

MINUTES

51st LEGISLATURE - REGULAR SESSION

CONFERENCE COMMITTEE
HOUSE BILL 100

Call to Order: By CHAIRMAN PETE STORY, on APRIL 19, 1989,
at 8:00 A.M.

ROLL CALL

Members Present: Senator Pete Story, Senator Judy Jacobson,
Senator Gerry Devlin, Representative Gary Spaeth,
Representative Dorothy Bradley, Representative Bob
Thoft

Staff Present: Legislative Fiscal Analyst Staff

Announcements/Discussion: None

(Tape 1-A)

Senator Story said that he wanted to discuss the Auditor's
Office.

Audrea Bennett, State Auditor, discussed the issue of the
positions within the department. She said the original
request was for two examiners to examine insurance
companies, four investigators to take care of the
administrative cases, two attorneys and one administrative
assistant. Of those people requested, five were given.
That was one examiner, two investigators, one attorney and
one administrative assistant. She pointed out that the
reason for these positions were for enforcement. The
administrative assistant was for the Deputy Insurance
Commissioner. She said that the deputy has no
administrative help at all and the workload is unbearable.
The investigators have over 80 cases that need investigative
action. The cases involve large amounts of money.

Representative Spaeth pointed out the concerns of increasing
costs. He asked if the request of the agency was granted
what would the increase in dollars be.

Clayton Schenck replied that the current increase for fiscal
1988, 1990 was 28%.

Senator Devlin had a motion regarding the proposed cuts
(Exhibit #27) He moved that these amounts in the different
departments be line-itemed with the exception of the section

on the institutional teacher benefits under Family Services and the university comes out also (186).

Representative Spaeth pointed out that he could not agree to all of this and requested this be held until 10:00 a.m.

Senator Devlin withdrew the motion.

Representative Bradley presented a packet of amendments (Exhibit #28). She explained that the first amendment would decrease the salary of the Director of the Department of Health and Environmental Sciences by \$6,000 per year. The rationale was that the position was no longer a medical doctor.

Representative Thoft moved #1 (Exhibit #28). The question was called. The motion passed unanimously.

Representative Bradley discussed amendment #2 that removes the 2.50 FTE in the Infectious Waste Program. Judy Rippingale pointed out that this was rejected (279). This is out.

Representative Bradley discussed the funding for the MIAMI program #3. She pointed out that part of the funds would come from Family Services due to new calculations on vacancy savings and federal funds. Part of the funds from Family Services, the language mandates that the Department of Health find other revenues. The department felt that there were few places to find that but that the language was mandatory that it must be done. She moved the amendment.

Representative Thoft asked if this would reduce the family planning budget. Representative Bradley replied that it was her understanding that it would not and there seems to be other areas that it can come from. She pointed out that carry over funds from one of the major block grants had some possibilities and a shifting of priorities.

Senator Devlin asked if this would affect the certificate of need program. Representative Bradley replied that actual programs in Family Services would not be touched since this is revenue that can come out without touching any programs there and had nothing to do with certificate of need. Rather than mandate specific funds from specific places, it should be left to the department to decide. However, there is mandatory language that they do it.

Representative Thoft wanted to make sure this was not an

expansion of any programs. Senator Story noted that it was not an expansion of monies to either DFS or DHES. Representative Bradley clarified that it was pulling different revenues together that were already in these budgets.

The question was called. The motion passed unanimously.

Representative Bradley discussed amendment #4 that added federal special revenue to employment relations program created by HB 28, minimum wage laws.

Senator Devlin moved the substitute amendment. He said the reason was the conference committee finished up their agreements yesterday so the effective date is changed.

The question was called. The motion passed unanimously.

Representative Bradley moved amendment #5 which reduces personal services by 1.00 FTE and reallocates those funds to operating expenses.

The question was called. The motion passed unanimously.

Representative Bradley asked to postpone amendment #6 and #7 so she would have time to consider some other possibilities.

Representative Bradley said that amendment #8 would eliminate funds for the expansion of the Medicaid Home and Community Based Services Waiver in Lewistown and the surrounding area. She said she would not move the motion.

Senator Devlin voiced an objection. He asked for a history of the process.

Representative Bradley said the community of Butte presented a detailed proposal in the joint subcommittee and they showed how they planned to do the delivery and what their elderly population was. No other proposal on medicaid waiver was heard by the subcommittee. The report was taken to the full appropriation committee. At that time Rep. Grinde moved this particular program into have a multi-county rural counterpart for the medicaid waiver. It was discussed the committee to whether medicaid waiver has a impact in decreasing the nursing home medicaid beds. It was adopted at that time. It has stayed in ever since. There was no motion on #8. (601)

Representative Bradley explained amendment #9 regarding HB 304. She said it increases federal authority for SRS to fund medicaid placements in Yellowstone Treatment Center. She pointed out that the general fund match was in family services budget and would be transferred to SRS for the federal match. The federal funds that this would bring in are approximately \$1.5 million. She moved the amendment.

Representative Thoft said he would like this line-itemed.

Representative Bradley amended her motion that this be adopted and line itemed.

The question was called. The motion passed unanimously.

Representative Bradley said amendment #10 would add authority for HB 453 which adds professional counseling as a new medicaid service. She pointed out that it had already failed once.

The motion failed. (710)

Representative Bradley said amendment #11 deletes wage increases for nurses aides in nursing homes. #12 went with this, she explained. #11 and #12 were held. (720)

Representative Bradley presented #13. Representative Spaeth said that there were some concerns and it should be discussed.

Mr. Brittelson (760) said the Farm in the Dell was a group of individuals that gave \$300,000 for a home and land in order to start a home and special farm and greenhouse. It would allow mentally handicapped to work in a farm setting and be able to be trained so they can go to other jobs that deal with agriculture. He pointed out that there were many of the handicapped that are turning 21 that soon will become wards of the state.

Senator Story pointed out that this was in lieu of what had been proposed of three group homes.

Mr. Brittelson said it was not their intention to take away from the other group homes because there was a need for all of them.

Senator Story said the question was accepting a group home instead of building one at state expense or possibly 3

smaller ones at state expense.

Senator Devlin asked what the additional expenses would be. Representative Bradley replied that the private sector has already contributed much, but that the state would run the program. The program would have 8 individuals working full time and increased individuals coming in for day care. The place itself and 35 acres is all a donation to the state.

#13 will be held.

Representative Bradley explained amendment #14 deals with her proposal on general assistance and she and Representative Thoft were still working on it. Hold.

Representative Bradley felt that mischief could be done and she said it should be left the way it was on amendment #15. She pointed out that the language in HB 100 for the benefit of SRS in reducing an amount with medicaid benefits during the biennium unless federal law changes and requires expansion. No motion. (900)

Representative Bradley pointed out that #16 had passed already. #17 had passed.

Representative Bradley noted that final action had not been taken on Legacy Legislature. She pointed out that seniors were concerned that it hadn't been funded at all and they felt it was very valuable. She said the income tax checkoff was vetoed because of the cost of administration of that. They are left with nothing unless it is put in at this time.

Representative Bradley moved to put in \$5,000 and line item it. The question was called. The motion failed with 3 no votes by Senators Devlin, Story, and Rep. Spaeth.

Senator Story pointed out that it was unwise to put in an increase where it had not been considered by both sides.

Mr. Lewis said the issue was presented because of the veto.

Representative Bradley said that amendment #19 deals with Pine Hills and Mountain View Schools for teacher holiday and sick leave. She said she wanted to discuss the revenue issue. She moved to reconsider.

