

MINUTES
MONTANA SENATE
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (S) FINANCE AND CLAIMS

Call to Order: Chair Carl Glimm-R, on March 17, 2023 at 8:01 AM, in 317

ROLL CALL

Members Present: Sen. John Esp, Chair (R)
Sen. Janet Ellis, Vice Chair (D)
Sen. Carl Glimm, Vice Chair (R)
Sen. Dan Bartel (R)
Sen. Mike Cuffe (R)
Sen. Pat Flowers (D)
Sen. John Fuller (R)
Sen. Mike Lang (R)
Sen. Dennis Lenz (R)
Sen. Ryan Lynch (D)
Sen. Forrest Mandeville (R)
Sen. Christopher Pope (D)
Sen. Daniel Salomon (R)
Sen. Shelley Vance (R)
Sen. Jeffrey Welborn (R)

Members Excused: Sen. Kenneth Bogner (R)
Sen. Ellie Boldman (D)
Sen. Tom McGillvray (R)
Sen. Shane Morigeau (D)

Staff Present: Julie Johnson, Research Analyst
Joe Triem, Fiscal Analyst
Cy Walsh, Secretary

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 367 03/14/2023
SB 104 03/14/2023
SB 402 03/14/2023
SB 442 03/14/2023

Executive Action:

HB 181 BE CONCURRED IN
SB 104 DO PASS

HEARING ON HB 367 - Providing clarification for use of federal funds for data modernization

Opening Statement:

08:02:56 Rep. Bill Mercer (R), HD 46, opened the hearing on HB 367, Providing clarification for use of federal funds for data modernization.

Discussion:

08:03:42 Sen. Kenneth Bogner joined the meeting.

Proponent Testimony:

08:10:07 Rep. David Bedey, HD86

[EXHIBIT\(230317FCSa1\)](#)

08:12:15 Sen. Tom McGillvray joined the meeting.

08:15:13 Dennis Parman, Coalition of Advocates for Montana's Public Schools (CAMPS)

08:15:17 Sen. Shane Morigeau joined the meeting.

Opponent Testimony:

None

Informational Witness Testimony:

08:18:14 Jay Phillips, Office of Public Instruction (OPI)

08:18:57 Misty Ann Giles, Department of Administration (DOA)

Questions from Committee:

08:18:58 Sen. Daniel Salomon

08:19:16 Misty Ann Giles, DOA

08:19:56 Sen. Christopher Pope

08:20:30 Rep. Bill Mercer-R

08:24:19 Misty Ann Giles, DOA

08:25:38 Sen. Jeffrey Welborn

08:26:08 Rep. Bill Mercer-R

08:26:19 Sen. Ryan Lynch

08:26:41 Rep. Bill Mercer-R

08:30:09 Sen. Ryan Lynch

08:30:45 Misty Ann Giles, DOA

08:31:45 Vice Chair Carl Glimm

08:32:33 Rep. Bill Mercer-R

08:33:36 Rep. David Bedey, HD86

08:36:15 Vice Chair Carl Glimm

08:37:37 Rep. David Bedey, HD86

08:39:20 Sen. Dennis Lenz

08:40:34 Rep. Bill Mercer-R

08:48:58 Sen. Mike Cuffe left the meeting.

08:49:12 Sen. Forrest Mandeville left the meeting.

08:49:40 Sen. Ryan Lynch

08:50:09 Rep. Bill Mercer-R

08:53:28 Sen. Daniel Salomon

08:53:41 Rep. David Bedey, HD86

08:56:04 Sen. Kenneth Bogner left the meeting.

08:56:24 Sen. Pat Flowers left the meeting.

08:57:08 Chair John Esp

08:57:18 Jay Phillips, OPI

08:58:24 Sen. Mike Lang

08:59:07 Jay Phillips, OPI

Closing Statement:

08:59:42 Rep. Bill Mercer (R), HD 46, closed the hearing on HB 367.

