

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: Chair Ryan Osmundson, on March 28, 2019 at 9:17 A.M., 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. 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:

Sen. David Howard (R)

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:

Executive Action: HB 2

09:18:22 Chair Osmundson
09:19:00 Sen. Smith
09:19:16 Chair Osmundson

09:19:27 Recess
10:17:14 Reconvene

EXECUTIVE ACTION ON HB 2

HB 2 Section A - General Government

10:19:02 Chair Osmundson opened HB 2 Section A.

10:19:37 **Motion:** Sen. Flowers moved that **HB 2 BE AMENDED**.
[EXHIBIT\(fcs64a01\)](#)

Discussion:

10:20:17 Sen. Flowers
10:22:29 Sen. Sesso
10:23:02 Sen. Flowers
10:23:44 Sen. Lang

10:24:05 **Vote:** Motion failed 8-11 by roll call vote with Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. Keenan, Sen. McConnell, Sen. McNally, Sen. Sesso and Sen. Webber voting aye. Sen. Howard voted by proxy.

10:25:28 **Motion:** Sen. Webber moved that **HB 2 BE AMENDED**.
[EXHIBIT\(fcs64a02\)](#)

Discussion:

10:26:34 Sen. Sesso

10:27:18 **Vote:** Motion failed 9-10 by roll call vote with Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. McConnell, Sen. McNally, Sen. Olszewski, Sen. Sesso, Sen. Webber and Sen. Welborn voting aye. Sen. Howard voted by proxy.

10:28:26 **Motion:** Sen. Webber moved that **HB 2 BE AMENDED**.
[EXHIBIT\(fcs64a03\)](#)

Discussion:

10:28:57 Sen. Webber

10:29:15 **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. Howard voted by proxy.

10:30:07 **Motion:** Sen. Flowers moved that **HB 2 BE AMENDED**.
[EXHIBIT\(fcs64a04\)](#)

10:30:56 **Vote:** Motion failed 7-12 by roll call vote with Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. McConnell, Sen. McNally, Sen. Sesso and Sen. Webber voting aye. Sen. Howard voted by proxy.

10:31:54 **Motion:** Sen. Flowers moved that **HB 2 BE AMENDED**.
[EXHIBIT\(fcs64a05\)](#)

Discussion:

10:32:57 Sen. Lang
10:33:05 Chair Osmundson

10:33:12 **Vote:** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.

10:33:25 **Motion:** Sen. Flowers moved that **HB 2 BE AMENDED**.
[EXHIBIT\(fcs64a06\)](#)

Discussion:

10:33:50 Sen. Flowers

10:34:11 **Vote:** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.

10:34:21 **Motion:** Sen. Flowers moved that **HB 2 BE AMENDED**.
[EXHIBIT\(fcs64a07\)](#)

Discussion:

10:35:00 Sen. Flowers

10:35:13 **Vote:** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.

10:35:25 **Motion:** Sen. Lang moved that **HB 2 BE AMENDED**.
[EXHIBIT\(fcs64a08\)](#)

Discussion:

10:35:38 Sen. Lang
10:26:15 Chair Osmundson

10:36:26 **Vote:** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.

10:36:39 **Motion/Vote:** Sen. Lang moved that **HB 2 BE AMENDED**. Motion carried unanimously by voice vote. Sen. Howard voted by proxy.
[EXHIBIT\(fcs64a09\)](#)

10:37:39 **Motion/Vote:** Sen. Lang moved that **HB 2 BE AMENDED**. Motion carried unanimously by voice vote. Sen. Howard voted by proxy.
[EXHIBIT\(fcs64a10\)](#)

10:38:47 **Motion:** Sen. Flowers moved that **HB 2 BE AMENDED**.
[EXHIBIT\(fcs64a11\)](#)

Discussion:

10:39:23 Sen. Flowers

10:36:55 Sen. Lang

10:40:04 **Vote:** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.10:40:16 **Motion:** Sen. Flowers moved that **HB 2 BE AMENDED.**[EXHIBIT\(fcs64a12\)](#)**Discussion:**

10:40:56 Sen. Sesso

10:43:42 Sen. Cuffe

10:44:07 **Vote:** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.10:44:19 **Motion/Vote:** Sen. Lang moved that **HB 2 BE AMENDED.** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.[EXHIBIT\(fcs64a13\)](#)

10:45:20 Chair Osmundson closed Section A and opened HB 2 Section B.