Taryn Purdy replied that what had happened is that Mountain

View and Pine Hills were on a separate pay plan, a 9 month teacher. The funds were added in because of Supreme Court decision that they must be paid annual leave and holidays because it was found that they were state employees. The position of the budget office was that because the teachers at Pine Hills and Mountain View on the annual pay plan and in the pay plan bill that matrix signifies their entire annual compensation. Therefore this would be extra money that they would not be entitled to. The schools may not be able to pay.

Mr. Lewis (140) said the one from the School for the Deaf and Blind as a result of discussions with the labor negotiators, said the additional funds did not need to be in HB 100 that there were other ways of taking care of this. He said an individual could come in to explain it after the break.

Representative Bradley said there was a very strong difference of opinion. #19 will be on hold.

Representative Spaeth presented an amendment regarding the Alfalfa Leaf Cutter Bee Program. (Exhibit #29)

(Tape 1-B) He said the program would be financed with assessments on bee owners and the income deposited into a proprietary account.

Senator Story pointed out that the bee group did not want a source of infection from outside bees. They want to control their program closely and are willing to pay for the program.

The question was called. The motion passed unanimously.

Representative Spaeth presented an amendment regarding the uniform salary levels of executive branch department directors of the power planning council members (Exhibit #30). He said he was concerned because department heads were all paid the same right now. He pointed out a physician is no longer appointed director of the health department so this language was included. He said the Northwest Power Planning people had a different salary variable now, but he felt they should all be paid at the same level.

Senator Story commented that he was not in favor of the same for all cabinet positions. He pointed out that the wear and tear on the head of the Department of Livestock would not be equal to Health or SRS or some of the others.

Representative Spaeth suggested a substitute motion and moved to delete the Northwest Power Conservation and Planning and let the salaries be set uniformly for the department heads and the Director of the Department of Health and Environmental Sciences can't exceed the level of Section 1. (160)

Representative Spaeth said this would not set the salaries but require them to be uniform at whatever level they are set.

The question was called. The motion failed with 3 no votes by Senators Story, Devlin, and Representative Thoft.

Representative Spaeth presented an amendment regarding line-item veto in boilerplate. He explained that the Governor can line-item veto appropriations but there was a question of whether he could line-item veto in boilerplate. (Exhibit #31) He said that there was some language put in particularly in SRS that was burdensome to some of those people. The discussion at the time was whether it could be line-item vetoed or not. The previous Governor indicated that he would not line-item veto on the boilerplate, so it was eliminated as an issue. However, it is something that the Legislature should decide.

Dave Lewis said that they would be in opposition to the amendment. He pointed out that the Governor could already line item a portion of the boilerplate. He said this language would remove that option for the Governor.

Senator Story asked if this would be moot in two days. Representative Spaeth said it would only be moot after the Governor signs the bill. He said he was not talking about an amendatory veto, but a line-item veto where the Governor can go in and take some of the boilerplate. He cited examples of what could happen (340).

Senator Story pointed out that the amendment would go into the boilerplate. Representative Spaeth said he thought of that and section 14 contained nonseverability.

Senator Story pointed out that if the Governor could not line-item veto anyway then this amendment was not necessary. If he can line-item veto, then he can line item these.

Representative Spaeth said he felt it was an important issue. He moved the motion.

Mr. Lewis said the concern he had, the previous amendment

was a good example by Rep. Spaeth. If accepted it would have taken away the authority of the Governor to set the salaries of department directors. If that amendment and this amendment had been accepted the Governor would have his hands tied. The Governor has to retain his prerogative to look at issues.

Representative Spaeth withdrew his amendment.

Representative Spaeth presented an amendment to line item the federal-state coordinator office in Washington D.C. (Exhibit #32) (495) He pointed out that this coordinator is very important to Montana and should be left in Washington. This amendment would line item the amount of money to retain this coordinator. If the Governor did not want the coordinator this would not force him to spend the money. He said the coordinator has had a positive effect for the state. He moved the motion.

Senator Devlin asked what the coordinator did.

Representative Spaeth explained that the coordinator looks out for changes and how it affects the state of Montana. The office has been an official resource to keep in contact with regarding various issues such as water development.

Judy Ripplingale noted that this amendment adds some money. Right now the Governor does not have money for this position. Pam Joehler clarified that one FTE of \$56,000 was added in Senate Finance and Claims. The two Washington D.C. positions were removed from the budget and they have not been added.

Representative Spaeth asked for clarification of that transaction. He requested a complete breakdown.

Mr. Lewis said it had been prepared and that Mr. Yaekel would present it shortly. #32 is on hold.

Representative Spaeth discussed the Statehood Centennial Office. Senator Story pointed out that this was one of the items that had been rejected. (794) Representative Spaeth moved to recede. The question was called. The motion passed unanimously. Senator Story clarified that it was out.

Representative Spaeth moved to place \$50,000 for PSC consulting in C-1 and for the language to be line itemed. He said this way the PSC could not transfer that money into

other things.

Senator Story discussed the history of this issue.

The question was called. The motion passed with one no vote by Senator Story.

Representative Spaeth asked the Commissioners to comment on the travel issue (064).

Mr. Ellis replied that the out of state travel is of great concern. He pointed out that some of the federal cases, the commissioners were required to be there whether they had out of state travel or not. Concerning regional issues, the commissioners have had to get handouts from other agencies.

Representative Spaeth said he did not think they need the \$42,000. He said there was some need for out of state travel. He pointed out that they can determine their own priorities. He offered a compromise. He moved that they get an additional \$10,000 per year for travel. It would mean that their travel would be reduced instead of \$42,000, it would be reduced \$22,000.

Representative Thoft asked what their increase was now over current level.

Carl Schweitzer replied that it came out of the Senate it was a \$21,000 increase each fiscal year over what was spent in 1988.

Representative Thoft said that as the bill stands now, without this amendment, there is an increase of \$21,000 each year over current level.

The question was called. The motion failed 3-3.

(Tape 2-A)

Representative Spaeth discussed the super collider and he said he had no problems with that. He discussed C-6.

Senator Jacobson said that these were funds for the ambassador that were left from the private side. She thought that it could be put as a grant but did not explore it. The language in the bill now is that it would go back to the ambassadors so no action is needed. C-6 accepted.

Senator Story noted the committee of the whole report. B-16 was accepted. Representative Spaeth said B-8 was questioned but Rep. Thoft would negotiate. B-32 was up in the air. He

question C-15 regarding Senator Jergeson salinity control association of \$7,500 RIT monies. He accepted C-15.

E-3 was accepted. F-4, Smith Lever. Senator Jacobson commented that if the Smith Lever funds come in, the general fund will revert dollar for dollar. But if it is changed, their appropriation would be reduced. She recommends that it be left alone.

Accept F-4.

Steve Yaekel discussed the Washington D.C. office. He said that attempts were made to reorganize the whole office and make it efficient while remaining under current level. He said the amendments in Senate Finance and Claims committee and on the floor left the office with a half time clerical position. The intention to get a 1.0 FTE with funding for it.

Representative Spaeth asked about the D.C. office.

Steve Yaekel said that the 2 full time positions that went in to the Washington D.C. office were converted to positions that were very much needed in the Governor's office. One was the Human Services Coordinator and a security position that had existed in name only prior to this. He explained that the 2 D.C. positions were deleted and these had been recommended to be deleted in the budget. The budget presented was much less than current level budget. (253)

Representative Spaeth presented an amendment to line item annual leave and holiday pay for the contract staff at the School for the Deaf and Blind (Exhibit #34). He moved the amendment.

The question was called. The motion passed unanimously.

Representative Spaeth presented an amendment reducing the housing allowance paid to the superintendent of the School for the Deaf and Blind. He moved the amendment. (Exhibit #35)

The question was called. The motion passed unanimously.

