' Testimony:

09:37:21 Jackie Jones, Montana County Attorneys Association

09:38:03 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence
[EXHIBIT\(fcs59a02\)](#)

09:39:15 Brenna Love, Associated Students of the University of Montana

Opponents' Testimony: None

Informational Testimony:

09:39:55 Chad Wright, Office of Public Defender (OPD)

Questions from Committee Members and Responses:

09:40:20 Sen. Ellis
09:40:31 Kris Wilkinson, Legislative Fiscal Division
09:40:51 Sen. McConnell
09:41:19 Mr. Wright, OPD
09:41:57 Sen. McConnell
09:42:48 Mr. Wright

Closing by Sponsor:

09:42:59 Rep. Peppers

HEARING ON HB 212

Opening Statement by Sponsor:

09:45:08 Sen. Salomon for Rep. Llew Jones (R), HD 18, opened the hearing on HB 212, Revise funding for community colleges.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

09:45:55 Shauna Albrecht, Legislative Fiscal Division (LFD)

Questions from Committee Members and Responses:

09:46:15 Sen. Ellis
09:46:49 Ms. Albrecht, LFD

Closing by Sponsor:

09:48:36 Sen. Salomon

09:49:13 Chair Osmundson

09:50:21 Recess
39:44:50 Reconvene

EXECUTIVE ACTION ON SB 18

11:12:32 **Motion:** Sen. C. Smith moved that **SB 18 DO PASS.**

Discussion:

11:13:06 Chair Osmundson

11:13:16 Sen. Flowers

EXHIBIT(fcs59a03)

11:15:41 Sen. Salomon

11:16:40 Sen. Jacobson

11:17:15 **Substitute Motion/Vote:** Sen. Howard made a Substitute Motion that **SB 18 BE TABLED**. Substitute Motion failed 9-10 by roll call vote with Sen. Bogner, Sen. Howard, Sen. Kary, Sen. Keenan, Sen. Lang, Sen. Olszewski, Sen. Osmundson, Sen. C. Smith and Sen. Welborn voting aye.

Sen. Olszewski left the meeting.

11:18:46 **Vote:** Motion failed 8-11 by roll call vote with Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. McConnell, Sen. McNally, Sen. Salomon, Sen. Sesso and Sen. Webber voting aye. Sen. Olszewski voted by proxy.

11:19:57 **Motion/Vote:** Sen. C. Smith moved that **SB 18 BE TABLED AND THE VOTE REVERSED**. Without objection the motion carried.

EXECUTIVE ACTION ON HB 24

11:20:13 **Motion:** Sen. C. Smith moved that **HB 24 BE CONCURRED IN**.

Discussion:

11:20:32 Sen. Ankney

11:20:45 **Vote:** Motion carried unanimously by voice vote. Sen. Olszewski voted by proxy. Sen. Lang will carry the bill.

EXECUTIVE ACTION ON HB 158

11:21:14 **Motion:** Sen. C. Smith moved that **HB 158 BE CONCURRED IN**.

Discussion:

11:21:36 Sen. Ankney

11:21:51 **Vote:** Motion carried unanimously by voice vote. Sen. Olszewski voted by proxy. Sen. Bogner will carry the bill.

EXECUTIVE ACTION ON SB 170

11:22:29 **Motion:** Sen. C. Smith moved that **SB 170 DO PASS**.

Discussion:

11:22:43 Sen. Ankney

11:22:54 Sen. Lang

11:23:35 Sen. Jacobson

11:24:39 **Vote:** Motion carried 16-3 by roll call vote with Sen. Keenan, Sen. Osmundson and Sen. C. Smith voting no. Sen. Olszewski voted by proxy.

EXECUTIVE ACTION ON HB 192

11:26:16 **Motion:** Sen. C. Smith moved that **HB 192 BE CONCURRED IN.**

Discussion:

11:26:19 Chair Osmundson

11:26:29 Kris Wilkinson, Legislative Fiscal Division

11:26:37 **Vote:** Motion carried unanimously by voice vote. Sen. Olszewski voted by proxy. Sen. Sands will carry the bill.