10:45:25 Recess

10:54:48 Reconvene

HB 2 Section B - Department of Public Health and Human Services10:55:27 **Motion:** Sen. McNally moved that **HB 2 BE AMENDED.**[EXHIBIT\(fcs64a14\)](#)**Discussion:**

10:56:05 Sen. Sesso

10:56:43 Sen. Olszewski

10:57:36 **Vote:** Motion failed 8-11 by roll call vote with Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. McConnell, Sen. McNally, Sen. Sesso, Sen. Webber and Sen. Welborn voting aye. Sen. Howard voted by proxy.10:58:22 **Motion:** Sen. McNally moved that **HB 2 BE AMENDED.**[EXHIBIT\(fcs64a15\)](#)

10:59:08 Sen. McNally withdrew the amendment.

10:59:16 **Motion:** Sen. McNally moved that **HB 2 BE AMENDED.**[EXHIBIT\(fcs64a16\)](#)**Discussion:**

10:59:23 Sen. McNally

10:59:55 Kris Wilkinson, Legislative Fiscal Division

11:00:17 Chair Osmundson

11:00:26 Sen. McNally

11:00:29 Chair Osmundson

11:00:37 **Vote:** Motion failed 7-12 by roll call vote with Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. McConnell, Sen. McNally, Sen. Sesso and Sen. Webber voting aye. Sen. Howard voted by proxy.

11:01:36 **Motion:** Sen. McNally moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a17\)](#)

Discussion:

11:02:16 Sen. Olszewski

11:02:39 **Vote:** Motion failed 7-12 by roll call vote with Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. McConnell, Sen. McNally, Sen. Sesso and Sen. Webber voting aye. Sen. Howard voted by proxy.

11:03:37 **Motion:** Sen. Keenan moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a18\)](#)

Discussion:

11:03:50 Sen. Keenan

11:04:10 Sen. Olszewski

11:04:27 **Vote:** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.

11:04:51 **Motion:** Sen. Keenan moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a19\)](#)

Discussion:

11:05:27 Sen. Olszewski

11:06:37 **Vote:** Motion failed 8-11 by roll call vote with Sen. Ankney, Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. Kary, Sen. Keenan, Sen. Salomon and Sen. Welborn voting aye. Sen. Howard voted by proxy.

11:07:36 **Motion:** Sen. Keenan moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a20\)](#)

Discussion:

11:07:43 Sen. Keenan

11:13:40 Sen. Olszewski

11:14:36 Sen. Sesso

11:16:50 Sen. Keenan

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11:16:59 **Vote:** Motion failed 6-13 by roll call vote with Sen. Bogner, Sen. Cuffe, Sen. Howard, Sen. Kary, Sen. Keenan and Sen. Lang voting aye.

11:17:56 **Motion:** Sen. Olszewski moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a21\)](#)

Discussion:

11:19:11 Sen. McNally
11:19:22 Sen. Olszewski
11:19:51 Sen. Sesso
11:20:29 Sen. Olszewski

11:21:14 **Vote:** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.

11:21:24 **Motion:** Sen. Sesso moved that **HB 2 BE AMENDED.**

[EXHIBIT\(fcs64a22\)](#)

Discussion:

11:22:25 Sen. Sesso
11:24:08 Sen. Olszewski

11:24:41 **Vote:** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.

11:24:55 **Motion:** Sen. Sesso moved that **HB 2 BE AMENDED.**

[EXHIBIT\(fcs64a23\)](#)

Discussion:

11:25:29 Sen. Sesso
11:26:02 Sen. Olszewski
11:26:38 Sen. Sesso

11:26:58 **Vote:** Motion failed 7-12 by roll call vote with Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. McConnell, Sen. McNally, Sen. Sesso and Sen. Webber voting aye. Sen. Howard voted by proxy.

11:27:56 **Motion:** Sen. Sesso moved that **HB 2 BE AMENDED.**

[EXHIBIT\(fcs64a24\)](#)

11:28:35 Sesso withdrew his amendment.
11:28:40 Chair Osmundson
11:28:42 Sen. Olszewski
11:29:57 Chair Osmundson closed HB 2 Section B.

11:30:06 Recess
11:34:47 Reconvene

HB 2 Section C - Natural Resources and Conservation

11:35:06 Chair Osmundson opened HB 2 Section C.

