

MINUTES

MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: Chair Ryan Osmundson, on April 26, 2021 at 9:03 A.M., in Room 317
Capitol

ROLL CALL

Members Present in the Committee Room:

Sen. Ryan Osmundson, Chair (R)
Sen. Mike Cuffe, Vice Chair (R)
Sen. Janet Ellis, Vice Chair (D)
Sen. Duane Ankney (R)
Sen. Kenneth Bogner (R)
Sen. Pat Flowers (D)
Sen. Carl Glimm (R)
Sen. David Howard (R)
Sen. Tom Jacobson (D)
Sen. Douglas (Doug) Kary (R)
Sen. Bob Keenan (R)
Sen. Mike Lang (R)
Sen. Ryan Lynch (D)
Sen. Daniel R. Salomon (R)
Sen. Cary Smith (R)

Members Present by Zoom Video Conference:

Sen. Ellie Boldman (D)
Sen. Mary McNally (D)
Sen. Shane A. Morigeau (D)

Members Excused:

Sen. Jeffrey W. Welborn (R)

Members Absent: None

Staff Present: Prudence Gildroy, Committee Secretary
Julie Johnson, Legislative Branch
Heather Vande-Sandt
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 629, 4/26/2021; HB 72, 4/23/2021; HB 651, 4/23/2021
Executive Action: HB 303 Be Concurred In As Amended; HB 340 Be Concurred In As Amended; HB 661 Be Concurred In As Amended; HB 705 Be Concurred In; HB 72 Be Concurred In; HB 629 Be Concurred In; HB 651 Be Concurred In

09:03:02 Chair Osmundson

HEARING ON HB 629

Opening Statement by Sponsor:

09:04:04 Rep. Dave Fern (D), HD 5, opened the hearing on HB629, Provide for job creation tax credits.

Proponents' Testimony:

09:06:22 Mark Taylor, Idaho Forest Group

Opponents' Testimony:

09:07:27 Heather O'Loughlin, Montana Budget and Policy Center

Informational Testimony:

09:08:55 Ben McMichael, Department of Revenue

Questions from Committee Members and Responses:

09:09:10 Sen. Ellis

09:09:57 Rep. Fern

09:10:41 Sen. Ellis

09:10:49 Rep. Fern

Closing by Sponsor:

09:11:37 Rep. Fern

09:14:20 Sen. Keenan joined the meeting.

EXECUTIVE ACTION ON HB 303

09:15:23 **Motion:** Sen. Cuffe moved that **HB 303 BE CONCURRED IN.**

09:15:30 **Motion:** Sen. Osmundson moved that **HB 303 BE AMENDED.**
[EXHIBIT\(fcs79a01\)](#)

Discussion:

09:15:46 Jaret Coles, Legislative Services Division (LSD)

09:21:42 Sen. Flowers

09:21:45 Chair Osmundson

09:21:48 Sen. Jacobson

09:22:54 Chair Osmundson

09:23:01 Kris Wilkinson, Legislative Fiscal Division (LFD)

09:23:29 Sen. Cuffe

09:24:03 Mr. Coles, LSD

09:25:04 Sen. Cuffe

09:25:08 Sen. Flowers

09:25:19 Chair Osmundson

09:25:55 Sen. Ellis

09:26:24 Sen. Lang

09:26:44 Chair Osmundson

09:27:28 **Vote:** Motion carried 16-3 by roll call vote with Sen. Boldman, Sen. Ellis and Sen. Flowers voting no. Sen. Lynch and Sen. Welborn voted by proxy.

09:28:45 **Motion:** Sen. Cuffe moved that **HB 303 BE CONCURRED IN AS AMENDED.**

Discussion:

09:28:57 Sen. Flowers
 09:29:05 Chair Osmundson
 09:29:12 Sen. Flowers
 09:29:15 Sen. Jacobson
 09:29:42 Chair Osmundson
 09:30:28 Sen. Jacobson
 09:31:29 Chair Osmundson
 09:32:31 Sen. Jacobson
 09:33:05 Sen. Ellis
 09:33:11 Sen. Ankney
 09:33:58 Sen. Howard

09:34:38 **Vote:** Motion carried 16-3 by roll call vote with Sen. Ellis, Sen. Jacobson and Sen. Keenan voting no. Sen. Lynch and Sen. Welborn voted by proxy. Sen. Hertz will carry the bill.

HEARING ON HB 72

Opening Statement by Sponsor:

09:35:42 Rep. Frank Garner (R), HD 7, opened the hearing on HB72, Revise funding for highway patrol retirement system HPORS.

Proponents' Testimony:

09:36:43 Dore Schwinden, executive director, Montana Public Employee Retirement Administration (MPERA)
 09:37:17 Jessie Luther, Association of Montana Troopers

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:38:43 Sen. Ellis
 09:39:37 Rep. Garner
 09:40:17 Sen. Kary
 09:40:28 Rep. Garner

Closing by Sponsor:

09:40:56 Rep. Garner

HEARING ON HB 651**Opening Statement by Sponsor:**

09:41:31 Rep. Marta Bertoglio (R), HD 75, opened the hearing on HB651, Generally revise ballot initiative laws.