HEARING ON SB 104 - Exempt retired military pensions from state income tax

Opening Statement:

09:00:24 Sen. John Fuller (R), SD 8, opened the hearing on SB 104, Exempt retired military pensions from state income tax.

Proponent Testimony:

09:03:32 Roger Hagan, American Legion Department of Montana (ALDM)

[EXHIBIT\(230317FCSa2\)](#)

09:06:42 Sen. Pat Flowers joined the meeting.

09:08:18 Jeff Schepp, Veterans of Foreign Wars (VFW)

09:09:22 Dave Galt, Montana Chamber of Commerce (MCC)

09:09:40 Sen. Mike Cuffe joined the meeting.

09:09:42 Bill White, American Legion Department of Montana (ALDM)

09:10:15 Alison Corbyn, Big Sky Economic Development (BSED)

09:12:31 Shane Etwiler, Great Falls Chamber of Commerce (GFCC)

Opponent Testimony:

09:15:07 Rose Bender, Montana Budget and Policy Center (MBPC)

Informational Witness Testimony:

09:16:48 Aaron McNay, Department of Revenue (DOR)

Questions from Committee:

09:17:11 Sen. Tom McGillvray

09:17:40 Sen. John Fuller-R

09:20:01 Sen. Mike Cuffe

09:20:13 Sen. Kenneth Bogner joined the meeting.

09:20:23 Sen. John Fuller-R

09:22:35 Chair John Esp

09:23:10 Aaron McNay, DOR

Closing Statement:

09:24:23 Sen. John Fuller (R), SD 8, closed the hearing on SB 104.

HEARING ON SB 402 - Allow for firefighter hazard pay

Opening Statement:

09:25:29 Sen. Willis Curdy (D), SD 98, opened the hearing on SB 402, Allow for firefighter hazard pay.

Discussion:

09:25:58 Sen. Shelley Vance left the meeting.

09:26:08 Sen. Ryan Lynch left the meeting.

Proponent Testimony:

09:29:47 Tanner Macal, self

09:32:08 Sam Forstag, self

Opponent Testimony:

None

Informational Witness Testimony:

09:34:44 Wyatt Frampton, Department of Natural Resources and Conservation (DNRC)

Questions from Committee:

09:35:16 Sen. Mike Cuffe

09:35:17 Sen. Shelley Vance joined the meeting.

09:35:40 Tanner Macal, self

09:36:14 Chair John Esp

09:36:20 Tanner Macal, self

09:38:25 Sen. Tom McGillvray
09:38:33 Tanner Macal, self
09:39:20 Sen. Tom McGillvray
09:39:28 Sen. Willis Curdy-D
09:39:58 Wyatt Frampton, DNRC
09:40:23 Sen. Forrest Mandeville joined the meeting.
09:40:31 Chair John Esp
09:40:39 Wyatt Frampton, DNRC
09:41:01 Sen. Pat Flowers
09:41:35 Sen. Willis Curdy-D
09:43:46 Wyatt Frampton, DNRC
09:44:44 Sen. Pat Flowers
09:45:01 Wyatt Frampton, DNRC
09:45:25 Sen. Christopher Pope
09:45:49 Wyatt Frampton, DNRC
09:47:31 Sen. Dennis Lenz
09:48:16 Wyatt Frampton, DNRC
09:51:06 Chair John Esp
09:51:18 Sen. Shane Morigeau
09:52:12 Sen. Willis Curdy-D
09:54:04 Sen. Mike Cuffe
09:54:30 Sen. Willis Curdy-D
09:55:19 Sen. Pat Flowers
09:56:31 Sen. Willis Curdy-D

09:58:11 Vice Chair Janet Ellis
09:58:47 Sen. Willis Curdy-D
10:00:40 Sen. Shane Morigeau
10:01:15 Sen. Willis Curdy-D
10:01:47 Sen. Dennis Lenz
10:02:24 Sen. Kenneth Bogner left the meeting.
10:03:10 Sen. Willis Curdy-D

Closing Statement:

10:04:38 Sen. Willis Curdy (D), SD 98, closed the hearing on SB 402.