11:35:14 **Motion:** Sen. Welborn moved that **HB 2 BE AMENDED.**

[EXHIBIT\(fcs64a25\)](#)

Discussion:

11:35:29 Sen. Welborn

11:36:04 **Vote:** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.

11:36:13 **Motion:** Sen. Welborn moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a26\)](#)

11:36:52 **Vote:** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.

11:37:03 **Motion:** Sen. Welborn moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a27\)](#)

11:38:26 **Vote:** Motion carried unanimously by voice vote. Sen. Howard voted by proxy.

Sen. Welborn left the meeting

11:38:40 **Motion:** Sen. Ankney moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a28\)](#)

Discussion:

11:39:30 Sen. Ankney

11:40:03 Sen. Lang

11:41:46 **Vote:** Motion failed 6-13 by roll call vote with Sen. Ankney, Sen. Jacobson, Sen. McConnell, Sen. Salomon, Sen. Sesso and Sen. Welborn voting aye. Sen. Howard and Sen. Welborn voted by proxy.

11:42:46 **Motion:** Sen. Ankney moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a29\)](#)

Discussion:

11:44:01 Sen. Ellis

11:44:26 Sen. Sesso

11:45:37 **Vote:** Motion carried 15-4 by roll call vote with Sen. Bogner, Sen. Keenan, Sen. Lang and Sen. Olszewski voting no. Sen. Howard and Sen. Welborn voted by proxy.

11:46:32 **Motion:** Sen. Ellis moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a30\)](#)

Discussion:

11:46:58 Sen. Ellis

11:47:23 **Vote:** Motion carried unanimously by voice vote. Sen. Howard and Sen. Welborn voted by proxy.

11:47:34 **Motion:** Sen. Ellis moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a31\)](#)

Discussion:

11:49:07 Sen. Ankney

11:49:34 **Vote:** Motion failed 9-10 by roll call vote with Sen. Ankney, Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. McConnell, Sen. McNally, Sen. Sesso, Sen. Webber and Sen. Welborn voting aye. Sen. Howard and Sen. Welborn voted by proxy.

11:50:35 **Motion:** Sen. Ellis moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a32\)](#)

Discussion:

11:51:01 Sen. Ellis

11:51:20 **Vote:** Motion carried unanimously by voice vote. Sen. Howard and Sen. Welborn voted by proxy.

11:51:37 Chair Osmundson closed HB 2 Section C.

11:51:42 Recess

12:04:42 Reconvene

HB 2 Section B - Department of Public Health and Human Services

12:04:50 Chair Osmundson re-opened HB 2 Section B.

12:05:02 Sen. Keenan

12:05:27 Kris Wilkinson, Legislative Fiscal Division (LFD)

12:05:41 **Motion/Vote:** Sen. Keenan moved to **RECONSIDER COMMITTEE ACTION on AMENDMENT HB000247-B.AJP.** Motion carried unanimously by voice vote of those present and voting.

[EXHIBIT\(fcs64a33\)](#)

12:06:00 **Motion:** Sen. Keenan moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a34\)](#)

12:06:12 Ms. Wilkinson, LFD

12:06:28 **Vote:** Motion carried unanimously by voice vote. Sen. Howard and Sen. Welborn voted by proxy.

HB 2 Section E - Education

12:06:47 Chair Osmundson opened HB2 Section E.

12:06:54 **Motion:** Sen. Salomon moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a35\)](#)

Discussion:

12:07:15 Sen. Salomon

12:07:42 **Vote:** Motion carried unanimously by voice vote. Sen. Howard and Sen. Welborn voted by proxy.

12:07:51 **Motion:** Sen. Salomon moved that **HB 2 BE AMENDED.**
EXHIBIT(fcs64a36)

12:08:56 **Vote:** Motion carried unanimously by voice vote. Sen. Howard and Sen. Welborn voted by proxy.

12:09:06 **Motion:** Sen. Salomon moved that **HB 2 BE AMENDED.**
EXHIBIT(fcs64a37)

Discussion:

12:11:25 Chair Osmundson

12:11:29 Nick Vanbrown, Legislative Fiscal Division (LFD)

12:13:40 Sen. Sesso

12:15:15 Mr. Vanbrown, LFD

12:15:54 **Vote:** Motion carried unanimously by voice vote. Sen. Howard and Sen. Welborn voted by proxy.