Representative Spaeth presented an amendment regarding Commerce Department Director travel budget (Exhibit #36). He said since there was so much controversy that this would allow them to use their travel budget but were limited to

their travel budget (378).

Senator Story requested that this amendment on hold.

Adjourned until 12:00.

Senator Jacobson presented an amendment regarding the intensive supervision program. The amendment would leave it operating in Billings but would reduce the funds so it would expand into just one of the communities but does not specify which. (Exhibit #37)

The question was called. The motion passed unanimously.

Judy Rippingale mentioned that there was an amendment on the House Bill 304 and the numbers took \$3,000 off. She asked for committee consent to correct the \$3,000. They agreed unanimously. (027)

Representative Thoft presented an amendment regarding GA. It would put the transition to work program into GA so if there are a shortfall of funds then that program would have GA funds transferred in. He said it was brought to his attention that an amendment was needed in the narrative. If a person left the state to take employment out of this program they could not go on GA for 16 months. (Exhibit 38)

The question was called. The motion passed unanimously.

A handout was distributed from the budget office and the LFA regarding the Governors Agency Summary (Exhibit #39, 39a). Pam Joehler distributed a handout showing positions that were moved showing the FTE positions (Exhibit #39b).

It was discussed that Representative Spaeth made a motion to line item certain items.

Representative Thoft moved an amendment regarding the nurses aides increase. Representative Bradley had an amendment on page 11 (239). She explained that the House did not add in a special section for increasing the wages of the nurses aides after they had gone through the required training because rather than provider increases of a standard 2%, have given a special 3% leeway (254). The Senate put as an amendment, they decreased the number of medicaid bed days and added general fund on top of that. With that

combination the aides increase was put back in partly. Representative Thoft's motion was to leave it in its entirety. She said there was a possible compromise here. She said that the health care association went on record and said that the medicaid bed days would be a reduction. She recommended that the general fund dollars and the matching medicaid dollars go for improving the nursing aides wages but take back the general fund, the matching federal money is lost, but decrease it that amount.

Representative Thoft said his intent goes farther than that and that is to take the 1% increase over the 2% inflation. He said this needs to be discussed.

Representative Bradley pointed out there would be many changes going on with respect to federal law with inspections and training. She said they left in 3% because they felt flexibility was needed.

Representative Thoft said he was just taking out general fund and was line iteming nurses aide increase and not touching the 1%.

Representative Bradley said the subcommittee felt the 1% should cover the nurses aides increase.

Representative Bradley moved page 12. She explained the reduction of the general fund. She said part of this was due to the loss of the federal dollars. The loss to the nursing homes is more significant than just that general fund. However, this bill leaves a substantial amount in there and is above the subcommittee recommendation. It deals with the nurses aides salary because it is line itemed in the bill. She said it simply states that sum of money has to go to nurses aides. (418)

The question was called. The motion failed.

Representative Spaeth moved to line item certain items. The potential cuts list was discussed and checked off by Representative Spaeth (475).

The question was called on the motion to line item. The motion passed unanimously.

Representative Spaeth said there were some items to line item. He listed the State Auditors office PPP on line conversion of \$204,000 general fund; the Department of Justice one FTE General Investigator \$52,000 and \$40,000 each year of the biennium; Department of Military Affairs

reorganization of \$138,000 per year general fund; Department of Livestock State Meat Inspection Program expansion of \$87,898 should be looked at; Department of Agriculture major equipment purchases \$84,000, \$54,000 the next year; Department of Institutions Community Mental Health Centers; and OPI School Distribution and vocational education.

Senator Devlin moved to line item those on #38a. The question was called. The motion passed unanimously.

Senator Devlin presented an amendment concerning the Department of Revenue sales ratio study that they have to carry on. Most of this increase is for postage for notification. (Exhibit #39C)

Ken Morrison, Department of Revenue, explained that this cleans up a concern regarding annual sales ratio adjustments and brings the values up.

Senator Devlin moved the amendment.

Representative Spaeth suggested this amendment be considered with HB 203.

Senator Devlin withdrew the amendment.

Senator Devlin presented an amendment regarding the reduction of staffing for the Health Planning and Resources Development Bureau. He explained that this had to do with certificate of need. The department would not need as many personnel due to less inspections (Exhibit #40)

Representative Bradley objected to the amendment. She pointed out other duties the department would have and felt this should be left alone.

The question was called. The motion passed with two no votes.

Senator Devlin presented an amendment regarding the PSC travel. He proposed an additional \$5,000 a year. The question was called. The motion passed.

Representative Spaeth presented an amendment regarding the Historical Society (Exhibit #42).

The question was called. The motion passed unanimously.

Representative Spaeth asked about the elimination of two field positions in the Department of Revenue regarding the assessment of livestock if this would affect the county assessor.

Pam Joehier replied that two positions would be eliminated in the field. The state contributes towards the funding of the county assessors.

Representative Spaeth said that if cattle were not being assessed then there would be a reduction in the workload.

Representative Spaeth withdrew the amendment because the of the inventory tax.

Representative Schye discussed the Governor's airplane. He said that he had suggested more money for a bigger airplane. He explained that an airplane is not old if it has new engines and state of the art instruments. He said he questioned the need for a King Air. (118) He pointed out that there were some other options such as federal surplus, but these take time. The Duke needs \$100,000 for engines but the plane is not really worth that. It would, however, make it last another ten years. Safe and reliable air transportation for the state of Montana can be had for \$350,000 up to a half of million. He pointed out that there was not much research on what it takes to run a King Air.

(Tape 1-B)

Representative Schye pointed out that there were very few airplanes being made right now.

Representative Gilbert discussed the airplane issue. (022) He said a million dollar airplane was not affordable. Safe and reliable transportation was necessary but could be found for half a million dollars. He pointed out that a Cessna Caravan Two had interchangeable parts. He said that not only was flexibility needed but the need for a good airplane and the economic condition of the state should be considered. He pointed out that you could do the same job for much less. Overhauls would be half the cost. There is not as much prestige as with a King Air, but a Cessna 421 would do the same job. He pointed out that it would not fly in to Kalispell in an ice storm, but no one should fly in an ice storm anyway. He said the plane should be a step up but not an overstep.

Representative Spaeth pointed out that the issue was not just plushness but cost effective. He conceded the airplane. Pass.

Senator Devlin pointed out that Department of Fish Wildlife and Parks were authorized \$350,000 for a helicopter to count game up in the mountains. The reason for it was the safety factor for personnel.

Representative Spaeth pointed out some issues that had been held up. He said that they felt that OPI should receive some implementation costs on HB 203. He moved that all of the four be approved, the amendment on HB 703, the amendment for the Board of Investments, the two positions in the State Auditor's Office, and the \$149,000 in HB 203 with the passage of 203.

Senator Jacobson said she had no problem with looking at the two positions at the State Auditor's Office but those were voted on yesterday and it failed and a separate motion should be made to reconsider.

The question was called on the three. The motion passed unanimously.

Senator Jacobson moved to reconsider action on the State Auditor's Office. The question was called. The motion passed unanimously.

Senator Devlin asked what the intention was. Senator Jacobson said she wanted to put them back in. She moved the amendment.

The question was called. The motion passed with one no vote by Representative Thoft.

Representative Spaeth suggested that the cheapest of the five positions be taken out which would be \$22,821 in FY 90 and \$21,777 in FY 91 out of personal services.

Representative Bradley (647) noted that a line item under Family Services which was accidentally line itemed. She moved to make Family Services providers line item (Exhibit 37a) on the single page.

The question was called. The motion passed unanimously.

Senator Bradley moved to reconsider action on deleting 1.50 FTE on certificate of need. (Exhibit #40) The question was called. The motion passed unanimously.