EXECUTIVE ACTION ON HB 212

11:27:08 **Motion:** Sen. C. Smith moved that **HB 212 BE CONCURRED IN.**

Discussion:

11:27:23 Chair Osmundson

11:27:46 Sen. Ankney

11:28:18 Sen. Salomon

11:29:08 **Vote:** Motion carried unanimously by voice vote. Sen. Olszewski voted by proxy. Sen. Salomon will carry the bill.

EXECUTIVE ACTION ON HB 262

11:29:31 **Motion:** Sen. C. Smith moved that **HB 262 BE CONCURRED IN.**

Discussion:

11:29:58 Chair Osmundson

11:30:24 Kris Wilkinson, Legislative Fiscal Division

11:31:28 **Motion:** Sen. Osmundson moved that **HB 262 BE AMENDED.**
[EXHIBIT\(fcs59a04\)](#)

Discussion:

11:31:43 Sen. Sesso

11:32:13 **Vote:** Motion carried unanimously by voice vote. Sen. Olszewski voted by proxy.

11:32:29 **Motion:** Sen. Sesso moved that **HB 262 BE AMENDED.**
[EXHIBIT\(fcs59a05\)](#)

Discussion:

11:34:05 Sen. Lang

11:34:28 Sen. Sesso

11:35:03 **Vote:** Motion carried unanimously by voice vote. Sen. Olszewski voted by proxy.

11:35:14 **Motion/Vote:** Sen. C. Smith moved that **HB 262 BE CONCURRED IN AS AMENDED**. Motion carried unanimously by voice vote. Sen. Olszewski voted by proxy. Sen. Osmundson will carry the bill.

EXECUTIVE ACTION ON HB 428

11:36:21 **Motion:** Sen. C. Smith moved that **HB 428 BE CONCURRED IN**.

11:36:28 **Motion:** Sen. Ankney moved that **HB 428 BE AMENDED**.
[EXHIBIT\(fcs59a06\)](#)

Discussion:

11:37:42 Sen. Webber
11:37:45 Sen. Ankney
11:38:29 Sen. Webber
11:40:08 Sen. Ellis
11:40:34 Kris Wilkinson, Legislative Fiscal Division
11:41:06 Sen. Cuffe
11:41:27 Sen. McConnell
11:42:50 Sen. Keenan
11:43:17 Sen. Howard

11:43:48 **Vote:** Motion carried 14-5 by roll call vote with Sen. Ellis, Sen. Jacobson, Sen. McConnell, Sen. McNally and Sen. Webber voting no. Sen. Olszewski voted by proxy.

11:44:57 **Motion/Vote:** Sen. Howard moved that **HB 428 BE AMENDED**. Motion carried 12-7 by roll call vote with Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. McConnell, Sen. McNally, Sen. Sesso and Sen. Webber voting no. Sen. Olszewski voted by proxy.

[EXHIBIT\(fcs59a07\)](#)

11:46:29 **Motion:** Sen. C. Smith moved that **HB 428 BE CONCURRED IN AS AMENDED**.

Discussion:

11:46:36 Sen. Webber
11:49:09 Sen. Ankney
11:50:15 Sen. Keenan
11:50:25 Kris Wilkinson, Legislative Fiscal Division

11:50:53 **Vote:** Motion carried 16-3 by roll call vote with Sen. Howard, Sen. Keenan and Sen. Lang voting no. Sen. Olszewski voted by proxy. Sen. Small will carry the bill.

EXECUTIVE ACTION ON HB 638

11:52:03 **Motion/Vote:** Sen. C. Smith moved that **HB 638 BE CONCURRED IN**. Motion carried unanimously by voice vote. Sen. Olszewski voted by proxy. Sen. Salomon will carry the bill.

11:53:13 Chair Osmundson

11:53:22 Sen. Ellis

11:53:26 Chair Osmundson

ADJOURNMENT

Adjournment: 11:55 A.M.

Prudence Gildroy, Secretary

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Additional Documents:

EXHIBIT([fcs59aad.pdf](#))