12:16:04 **Motion:** Sen. Salomon moved that **HB 2 BE AMENDED**
EXHIBIT(fcs64a38)

Discussion:

12:16:29 Sen. Salomon

12:17:33 Sen. Cuffe

12:17:54 **Vote:** Motion carried unanimously by voice vote. Sen. Howard and Sen. Welborn voted by proxy.

12:18:05 **Motion:** Sen. Salomon moved that **HB 2 BE AMENDED.**
EXHIBIT(fcs64a39)

12:18:07 Sen. Solomon

12:19:14 **Vote:** Motion carried unanimously by voice vote. Sen. Howard and Sen. Welborn voted by proxy.

12:19:26 **Motion:** Sen. Webber moved that **HB 2 BE AMENDED.**
EXHIBIT(fcs64a40)

Discussion:

12:19:53 Sen. Salomon

12:20:22 **Vote:** Motion failed 7-12 by roll call vote with Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. McConnell, Sen. McNally, Sen. Sesso and Sen. Webber voting aye. Sen. Howard and Sen. Welborn voted by proxy.

12:21:14 **Motion:** Sen. McConnell moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a41\)](#)

Discussion:

12:23:12 Sen. Salomon
12:23:36 Sen. McConnell

12:23:49 **Vote:** Motion failed 9-10 by roll call vote with Sen. Ankney, Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. McConnell, Sen. McNally, Sen. Sesso, Sen. Webber and Sen. Welborn voting aye. Sen. Howard and Sen. Welborn voted by proxy.

12:24:47 **Motion:** Sen. Sesso moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a42\)](#)

Discussion:

12:26:33 Sen. Salomon

12:27:02 **Vote:** Motion failed 7-12 by roll call vote with Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. McConnell, Sen. McNally, Sen. Sesso and Sen. Webber voting aye. Sen. Howard and Sen. Welborn voted by proxy.

12:27:57 Chair Osmundson closed Section E and opened Section D.

HB2 Section D - Judicial Branch, Law Enforcement and Justice

12:28:18 **Motion:** Sen. McConnell moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a43\)](#)

12:28:22 Sen. McConnell

12:29:07 **Vote:** Motion carried unanimously by voice vote. Sen. Howard and Sen. Welborn voted by proxy.

Discussion:

12:29:22 Sen. McConnell
12:30:00 Chair Osmundson
12:30:05 Kris Wilkinson, Legislative Fiscal Division
12:30:14 Chair Osmundson

12:30:20 **Motion:** Sen. McConnell moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a44\)](#)

Discussion:

12:31:09 Sen. McConnell
12:31:48 Chair Osmundson

12:32:32 **Vote:** Motion carried unanimously by voice vote. Sen. Howard and Sen. Welborn voted by proxy.

12:32:44 **Motion:** Sen. McConnell moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a45\)](#)

Discussion:

12:33:27 Ms. Wilkinson
12:33:59 Chair Osmundson

12:34:05 **Vote:** Motion carried 18-1 by voice vote with Sen. Cuffe voting no. Sen. Howard and Sen. Welborn voted by proxy.

12:34:25 **Motion:** Sen. McConnell moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a46\)](#)

12:35:28 **Vote:** Motion carried unanimously by voice vote. Sen. Howard and Sen. Welborn voted by proxy.

12:36:00 **Motion:** Sen. Osmundson moved that **HB 2 BE AMENDED.**
[EXHIBIT\(fcs64a47\)](#)

Discussion:

12:36:02 Chair Osmundson
12:36:19 Ms. Wilkinson

12:36:50 **Vote:** Motion carried unanimously by voice vote. Sen. Howard and Sen. Welborn voted by proxy.

12:37:12 Chair Osmundson closed HB2 Section D.

12:37:15 Recess
12:48:18 Reconvene

Sen. Welborn joined the meeting.

12:48:26 Chair Osmundson

12:48:53 **Motion:** Sen. C. Smith moved that **HB 2 BE CONCURRED IN AS AMENDED.**

Discussion:

12:49:15 Sen Sesso
12:52:12 Sen. Keenan
12:52:43 Chair Osmundson

12:53:18 **Vote:** Motion carried 18-1 by roll call vote with Sen. Keenan voting no. Sen. Howard voted by proxy. Sen. Osmundson will carry the bill.

12:54:11 Chair Osmundson

ADJOURNMENT

Adjournment: 12:54 P.M.

Prudence Gildroy, Secretary

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Additional Documents:

EXHIBIT([fcs64aad.pdf](#))