Senator Bradley moved to add the sum to be added back on the

certificate of need and reverse the previous vote. Any savings from not having to do certificate of need on the hospital portion would go to MIAMI. She moved that language be drafted and included.

The question was called. The motion passed.

Representative Bradley discussed the teacher holiday issue and asked if it should be a line item. A negotiator from the department discussed the issue. He said that there were two things that were negotiable with teacher contracts. One is the definition of the school year and the other is the compensation received. In the Mountain View case that went to the Supreme Court, was that the court said they are not school teachers but state employees so they are entitled to statutory benefits like other employees. He pointed out that it does not say anything about pay, just that they are entitled to benefits. There are a couple way to approach that. One is to let them take off those days during the school year, which doesn't make much sense. So at Mountain View, the school year was redefined that now contains 180 teaching days, 5 PIR days and about 20 days annual leave and holiday. The salary amount negotiated for that school year was the same as it was before. He pointed out that the salary matrix was increased by about 10%. That pays 10% more for including days in the school year that they don't work. It just means a salary increase (808).

Phil Campbell commented that it was a complicated issue. He pointed out that the issue had been before the Supreme Court. He said that he did not think the money was included in the pay plan because they have never had it in the past. He said the concern was that the state would tell these people that they can't have holidays and vacation because there is no money for it. That is what they have been told in the past and that is why the Legislature had not appropriated the money, he said.

Representative Bradley asked about the same language for Pine Hills and Mountain View. She moved to treat all three institutions the same.

Representative Spaeth said they action needed to be reconsidered and the money be line itemed for the School for the Deaf and Blind.

Representative Bradley withdrew her motion.

Representative Spaeth moved to reconsider previous action and put it back in line item for the School for the Deaf and Blind. The question was called. The motion passed

unanimously.

Representative Spaeth made a substitute motion regarding the Auditor's Office to take the lowest paid position and delete the amount of dollars from personal services.

The question was called. The motion passed with one no vote.

Representative Spaeth discussed the travel cost for the director of the Department of Commerce as limited to the travel budget. He moved the amendment.

(Tape 2-A)

Senator Jacobson said this was basically saying that they can't move other things into the travel budget.

The question was called. The motion passed with one no vote by Senator Story.

Senator Jacobson presented an amendment concerning the education trust interest. She explained that if the money is taken from the trust fund then the interest would come up short to fund the WICHE program, the vo-tech centers and adult basic education. These amendments would make general fund money available and add language to say if the education trust fund interest is available the general fund will revert dollar for dollar. She said she wanted to make sure these programs are covered in the event the fund is used for something else.

Keith Wolcott clarified that the vo-tech centers amounted to \$141,000 in FY 90, and \$182,000 in FY 91. For WICHE program it was \$65,100 in the first year and \$68,400 in the second year.

Senator Devlin asked if this was straight general fund. Senator Jacobson said it was but if the education trust fund money was not taken then this would not be needed. She said the programs need protecting since they were funded with that interest money.

The question was called. The motion failed.

Senator Jacobson said her other amendment was for the adult basic education program. If the education trust interest is not available, these programs will be shorted. She pointed out that it was not the intention of the subcommittee to

leave the programs unfunded or at this kind of a level.

Senator Jacobson moved to reconsider the amendment.

The question was called. The motion passed unanimously.
(157)

Senator Jacobson presented an amendment that would fund basic education entirely from general fund to allow for the elimination of the education trust interest. She moved the amendment with the suggested language. The motion passed.
(267)

Judy Ripplingale distributed an amendment that would insert a clerical instruction in the report (Exhibit #44).

Representative Thoft moved the amendment. The question was called. The motion passed unanimously.

Representative Spaeth moved to resolve the issue on privatization (297) regarding submission of analysis of cost savings to the Legislative Auditor (301).

The question was called. The motion passed unanimously.

Representative Spaeth discussed the Washington D.C. office. He asked if there were any changes that would enable the D.C. office open. Steve Yaekel replied that because of significant cuts that they looked at what was coming from the D.C. office and possible alternatives such as the National Governors Association or similar groups. He pointed out that they could not justify the operating expenses and the staff.

Representative Spaeth moved to re-line item the D.C. office.

The question was called. The motion failed.

Senator Devlin moved to put some startup funds into the Centennial.

Senator Story said he understood that they would repay this through sales and licensing.

The question was called. The motion failed.

Senator Story pointed out the PSC dues issue (765). Senator Jacobson said it was a low level. She moved to recede from the amendment.

The question was called. The motion passed with one no vote by Senator Devlin.

Representative Bradley moved to reconsider and give the Centennial Office \$50,000.

The question was called. The motion passed unanimously.

Representative Spaeth moved that the conference committee report be adopted.

The question was called. The motion passed unanimously.

ADJOURNMENT

Adjournment: 3:00 p.m.



PETE STORY, CHAIRMAN

PS/dt

CONF419

Free Conference Committee
on House Bill 100
Report No. 1, April 19, 1989

Page 1 of (total)

Mr. Speaker and Mr. President:

We, your Free Conference Committee on House Bill 100 met and considered:

House Bill 100 (reference copy -- salmon) in its entirety.

We recommend that House Bill 100 (reference copy -- salmon) be amended as follows:

BP-1.

1. Page 3, line 5.

Following: "."

Insert: "The approving authority shall submit its analysis of the documented cost savings to the legislative auditor. Wages and fringe benefits must be separately documented from other cost savings. The legislative audit committee shall review the approving authority's analysis and report to the 52nd legislature on potential long-term budget impacts."

A-1. This amendment reduces the appropriation for the Forestry Task Force from \$16,500 to \$8,000 for the biennium.

1. Page A-3, line 15.

Strike: "16,500"

Insert: "8,000"

A-2. This amendment adds the following funding in the judiciary for judicial salary increases in accordance with Senate Bill 196:

	FY90	FY91
Supreme Court Program	\$12,284	\$ 29,682
District Court Program	64,667	122,448

The balance of funding for Senate Bill 196 is contained in House Bill 786.

1. Page A-5, line 6.

Strike: "1,368,057 1,356,374"

Insert: "1,380,341 1,386,056"

2. Page A-5, line 14.

ADOPT

REJECT

881756CC.HBV

HB100

Strike: "2,229,691 2,237,690"
Insert: "2,294,358 2,360,138"

A-3. This amendment provides funding for operating expenses in the Governor's Office and the Department of Revenue that were formerly covered under statutory appropriations.

1. Page A-6, line 8.

Strike: "50,604"

Insert: "120,604

70,000 (State Special Revenue 1991)"

2. Page A-18, line 10.

Strike: "151,291 150,964"

Insert: "160,476 160,137"

A-4. This amendment reduces general fund support for the Montana Statehood Centennial Office to \$50,000 in fiscal 1990.

1. Page A-7, line 14.

Strike: "150,000"

Insert: " 50,000"

A-5. This amendment eliminates funding for 1.00 FTE of the 5.00 FTE added this session for insurance regulation, a general fund reduction of \$22,821 in FY90 and \$21,777 in FY91.

1. Page A-10, line 19.

Strike: "931,192 924,021"

Insert: "908,371 902,244"

A-6. This amendment places a line item on the program expansion to add a 1.00 FTE criminal investigator in the Criminal Investigation Program of the Department of Justice. There is no change in total funding for the program.

1. Page A-13, line 23.

Strike: "240,884 229,069"

Insert: "188,069 188,230"

2. Page A-13, following line 22.

Insert: "a. Operations"

3. Page A-13, following line 23.

Insert: "b. General Investigator

52,815 40,839 (Gen. Fund)"

A-7. This amendment provides \$93,000 annually for funding the operating costs associated with the implementation of House Bill 703.

