

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 67th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON APPROPRIATIONS

**Call to Order:** Chair Llew Jones, on March 24, 2021 at 9:00 A.M., in Room 102 Capitol

#### ROLL CALL

**Members Present:**

Rep. Llew Jones, Chair (R)  
Rep. Kenneth L. Holmlund, Vice Chair (R)  
Rep. Matt Regier, Vice Chair (R)  
Rep. Brad Tschida, Vice Chair (R)  
Rep. Dan Bartel (R)  
Rep. David Bedey (R)  
Rep. John Fuller (R)  
Rep. Frank Garner (R)  
Rep. Jim Hamilton (D)  
Rep. Mike Hopkins (R)  
Rep. Jim Keane (D)  
Rep. Connie Keogh (D)  
Rep. Emma Kerr-Carpenter (D)  
Rep. Terry Moore (R)  
Rep. Fiona Nave (R)  
Rep. Jimmy Patelis (R)  
Rep. Joe Read (R)  
Rep. Vince Ricci (R)  
Rep. Jerry Schillinger (R)  
Rep. Sharon Stewart Peregoy (D)  
Rep. Jonathan Windy Boy (D)

**Members Excused:**

Rep. Mary Caferro (D)  
Rep. Bill Mercer (R)  
Rep. Sue Vinton (R)

**Staff Present:**

Joe Triem, Legislative Fiscal Division  
Julie Johnson, Legislative Branch  
Jamie Bonilla, Committee Secretary  
Anthony Nuno, Remote Meeting Coordinator

**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:**

Haearing & Date Posted: HB 632, 3/20/2021  
Executive Action: HB 5, HB 9, HB 6, HB 7, HB 8, HB 11

**HB 632 Overview**

09:08:20 Chair Jones

**[EXHIBIT\(aph58a01\)](#)**

09:13:22 Rep. Hamilton

09:13:38 Chair Jones

09:14:46 Rep. Hamilton

09:15:07 Chair Jones

09:15:44 Rep. Keogh

09:15:59 Chair Jones

09:17:13 Rep. Keogh

09:17:27 Chair Jones

**EXECUTIVE ACTION ON HB 9**

09:19:37 **Motion:** Rep. Holmlund moved that **HB 9 DO PASS.**

09:20:01 **Motion:** Rep. Keane moved that **HB 9 BE AMENDED.**

**Discussion:**

09:20:42 Rep. Hamilton

09:21:14 Without objection, Rep. Keane **withdrew the BE AMENDED** motion.

09:21:24 Joe Triem, Legislative Fiscal Division (LFD)

09:22:54 Rep. Hamilton

09:23:01 Kristen Burgoyne, Montana Arts Council (MAC)

09:25:08 Rep. Hamilton

09:25:35 Kristen Burgoyne, MAC

09:26:26 Rep. Hamilton

09:26:51 Chair Jones

09:26:59 **Motion/Vote:** Rep. Keane moved that **HB 9 BE AMENDED.** Motion carried 23-1 by voice vote with Rep. Hamilton voting no. Rep. Caferro, Rep. Hopkins, Rep. Mercer, Rep. Stewart Peregoy, Rep. Vinton and Rep. Windy Boy voted by proxy.

**[EXHIBIT\(aph58a02\)](#)**

09:28:24 **Motion:** Rep. Ricci moved that **HB 9 BE AMENDED.**

**[EXHIBIT\(aph58a03\)](#)**

**Discussion**

09:30:04 Joe Triem

09:30:26 Rep. Hamilton

09:31:22 Chair Jones

09:31:32 **Vote:** Motion carried 22-2 by roll call vote with Rep. Hamilton and Rep. Keogh voting no. Rep. Caferro, Rep. Hopkins, Rep. Mercer, Rep. Stewart Peregoy, Rep. Vinton and Rep. Windy Boy voted by proxy.

09:33:13

**Motion/Vote:** Rep. Holmlund moved that **HB 9 DO PASS AS AMENDED**. Motion carried 22-2 by roll call vote with Rep. Hamilton and Rep. Keogh voting no. Rep. Caferro, Rep. Hopkins, Rep. Mercer, Rep. Stewart Peregoy, Rep. Vinton and Rep. Windy Boy voted by proxy.

**EXECUTIVE ACTION ON HB 6**

09:34:27 **Motion:** Rep. Holmlund moved that **HB 6 DO PASS**.

**Discussion:**

09:34:50 Joe Triem, LFD  
09:36:35 Rep. Regier  
09:37:13 Joe Triem, LFD  
09:37:27 Rep. Regier  
09:37:31 Joe Triem, LFD  
09:37:36 Rep. Hamilton  
09:37:58 Joe Triem, LFD  
09:38:04 Chair Jones

09:38:07 **Vote:** Motion carried unanimously by voice vote. Rep. Caferro, Rep. Hopkins, Rep. Mercer, Rep. Stewart Peregoy, Rep. Vinton and Rep. Windy Boy voted by proxy.

**EXECUTIVE ACTION ON HB 7**

09:38:51 **Motion:** Rep. Holmlund moved that **HB 7 DO PASS**.