10:05:28 **Recessed**

10:16:37 **Reconvened**

HEARING ON SB 442 - Allow marijuana tax revenue to be used for county road maintenance

Opening Statement:

10:16:44 Sen. Mike Lang (R), SD 17, opened the hearing on SB 442, Allow marijuana tax revenue to be used for county road maintenance.

Proponent Testimony:

10:18:17 Todd Devlin, Montana Association of Counties (MACo)
10:19:57 Larry Hendrickson, Liberty County
10:21:16 Shelby DeMars, Montana Association of Oil, Gas, and Coal Counties (MAOGCC)
10:21:59 Darryl James, Montana Infrastructure Coalition (MIC)

Opponent Testimony:

10:23:34 Dan Lamb, Montana Wildlife Federation (MWF)
10:24:37 Matt Leow, Backcountry Hunters and Anglers (BHA)

10:26:13 Jocelyn Loreux, Montana Conservation Voters (MCV)
10:27:03 Bert Lindler, self
10:27:55 Sen. John Fuller left the meeting.
10:28:06 Noah Marion, Wild Montana (WM)
10:29:25 Jock Conyngham, self

Informational Witness Testimony:

10:30:44 Larry Flynn, Department of Transportation (MDT)

Questions from Committee:

10:31:22 Sen. Dan Bartel
10:31:50 Sen. John Fuller joined the meeting.
10:32:04 Sen. Daniel Salomon left the meeting.
10:32:30 Sen. Mike Cuffe
10:32:59 Larry Flynn, MDT
10:33:53 Sen. Dan Bartel left the meeting.
10:34:21 Chair John Esp
10:34:28 Larry Flynn, MDT
10:34:36 Sen. Pat Flowers
10:35:36 Sen. Mike Lang-R

Closing Statement:

10:36:30 Sen. Mike Lang (R), SD 17, closed the hearing on SB 442.
10:39:31 Sen. Salomon has arrived

EXECUTIVE ACTION ON HB 181 - Revise laws related to the superintendent of public instruction

10:40:14 **Motion:** Sen. Carl Glimm moved that **HB 181 BE CONCURRED IN.**

Discussion:

- 10:40:40 Sen. Daniel Salomon
- 10:40:14 **Vote:** Motion carried 11 - 8 by roll call vote with Sen. Boldman, Sen. Esp, Sen. Flowers, Sen. Lenz, Sen. Lynch, Sen. Morigeau, Sen. Pope, Sen. Welborn, voting no.
Sen. Boldman, Sen. Lynch, By Proxy
- 10:40:14 **Carrier Assigned:** Sen. Daniel Salomon

EXECUTIVE ACTION ON SB 104 - Exempt retired military pensions from state income tax

- 10:43:27 **Motion:** Sen. Carl Glimm moved that **SB 104 DO PASS.**

Discussion:

- 10:43:41 Sen. John Fuller
- 10:44:28 Sen. Shane Morigeau
- 10:44:47 Sen. Dennis Lenz
- 10:45:29 Sen. Kenneth Bogner joined the meeting.
- 10:45:40 Sen. Mike Lang
- 10:46:13 Sen. John Fuller
- 10:48:49 Sen. Pat Flowers
- 10:49:56 Sen. John Fuller
- 10:52:41 Sen. Kenneth Bogner
- 10:55:03 Chair John Esp
- 10:43:27 **Vote:** Motion carried 15 - 4 by roll call vote with Sen. Bartel, Sen. Esp, Sen. Lenz, Sen. McGillvray, voting no.
Sen. Bartel, By Proxy

ADJOURNMENT

Adjournment: 10:55:27

Cy Walsh, Secretary

Additional Documents: [EXHIBIT\(230317FCSaad\)](#)