ADOPT

REJECT

881756CC.HBV

1. Page A-18, line 17.
Strike: "7,535,127 7,535,631"
Insert: "7,628,127 7,628,631"

A-8. This amendment line-items the Army National Guard reorganization budget modification.

1. Page A-30, line 10.
Strike: "936,674 819,202 947,641 829,630"
Insert: "a. Operations
 797,794 (Gen. Fund 1990)
 819,202 (Fed. Spec. Revenue 1990)
 808,758 (Gen. Fund 1991)
 829,630 (Fed. Spec. Revenue 1991)"

2. Page A-30, following line 10.
Insert: "b. Reorganization
 138,880 (Gen. Fund 1990)
 138,883 (Gen. Fund 1991)"

B-1. This amendment reduces the funding level for the salary of the Director of the Department of Health and Environmental Sciences by \$6,000 per year.

1. Page B-1, line 8.
Strike: "213,818 213,075"
Insert: "207,818 207,075"

B-2. This amendment removes the 2.50 FTE and related funding for the Infectious Waste Program that would have been created by House Bill 676.

1. Page B-2, line 7.
Strike: "211,230 2,189,357 203,868 2,243,552"
Insert: "193,478 2,084,357 191,366 2,138,552"

B-3. This amendment provides that any savings resulting from excluding hospitals from the Certificate of Need Program be used to support the MIAMI project.

1. Page B-4, following line 8.
Insert: "Any savings in the health planning budget (item 10) resulting from any exclusion of hospitals from the certificate of need program must be used to support the Montana initiative for the abatement of mortality in infants (MIAMI) project."

B-4. For the Department of Social and Rehabilitation Services the following items will be line itemed in House Bill 100 for both the general fund and corresponding federal matching funds.

Gen. Fund

ADOPT

REJECT

881756CC.HBV

1. Nursing Home Increase (3%)	1,327,780
2. Nurse Aid Wage Increase	343,357
3. Staff for Waiver Expansion	25,533
4. DD Respite Care	96,418
5. DD Farm in the Dell	255,328
6. Medical Provider Increase	1,949,377
7. Vocational Rehab. Provider Incr.	41,474
8. Visual Services Provider Incr.	3,218

B-5. This amendment moves the appropriation for the Transition to Work Program to the general assistance appropriation and includes language restricting expenditures from the general assistance and Transition to Work Programs.

1. Page B-6, line 25.
Following: "Assistance"
Insert: "and Transition to Work"

2. Page B-7, line 6.
Strike: "4,665,200"
Insert: "4,765,200 (Gen. Fund 1990) 500,000 (Fed. Fund 1990)"

3. Page B-7, line 16.
Strike: "458,311 13,572,621"
Insert: "350,311 13,072,621"

4. Page B-13, line 14.
Strike: "lbii"

5. Page B-13, following line 15.
Insert: "Funds appropriated in item lbii for fiscal 1990 include at least \$100,000 of general fund and \$500,000 federal funds for the Transition to Work Program. If a general assistance recipient accepts funding from the Transition to Work Program in order to accept employment in another state, the recipient is not eligible for the general assistance program for 16 months after his relocation to another state. No funds may be transferred out of item lbii to any other portion of the SRS budget."

B-6. This amendment increases federal authority for SRS to fund medicaid placements in Yellowstone Treatment Center as authorized by House Bill 304. The general fund match will be transferred from the Department of Family Services to SRS as foster care children are determined eligible for medicaid. This amendment adds \$1,500,000 federal funds each year of the biennium. House Bill 304 is on third reading in the Senate after passing second reading.

1. Page B-9, following line 21.

ADOPT

REJECT

881756CC.HBV

Insert: "x. Medicaid Funds for Implementation of House Bill 304
1,500,000 (Fed. Funds 1990) 1,500,000 (Fed. Funds 1991)"

Renumber: subsequent subsection

B-7. This amendment includes language to transfer funds for the Child Support Bureau to the Department of Revenue if necessary.

1. Page B-15, following line 19.

Insert: "The funds appropriated for the state child support enforcement bureau in item 3c must be transferred to the department of revenue unless the 51st legislature provides substantive authority transferring the program of child support enforcement to the department of social and rehabilitation services."

B-8. All funds appropriated to the Department of Social and Rehabilitation Services for the development and implementation of The Economic Assistance Management System (TEAMS) is allocated to operating expenses. The narrative to House Bill 100 will reflect this change which reduces personal services by 1.00 FTE and reallocates those funds to operating expenses.

B-9. This amendment reallocates \$58,069 and \$50,667 general fund from the Department of Family Services to the Department of Health and Environmental Sciences for the Montana Initiative for the Abatement of Mortality in Infants (MIAMI) project. The Department of Health and Environmental Sciences will provide any additional needed funds for this project from current appropriations.

1. Page B-2, line 20.

Strike: "233,525 (Gen. Fund 1990) 233,070 (Gen. Fund 1991)"

Insert: "291,594 (Gen. Fund 1990) 283,737 (Gen. Fund 1991)"

2. Page B-3, line 12.

Following: line 11

Insert: "Item 8 includes \$58,069 of general fund in fiscal 1990 and \$50,667 of general fund in fiscal 1991 for implementation of the Montana initiative for the abatement of mortality in infants in HB 773. In addition, the department shall reallocate funds from existing appropriations in HB 100 equal to \$46,541 in fiscal 1990 and \$46,675 in fiscal 1991 to provide up to \$104,610 in fiscal 1990 and up to \$97,342 in fiscal 1991 for total funding of the Montana initiative for the abatement of mortality in infants project."

3. Page B-15, line 25.

Strike: "1,425,639 491,949 1,413,169 493,413"

Insert: "1,412,780 504,808 1,407,840 498,742"

4. Page B-16, line 14.

ADOPT

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881756CC.HBV

Strike: "6,633,398"
Insert: "6,588,060"

5. Page B-16, line 15.
Strike: "1,997,702"
Insert: "2,043,040"

6. Page B-16, line 16.
Strike: "6,595,499 2,088,357"
Insert: "6,550,289 2,133,567"

B-10. This amendment funds the expenses associated with the increased responsibilities for enforcement and monitoring of minimum wage claims created by House Bill 28.

1. Page B-5, line 6.
Strike: "1,856,903 1,857,990"
Insert: "1,870,247 1,884,678"

B-11. This amendment adds federal funds for continuation of the Foster Care Independent Living Program.

1. Page B-16, line 18.
Strike: "4,710,246 4,737,617"
Insert: "4,829,374 4,776,862"

B-12. This amendment line items supplemental security income payments for Farm in the Dell and SSSO.

1. Page B-16, line 18.
Strike: "2,496,001 2,573,950"
Insert: "2,486,977 2,525,822"

2. Page B-16, following line 21.
Insert: "d. SSI Payments - Farm in Dell and SSSO.
 9,024 (Gen. Fund 1990)
 48,128 (Gen. Fund 1991)"

B-13. This amendment line items annual leave and holidays for teaching staff at Mountain View School.

1. Page B-17, following line 6.
Insert: "a. Operations."

2. Page B-17, line 7.
Strike: "1,816,585 1,836,230"
Insert: "1,803,229 1,822,874"

3. Page B-17, following line 7.
Insert: "b. Teacher Annual Leave and Holidays.
 13,356 (Gen. Fund 1990)
 13,356 (Gen. Fund 1991)"

ADOPT

REJECT

881756CC.HBV

B-14. This amendment line items annual leave and holidays for teaching staff at Pine Hills School.

1. Page B-17, following line 8.

Insert: "a. Operations."