Proponents' Testimony:

09:42:41 Mark Taylor, Taylor Luther Group

Opponents' Testimony:

09:44:02 Adrian Jawort, Montana Native Vote (MNV)

[EXHIBIT\(fcs79a02\)](#)

09:44:41 Chair Osmundson

09:44:45 Mr. Jawort, MNV

09:45:27 Heather O'Loughlin, Montana Budget and Policy Center (MBPC)

09:47:18 Sam Forstag, American Civil Liberties Union of Montana

09:49:08 Carole Mackin, citizen

[EXHIBIT\(fcs79a03\)](#)

09:53:34 Patrick Yawakie, Blackfeet Tribe

[EXHIBIT\(fcs79a04\)](#)

09:56:10 Mark Mackin, citizen

[EXHIBIT\(fcs79a05\)](#)

09:59:03 Caelen McQuilkin, citizen

Informational Testimony: None

Questions from Committee Members and Responses:

10:00:06 Sen. Ellis

10:00:36 Chair Osmundson

10:01:38 Ms. O'Loughlin, MBPC

10:02:25 Sen. Lynch joined the meeting.

Closing by Sponsor:

10:02:56 Rep. Bertoglio

Sen. Boldman left the meeting.

EXECUTIVE ACTION ON HB 340

10:04:17 **Motion:** Sen. Cuffe moved that **HB 340 BE CONCURRED IN.**

10:04:33 **Motion:** Sen. Osmundson moved that **HB 340 BE AMENDED.**

[EXHIBIT\(fcs79a06\)](#)

Discussion:

- 10:04:59 Jaret Coles, Legislative Services Division (LSD)
 10:06:14 Sen. Jacobson
 10:06:20 Chair Osmundson
 10:06:42 Mr. Coles, LSD
 10:07:17 Megan Moore, LSD
 10:07:38 Sen. Ellis
 10:08:05 Ms. Moore
 10:08:21 Sen. Cuffe
 10:08:35 Sen. Ellis

 10:08:47 Chair Osmundson

 10:09:02 **Vote:** Motion carried 18-1 by voice vote. Sen. Morigeau voted no. Sen. Boldman and Sen. Welborn voted by proxy.

 10:09:26 **Motion/Vote:** Sen. Cuffe moved that **HB 340 BE CONCURRED IN AS AMENDED**. Motion carried 16-3 by voice vote with Sen. Glimm, Sen. Keenan and Sen. C. Smith voting no. Sen. Boldman and Sen. Welborn voted by proxy. Sen. Hertz will carry the bill.

 Sen. Boldman joined the meeting.

EXECUTIVE ACTION ON HB 661

- 10:10:15 **Motion:** Sen. Cuffe moved that **HB 661 BE CONCURRED IN**.

 10:10:34 **Motion:** Sen. Osmundson moved that **HB 661 BE AMENDED**.
[**EXHIBIT\(fcs79a07\)**](#)

Discussion:

- 10:10:51 Megan Moore, Legislative Services Division (LSD)
 10:11:57 Chairman Osmundson
 10:12:16 Ms. Moore, LSD
 10:13:13 Sen. Lang
 10:13:24 Ms. Moore
 10:14:10 Sen. Lang

 10:14:22 **Vote:** Motion carried unanimously by voice vote. Sen. Welborn voted by proxy.

 10:14:43 **Motion/Vote:** Sen. Cuffe moved that **HB 661 BE CONCURRED IN AS AMENDED**. Motion carried 17-2 by roll call vote with Sen. Jacobson and Sen. Morigeau voting no. Sen. Welborn voted by proxy. Sen. Ankney will carry the bill.

EXECUTIVE ACTION ON HB 705

- 10:16:13 **Motion:** Sen. Cuffe moved that **HB 705 BE CONCURRED IN**.

Discussion:

- 10:16:23 Chair Osmundson

10:16:36 **Vote:** Motion carried 15-4 by voice vote with Sen. Howard, Sen. Keenan, Sen. Lang and Sen. C. Smith voting no. Sen. Welborn voted by proxy. Sen. Salomon will carry the bill.

EXECUTIVE ACTION ON HB 72

10:17:28 **Motion/Vote:** Sen. Cuffe moved that **HB 72 BE CONCURRED IN.** Motion carried unanimously by voice vote. Sen. Welborn voted by proxy. Sen. Sales will carry the bill.

EXECUTIVE ACTION ON HB 629

10:18:15 **Motion/Vote:** Sen. Cuffe moved that **HB 629 BE CONCURRED IN.** Motion carried 15-4 by roll call vote with Sen. Bogner, Sen. Jacobson, Sen. Keenan and Sen. Lang voting no. Sen. Welborn voted by proxy. Sen. Blasdel will carry the bill.

EXECUTIVE ACTION ON HB 651

10:19:44 **Motion:** Sen. Cuffe moved that **HB 651 BE CONCURRED IN.**

Discussion:

10:19:57 Sen. Glimm
 10:20:47 Chair Osmundson
 10:20:55 Sen. Kary
 10:21:17 Sen. McNally
 10:21:45 Sen. Glimm
 10:21:56 Chair Osmundson
 10:22:05 Sen. Flowers
 10:22:34 Sen. Ellis
 10:23:22 Sen. Jacobson
 10:23:47 Chair Osmundson
 10:25:31 Sen. Jacobson
 10:25:53 Sen. Kary
 10:26:14 Sen. Cuffe
 10:26:39 Sen. Morigeau

10:28:15 **Vote:** Motion carried 10-9 by roll call vote with Sen. Boldman, Sen. Ellis, Sen. Flowers, Sen. Jacobson, Sen. Lynch, Sen. McNally, Sen. Morigeau, Sen. Salomon and Sen. Welborn voting no. Sen. Osmundson will carry the bill.

10:29:07 Chair Osmundson

ADJOURNMENT

Adjournment: 10:29 A.M.

Prudence Gildroy, Secretary

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Additional Documents:

EXHIBIT([fcs79aad.pdf](#))