**Discussion:**

09:39:01 Joe Triem, LFD  
09:40:00 Rep. Hopkins joined the meeting  
09:40:06 Chair Jones  
09:40:10 Rep. Garner

09:40:15 **Vote:** Motion carried unanimously by voice vote. Rep. Caferro, Rep. Mercer, Rep. Stewart Peregoy, Rep. Vinton and Rep. Windy Boy voted by proxy.

**EXECUTIVE ACTION ON HB 8**

09:41:29 **Motion:** Rep. Holmlund moved that **HB 8 DO PASS**.

**Discussion:**

09:41:48 Joe Triem  
09:42:54 Chair Jones

09:43:17 **Vote:** Motion carried unanimously by voice vote. Rep. Caferro, Rep. Mercer, Rep. Stewart Peregoy, Rep. Vinton and Rep. Windy Boy voted by proxy.

**EXECUTIVE ACTION ON HB 11**

09:43:55 **Motion:** Rep. Holmlund moved that **HB 11 DO PASS.**

**Discussion:**

09:44:09 Joe Triem, LFD

09:45:21 **Vote:** Motion carried unanimously by voice vote. Rep. Caferro, Rep. Mercer, Rep. Stewart Peregoy, Rep. Vinton and Rep. Windy Boy voted by proxy.

**EXECUTIVE ACTION HB 5**

09:46:22 **Motion:** Rep. Holmlund moved that **HB 5 DO PASS.**

**Discussion:**

09:46:32 Joe Triem, LFD

09:48:22 Chair Jones

09:48:33 Rep. Tschida

09:48:45 Rep. Windy Boy joined the meeting

09:49:15 Joe Triem, LFD

09:52:35 Rep. Bartel

09:53:05 Joe Triem, LFD

09:53:31 **Motion:** Rep. Holmlund moved that **HB 5 BE AMENDED.**  
**EXHIBIT(aph58a04)**

**Discussion:**

09:53:56 Rep. Hopkins

09:54:16 Rep. Bartel

09:54:41 Rep. Hopkins

09:55:12 **Vote:** Motion carried unanimously by voice vote. Rep. Caferro, Rep. Mercer, Rep. Stewart Peregoy and Rep. Vinton voted by proxy.

09:55:46 **Motion:** Rep. Holmlund moved that **HB 5 BE AMENDED.**  
**EXHIBIT(aph58a05)**

**Discussion:**

09:56:12 Rep. Hopkins

09:56:30 Rep. Stewart Peregoy joined the meeting

09:56:37 **Vote:** Motion carried unanimously by voice vote. Rep. Caferro, Rep. Mercer and Rep. Vinton voted by proxy.

09:57:08 **Motion:** Rep. Holmlund moved that **HB 5 BE AMENDED.**  
**EXHIBIT(aph58a06)**

HOUSE COMMITTEE ON APPROPRIATIONS

March 24, 2021

PAGE 5 of 9

**Discussion:**

09:57:30 Rep. Hopkins

09:57:54 Rep. Tschida

09:58:19 Rep. Hopkins

09:58:54 **Vote:** Motion carried unanimously by voice vote. Rep. Caferro, Rep. Mercer and Rep. Vinton voted by proxy.

09:59:21 **Motion:** Rep. Holmlund moved that **HB 5 BE AMENDED.**  
**EXHIBIT(aph58a07)**

**Discussion:**

09:59:56 Rep. Hopkins

10:00:01 **Motion/Vote:** Rep. Keane moved that **HB 5 Be Conceptually Amended** to correct numerical error in the amendment. **Motion carried** 21-0 by voice vote.

10:01:15 Rep. Tschida

10:01:49 Rep. Holmlund

10:02:28 Rep. Tschida

10:03:18 Rep. Holmlund

10:03:34 Rep. Tschida

10:03:49 **Vote:** Motion failed 11-13 by roll call vote with Rep. Bedey, Rep. Caferro, Rep. Garner, Rep. Holmlund, Rep. Hopkins, Rep. Jones, Rep. Keane, Rep. Keogh, Rep. Kerr-Carpenter, Rep. Read and Rep. Windy Boy voting aye. Rep. Caferro, Rep. Mercer and Rep. Vinton voted by proxy.

10:05:49 **Motion:** Rep. Keane moved that **HB 5 BE AMENDED.**  
**EXHIBIT(aph58a08)**

**Discussion:**

10:07:11 Rep. Regier

10:07:41 Chair Jones

10:07:44 Rep. Moore

10:08:20 Rep. Keane

10:08:33 Rep. Tschida

10:09:11 Rep. Keane

10:09:27 Rep. Tschida

10:10:00 Joe Triem, LFD

10:10:17 **Motion:** Rep. Keane moved that **HB 5 Be Conceptually Amended** to correct language to identify an "additional" cottage as opposed to "third" cottage.

**Discussion:**

10:10:49 Rep. Tschida

10:11:08 Chair Jones

HOUSE COMMITTEE ON APPROPRIATIONS

March 24, 2021

PAGE 6 of 9

10:11:20 Without objection, Rep. Keane **withdrew the conceptual amendment motion.**

.