2. Page B-17, line 9.

Strike: "2,988,939 3,005,148"

Insert: "2,963,739 2,979,948"

3. Page B-17, following line 10.

Insert: "b. Teacher Annual Leave and Holidays.

25,200 (Gen. Fund 1990)

25,200 (Gen. Fund 1991)"

4. Page B-18, following line 19.

Insert: "The appropriation in items 3(b) and 4(b) can only be used to pay annual leave and holiday pay for teachers at Mountain View School and Pine Hills School."

B-15. This amendment specifies legislative directive rather than subcommittee directive to the Department of Family Services.

1. Page B-17, line 17.

Following: "The"

Strike: "human services joint subcommittee directs the"

2. Page B-17, line 17.

Following: "department"

Strike: "to"

Insert: "shall"

C-1. This amendment would add \$5,000 per year to the Public Service Commission budget for out-of-state travel.

1. Page C-1, line 9.

Strike: "1,749,543 1,723,864"

Insert: "1,754,543 1,728,864"

C-2. This amendment restores \$50,000 for a biennial appropriation for Public Service Commission consultants.

1. Page C-1, line 15.

Strike: " 0" (Gen. Fund 1990)

Insert: "50,000" (Gen. Fund 1990)

2. Page C-1, following line 21.

Insert: "Item 3 is a line item biennial appropriation."

C-3. This amendment line items the program expansion in the Meat and Poultry Inspection Program.

ADOPT

REJECT

881756CC.HBV

1. Page C-2, line 20.

Strike: "216,786 216,786 216,787 216,785"

Insert: "a. Current Level.

128,888 (Gen. Fund 1990)

128,888 (Fed. Spec. Revenue 1990)

128,888 (Gen. Fund 1991)

128,888 (Fed. Spec. Revenue 1991)

b. Program Expansion.

87,898 (Gen. Fund 1990)

87,898 (Fed. Spec. Revenue 1990)

87,898 (Gen. Fund 1991)

87,898 (Fed. Spec. Revenue 1991)"

C-4. This amendment line items the new gas chromatograph/mass spectrometer and related data systems.

1. Page C-3, following line 16.

Insert: "a. Operations"

2. Page C-3, line 18.

Strike: "738,375 727,487"

Insert: "654,283 675,987"

3. Page C-3, following line 18.

Insert: "b. Equipment Expansion

84,092 (Gen. Fund 1990)

51,500 (Gen. Fund 1991)"

C-5. This amendment reduces the Alfalfa Leaf Cutter Bee Program to the amounts which the revenues will support. The program is financed with assessments on bee owners and the income is deposited into a proprietary account. Included in the annual appropriations is \$500 each year for the Alfalfa Leaf Cutter Bee committee per diem. The remaining funds are for operating expenses.

1. Page C-3, line 20.

Strike: "31,254 31,405"

Insert: "10,058 10,561"

C-6. This amendment will add 1.00 FTE reclamation specialist, grade 14, and \$1,824 per year in travel costs to the reclamation division to oversee the reclamation bonding program established for small miners with the passage of House Bill 679. The amendment proposes a general fund increase of \$27,763 in FY90 and \$27,780 in FY91. Senate Bill 410 reallocates the metalliferous mines tax to increase the mining industry's contribution to the general fund by an estimated \$120,000 per year. Accordingly, funds are available to support this amendment.

1. Page C-5, line 25.

Strike: "275,287 270,793"

ADOPT

REJECT

881756CC.HBV

Insert: "303,050 298,573"

C-7. This amendment line items the Director's Office travel budget and prohibits Director's Office staff from utilizing other funds for travel expenses.

1. Page C-18, line 25.

Strike: "733,615 716,782"

Insert: "720,248 703,155"

2. Page C-19, following line 6.

Insert: "c. Director's Travel
 13,367 13,627"

3. Page C-23, following line 13.

Insert: "Travel costs of all staff members in the director's office may be funded only from item 1c."

C-8. This amendment funds the administrative costs to be incurred by the Board of Investments relative to the Conservation Reserve Enhancement Program established by House Bill 717.

1. Page C-22, following line 7.

Insert: "c. Conservation Reserve Enhancement Program
 250,000 (Proprietary 1990)
 250,000 (Proprietary 1991)"

2. Page C-24, following line 23.

Insert: "The funding source item 18c is bonds proceeds to administer the conservation reserve enhancement program in HB 717. No fund transfers may be made into or out of this line item."

D-1. This amendment reduces the Intensive Supervision Program to one additional city.

1. Page D-1, line 21.

Strike: "4,165,920 4,090,001"

Insert: "4,062,883 4,020,873"

D-2. This amendment line items the 2 percent increase given to the Community Mental Health Centers.

1. Page D-3, following line 11.

Insert: "i. Operations"

2. Page D-3, line 14.

Strike: "4,144,909 4,249,940"

Insert: "4,042,659 4,043,395"

3. Page D-3, following line 14.

Insert: "ii. Community Mental Health Centers
 102,250 (Gen. Fund 1990)

ADOPT

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881756CC.HBV

206,545 (Gen. Fund 1991)"

D-3. This amendment appropriates funds to the Montana State Library Natural Heritage Program to replace the statutory appropriation which is eliminated by House Bill 583.

1. Page D-7, following line 5.

Insert: "3. Natural Heritage Program
349,092 (State Special 1990) 53,268 (Fed. Fund 1990)
318,866 (State Special 1991) 16,092 (Fed. Fund 1991)"

D-4. This amendment reduces general fund and increases proprietary funding for the Historical Society Publications Program by \$11,227 in fiscal 1990 and \$11,262 in fiscal 1991 as per the Governor's potential House Bill 100 cuts.

1. Page D-8, line 10.

Strike: "55,081 428,850 55,123 427,904"
Insert: "43,854 440,077 43,861 439,166"

E-1. This amendment line items annual leave and holiday pay for teachers at the School for the Deaf and Blind.

1. Page E-1, line 24.

Strike: "730,209 733,628"
Insert: "711,326 714,196"

2. Page E-1, following line 24.

Insert: "d. Student Services - Annual Leave and Holiday Pay
18,883 (Gen. Fund) 19,432 (Gen. Fund)"

Renumber: subsequent subsections

3. Page E-2, line 6.

Strike: "1,154,870 1,157,934"
Insert: "1,043,039 1,043,091"

4. Page E-2, following line 6.

Insert: "f. Education - Annual Leave and Holiday Pay
111,831 (Gen. Fund) 114,843 (Gen. Fund)"

Renumber: subsequent subsection

5. Page E-2, following line 12.

Insert: "The appropriation in items 3d and 3f may only be used to pay annual leave and holiday pay for the contract staff at the school for the deaf and blind."

E-2. This amendment appropriates funds to the Board of Public Education Advisory Council to replace the statutory appropriation which is eliminated by House Bill 583.

1. Page E-1, following line 12.

ADOPT

REJECT

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Insert: "2. Advisory Council
67,650 (State Special 1990) 67,650 (State Special 1991)"

Renumber: subsequent subsection

E-3. This amendment reduces the housing allowance paid to the superintendent of the School for the Deaf and Blind to \$3,744 each year. This is equivalent to the state's share of the rental income.

1. Page E-1, line 19.

Strike: "196,439 191,637"

Insert: "191,143 186,341"

E-4. This amendment provides funds to the Office of Public Instruction for costs of implementing SB 203 and makes the appropriations contingent upon the passage of SB 203.

1. Page E-2, line 18, under General Fund.

Strike: "1,232,170 1,270,007"

Insert: "1,295,090 1,356,087"

2. Page E-3, following line 7.

Insert: "Funding of \$62,920 in fiscal 1990 and \$86,080 in fiscal 1991 in item 2a is contingent on passage of SB 203."

E-5. This amendment funds adult basic education entirely from general fund to allow for the elimination of the education trust interest.

1. Page E-3, line 24.

Strike: " 53,905 146,095 103,905 146,095"

Insert: "200,000 -0- 250,000 -0- "

2. Page E-4, following line 13.

Insert: "There is appropriated in item 8 general fund of \$146,095 in fiscal 1990 and \$146,095 in fiscal 1991 to replace education trust fund interest earnings. If education trust fund interest earnings become available during the biennium, then one dollar of general fund will revert for each dollar of education trust interest earnings."

F-1. This amendment replaces education trust interest earnings for higher education with general fund and include contingency language.

1. Page F-2, following line 6.

Insert: "There is appropriated for higher education programs general fund of \$465,000 in fiscal 1990 and \$592,000 in fiscal 1991 to replace education trust fund interest earnings. If education trust fund interest earnings become available during the biennium, then one dollar of general fund appropriated for higher education programs will revert

ADOPT

REJECT

881756CC.HBV

for each dollar of education trust interest earnings."

2. Page F-2, line 16.

Strike: "65,100 68,400"
Insert: "65,100 (Gen. Fund) 68,400 (Gen. Fund)"

3. Page F-2, line 18.

Strike: "1,405,500 258,900 1,316,067 341,600"
Insert: "1,664,400 (Gen. Fund) 1,657,667 (Gen. Fund)"

4. Page F-7, line 11.

Strike: "832,901 191,898 850,637 174,162"
Insert: "857,314 167,485 882,097 142,702"

5. Page F-8, line 6.

Strike: "185,200 24,482 179,451 30,231"
Insert: "207,451 2,231 208,091 1,591"

6. Page F-8, line 19.

Strike: "1,140,954 75,189 1,127,751 88,392"
Insert: "1,167,372 48,771 1,161,826 54,317"

7. Page F-9, line 14.

Strike: "191,385 213,537 198,035 206,887"
Insert: "224,252 180,670 240,523 164,399"

8. Page F-10, line 10.

Strike: "756,470 756,470"
Insert: " 35,051 (Gen. Fund) 721,419 (Cur. Unrestricted);
45,337 (Gen. Fund) 711,133 (Cur. Unrestricted)"

F-2. This amendment replaces general fund in House Bill 100 added by the Van Valkenburg amendment with the available Regent's education trust fund balance of \$1,440,034.

1. Page F-13, line 5.

Strike: "96,150 (Gen. Fund) 96,150 (Gen. Fund)"
Insert: "96,150 (Cur. Unrestricted) 96,150 (Cur. Unrestricted)"

2. Page F-14, line 10.

Strike: " 949,162"
Insert: "1,149,162"

3. Page F-14, line 11.

Strike: "18,755,351"
Insert: "18,555,351"

4. Page F-14, line 13.

Strike: "398,700 (Gen. Fund) 398,700 (Gen. Fund)"
Insert: "398,700 (Cur. Unrestricted) 398,700 (Cur. Unrestricted)"

5. Page F-16, line 25.

ADOPT

REJECT

881756CC.HBV

Strike: "4,189,888 (Gen. Fund)"
Insert: "3,989,888 (Gen. Fund)"

200,000 (Cur. Unrestricted)"

6. Page F-18, line 6.

Strike: "2,237,893 (Gen. Fund)"
Insert: "2,187,559 (Gen. Fund)"

50,334 (Curr. Unrestricted)"

F-3. Amend page F-29 of House Bill 100 narrative to reflect changes in the vocational-technical center personal services as per Attachment F-1.

Adjust internal references in accordance with the above amendments.

And that this Conference Committee Report be adopted.

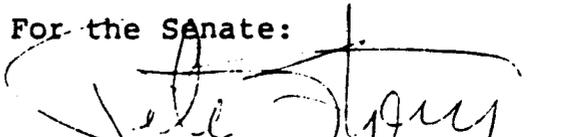
For the House:


Rep. Gary Spaeth, Chairman

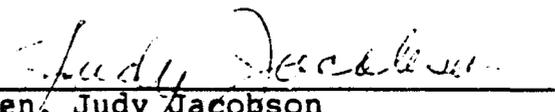

Rep. Dorothy Bradley


Rep. Bob Thoft

For the Senate:


Sen. Pete Story, Chairman


Sen. Gerry Devlin


Sen. Judy Jacobson

ADOPT

REJECT

881756CC.HBV

SUMMARY OF CONFERENCE COMMITTEE AMENDMENTS TO HOUSE BILL 100

Amend No.	Bill Pg. No.	Narr. Pg. No.	Description	General Fund	Other Funds
1	A-6	A-31	HB 583 Statutory Approp Gov's Office Flathead Basin Commission	\$0	\$140,000
	A-18	A-116	HB 583 Statutory Approp Revenue Income Tx Div - 911 Emergency	0	18,358
	D-7	D-53	HB 583 Statutory Approp Library Nat Heritage Program	0	737,318
	E-1	E-2	HB 583 Statutory Approp Bd of Public Ed Advisory Council	0	135,300
2	N/A	F-29	Vo-Tech Narritive Personal Services	0	0
4	B-17	B-124	Family Services Delete Language Relating to Jcint Human Ser Cmtee	0	0
5	A-5	A-20, A-25SB	196 Salaries Adjustment for Judiciary	229,081	0
7	B-15	B-83	Child Support Enforcement Transfer Language Contingency	0	0
8	B-16	B-129	Family Services Additional Title IV-E Funds	0	158,373
11	B-17	B-134, 136	Annual Leave and Holiday Pay for Teachers MVS and PHS Line Item	0	0
14	C-5	C-45	Lands Add 1.0 FTE Reclamation Specialist and Op Costs	55,543	0
17	F-13 to 18	F-44	Funding Switch ED Trust for General Fund U-System	(1,440,034)	1,440,034
22	A-10	A-56	Reduce Personal Services Equivalent to One Position-State Auditor	(44,598)	0
23	B-2	B-20	Dept of Health Delete Infectious Waste Program	(30,254)	(210,000)
25	Various	Var	Line Item Certain Items in Gov's List of Potential Reductions	0	0
26	B-1	B-8	Reduction of Salary of Director of Dept Of Health	(12,000)	0
27	B-2 and B-16	B-121, 124	Reallocate Funds For MIAMI Project From Family Services to DHES	0	108,736
28	B-5	B-48	Labor Add Funds for Enforcement of Min Wage HB 28	0	40,032
29	N/A	B-77	All Costs for TEAMS in SRS are Operation Expenses Narrative Change	0	0
30	B-9	B-86	SRS Additional Costs for Implementation of HB 304	0	3,000,000
32	C-3	C-29	Agriculture Reduction of Alfalfa Leaf Cutter Bee Program	0	(42,040)
36	A-6	A-43	Reduce Funds for Centennial Program	(100,000)	0
37	C-1	C-2	Add Consultant Cost to PSC And Line Item	50,000	0
39	E-1 and E-2	E-7, 8	School for Deaf and Blind Ann Leave and Holiday Pay Line Item	0	0
40	E-1	E-5	Reduce Housing Allow for Super of School for Deaf and Blind	0	0
41	C-18	C-122	Line Item Travel for Director's Budget Dept of Commerce	(10,592)	0
42	D-1	D-16	Institutions Reduction of Intensive Supervision Program	0	0
43	B-6 thru B-13	B-69	SRS Transition To Work Program Program Switch	(172,165)	0
45	Various	Var	Line Item Various Program Expansions	0	0
48	C-1	C-2	Add Travel to PSC Budget	10,000	0
49	D-8	D-63	Historical Societs Funding Switch Magazine Program	(22,489)	22,489
51	C-22	C-152	Bd of Investments Conservation Res Enhance Pgm HB 717	0	500,000
	A-18	A-121	Implement HB 703 Dept of Revenue	186,000	0
	E-2	E-10	Implementation of SB 203 OPI	149,000	0
54	B-3	B-41	Reversion Language Dept of Health Cert. of Need Pgm	0	0
56	F-7 thru F-10	F-5, 25	Funding Switch Vo-Tech and WICHE Ed Trust Incl Reversion Language	1,057,000	(1,057,000)
	E-3	E-17	Funding Switch OPI Adult Ed Trust Incl Reversion Lang	292,190	(292,190)
58	3	N/A	Boilerplate Privatization Language If Cost Savings	0	0
60	A-3	A-9	Reduce Forestry Task Force Funding Leg Council	(8,500)	0