10:11:47 **Motion/Vote:** Rep. Keane moved that **HB 5 Be Conceptually Amended to** change "third" to "sixth" cottage in the amendment. Motion carried 22-2 by voice vote with Rep. Regier and Rep. Tschida voting no. Rep. Caferro, Rep. Mercer and Rep. Vinton voted by Proxy.

10:12:23 Rep. Bartel

10:12:38 Rep. Keane

10:13:14 Rep. Schillinger

10:13:24 Rep. Keane

10:13:40 **Vote:** Motion carried 24-0 by voice vote.

10:14:08 **Motion/Vote:** Rep. Holmlund moved that **HB 5 DO PASS AS AMENDED.** Motion carried 23-1 by roll call vote with Rep. Tschida voting no. Rep. Caferro, Rep. Mercer and Rep. Vinton voted by proxy.

10:15:55 Chair Jones

10:16:00 Joe Triem

10:18:24 Chair Jones

10:18:33 Rep. Regier

10:18:56 Chair Jones

10:20:06 Recessed

15:02:16 Reconvened

**HEARING ON HB 632, Infrastructure**

**Opening Statement:**

Rep. Mike Hopkins, opened the hearing on HB 632, Implement receipt of and appropriate federal stimulus and COVID recovery funds for Infrastructure Projects

15:03:04 Chair Jones

15:03:24 Rep. Hopkins

15:05:40 Julie Johnson, Legislative Services Division (LSD)

**EXHIBIT(aph58a09)**

**HB 14 Amendment Overview**

15:11:20 Julie Johnson, LSD

**EXHIBIT(aph58a10)**

15:11:49 Rep. Caferro joined the meeting

15:14:59 Chair Jones

15:15:21 Rep. Kerr-Carpenter

15:15:41 Julie Johnson, LSD

15:16:09 Rep. Hamilton

15:17:06 Julie Johnson, LSD

15:17:17 Rep. Keane

HOUSE COMMITTEE ON APPROPRIATIONS

March 24, 2021

PAGE 7 of 9

15:17:26 Chair Jones

**Proponents:**

15:18:21 Brad Radtke, Allendale Irrigation Company

**EXHIBIT(aph58a11)**

15:19:58 Julie Johnson, LSD

15:21:21 Rhett Radtke, Lower Willow Creek Irrigation District & Flynn Creek Water Users

15:23:11 David Smith, Montana Contractors Association (MCA)

**Opponents:** None.

**Informational Testimony:**

15:24:28 Russ Katherman, Montana Department of Administration (DOA)

15:24:42 Jason Harlow, Office of Budget and Program Planning (OBPP)

15:24:54 Adam Schafer, Montana Department of Commerce (COM)

15:25:35 Autumn Coleman, Department of Natural Resources and Conservation (DNRC)

15:26:09 Anna Miller, Department of Natural Resources and Conservation (DNRC)

15:26:22 Becky Schlauch, Montana Department of Revenue (DOR)

15:26:45 Brian Simonson, Montana Department of Livestock (DOL)

15:27:01 Sue Clark, Department of Natural Resources and Conservation (DNRC)

15:27:25 Anna Pakenham Stevenson, Department of Natural Resources and Conservation (DNRC)

15:27:50 Ron Muffick, Office of the Commissioner of Higher Education (OCHE)

15:28:21 Mark Bostrom, Department of Natural Resources and Conservation (DNRC)

15:28:36 Cathy Duncan, Legislative Fiscal Division (LFD)

15:29:11 Chair Jones

**Questions from Committee Members and Responses:**

15:29:25 Rep. Keane

15:30:39 David Smith, MCA

15:32:33 Rep. Keane

15:33:05 Russ Katherman, DOA

15:33:59 Chair Jones

15:34:01 Rep. Hamilton

15:34:51 Adam Schafer, COM

15:35:43 Richard Knatterud, Montana Department of Commerce (COM)

15:36:57 Rep. Hamilton

15:37:19 Richard Knatterud, COM

15:37:33 Rep. Hamilton

15:37:53 Chair Jones

15:38:54 Rep. Bartel

15:40:57 Chair Jones

15:41:41 Adam Schafer, COM

15:42:05 Rep. Garner

15:43:05 Chair Jones

15:43:11 Rep. Garner

15:43:34 Julie Johnson, LSD

15:44:26 Rep. Garner

HOUSE COMMITTEE ON APPROPRIATIONS

March 24, 2021

PAGE 8 of 9

15:45:20 Chair Jones  
15:45:27 Amy Sassano, Office of Budget Program and Planning (OBPP)  
15:46:15 Rep. Garner  
15:47:05 Rep. Ricci  
15:48:17 Chair Jones  
15:48:38 Adam Schafer, COM  
15:49:08 Chair Jones

**RECESSED**

Recessed: 15:49:26

---

Jamie Bonilla, Secretary

jb

Additional Documents:

**EXHIBIT**([aph58aad.pdf](#))