Table 2
Vo-Tech Center Personal Services Line-Item

	Billings	Butte	Great Falls	Helena	Missoula	Total
Fiscal 1990						
Instruction	\$840,335	\$759,113	\$997,237	\$1,180,821	\$1,241,845	\$5,019,351
Support	407,681	397,950 **	382,282	479,979	586,548	2,254,440
Plant	90,696 *	94,357	122,154	102,215 ***	159,065	568,487
Total Pers. Svcs.	\$1,338,712	\$1,251,420	\$1,501,673	\$1,763,015	\$1,987,458	\$7,842,276
Fiscal 1991						
Instruction	\$840,335	\$759,113	\$997,237	\$1,180,821	\$1,241,845	\$5,019,351
Support	407,681	397,950 **	382,282	479,979	586,548	2,254,440
Plant	90,696 *	94,357	122,154	102,215 ***	159,065	568,487
Total Pers. Svcs.	\$1,338,712	\$1,251,420	\$1,501,673	\$1,763,015	\$1,987,458	\$7,842,276

* Billings' plant program revised from \$124,830 to \$90,696
 ** Butte's support program revised from \$410,138 to \$397,950
 *** Helena's plant program revised from \$182,215 to \$102,215

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 6, 1989

1. Page D-7, following line 5.

Insert: "3. Natural Heritage Program.

349,092 (1990 State Special)	53,268 (1990 Federal)
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318,866 (1991 State Special)	16,092 (1991 Federal)"
------------------------------	------------------------

LFA will adjust totals.

This amendment appropriates funds to the Montana State Library Natural Heritage Program to replace the statutory appropriation which is eliminated by House Bill 583.

Passed

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 6, 1989

1. Page E-1, following line 12.

Insert: "2. Advisory Council.

67,650 (1990 State Special) 67,650 (1991 State Special)"

LFA will adjust totals.

This amendment appropriates funds to the Board of Public Education Advisory Council to replace the statutory appropriation which is eliminated by House Bill 583.

Amendments to House Bill No.100
Reference Reading Copy

For the Free Conference Committee

Prepared by LFA
April 12, 1989

1. Page A-6, line 8.

Strike: "50,604"

Insert: "120,604

70,000 FY 1991 State Special Revenue"

2. Page A-18, line 10.

Strike: "151,291 150,964"

Insert: "160,476 160,137"

LFA will amend totals.

These amendments provide funding for operating expenses in the Governor's office and the Department of Revenue that were formerly covered under statutory appropriations. House Bill 583 eliminates statutory appropriations for administrative expenses and requires the administrative expenditure be made from temporary appropriations.

#4 pass



THE MONTANA UNIVERSITY SYSTEM

33 SOUTH LAST CHANCE GULCH
HELENA, MONTANA 59620-2602
(406) 444-6570

EXHIBIT # 4
Conf. Comm. HB 100

COMMISSIONER OF HIGHER EDUCATION

TO: Senator Judy Jacobson
FROM: Jack Noble *JN*
Deputy Commissioner for
Management and Fiscal Affairs
DATE: April 14, 1989
SUBJECT: Vocational Technical Center Personal Services

Attached is a copy of the memo I sent to you as a member of the Education Subcommittee. I have also attached a copy of Table 2, page F-29 from the HB 100 narrative which includes our suggested revisions.

These corrections are important to the three affected Vo-Tech centers. We appreciate any assistance you are able to give us as a member of the HB 100 Conference Committee.

LN:lt

Attachment

c: Representative Ray Peck
Keith Wolcott

Table 2
 Vo-Tech Center Personal Services Line-Item

	Billings	Butte	Great Falls	Helena	Missoula	Total
Fiscal 1990						
Instruction	\$840,335	\$759,113	\$997,237	\$1,180,821	\$1,241,845	\$5,019,351
Support	407,681	397,950 **	382,282	479,979	586,548	2,254,440
Plant	90,696 *	94,357	122,154	102,215 ***	159,065	568,487
Total Pers. Svcs.	\$1,338,712	\$1,251,420	\$1,501,673	\$1,763,015	\$1,987,458	\$7,842,278
Fiscal 1991						
Instruction	\$840,335	\$759,113	\$997,237	\$1,180,821	\$1,241,845	\$5,019,351
Support	407,681	397,950 **	382,282	479,979	586,548	2,254,440
Plant	90,696 *	94,357	122,154	102,215 ***	159,065	568,487
Total Pers. Svcs.	\$1,338,712	\$1,251,420	\$1,501,673	\$1,763,015	\$1,987,458	\$7,842,278

* Billings' plant program revised from \$124,830 to \$90,696
 ** Butte's support program revised from \$410,138 to \$397,950
 *** Helena's plant program revised from \$182,215 to \$102,215

#5 pass

EXHIBIT # 5 4/17/89
Conf. Comm. HB 100

Amendments to House Bill No. 100
Reference Bill

For the Conference Committee

Prepared by LFA
April 15, 1989

1. Page B-17, line 17.
Following: "The"
Strike: "human services joint subcommittee directs the"

2. Page B-17, line 17.
Following: "department"
Strike: "to"
Insert: "shall"

Amendments to House Bill No. 100
Reference Bill

For the Free Conference Committee

Prepared by LFA
April 15, 1989

1. Page A-5, line 6.
Strike: "1,368,057" 1,356,374"
Insert: "1,380,341" 1,386,056"

2. Page A-5, line 14.
Strike: "2,229,691" 2,237,690"
Insert: "2,294,358" 2,360,138"

The amendment adds the following funding in the judiciary for
judicial salary increases in accordance with SB 196:

	FY90	FY91
Supreme Court Program	\$12,284	\$29,682
District Court Program	\$64,667	\$122,448

The balance of funding for SB 196 is contained in HB 786.

#7 hold

EXHIBIT # 7 4/17/89
Conf. Comm. HB 100

Amendments to House Bill No.100
Reference Bill

Requested by Senator Jacobson
For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page E-2, following line 19.
Insert: "b. Implementation costs, SB203
149,000 (general fund, fiscal 1990)"

Reletter subsequent sections.

2. Page E-3, following line 7.
Insert: "Item 2b. is a biennial appropriation."

9. The state participation in funding at least 90% of teacher retirement costs (Section 39) requires an estimate of total teacher retirement liabilities. The total is computed by determining the revenues from retirement fund levies in each county for elementary and high school, and adding in an estimated \$5.4M from lottery revenues. No adjustment was included for revenues from federal forest funds (see technical note 2).
10. Funding for teacher retirement is funded by county levies and, in part, by a portion of federal forest funds (17-3-213, MCA). To the extent that the county levies decrease - to fund only 10% of the total retirement liability - the portion of the federal forest fund revenues will shift from retirement to County Equalization.
11. Monthly distributions (Section 36(2)(a)) require a 20% payment in July and a payment schedule specified by the Board of Public Education for the other 11 payments. It is assumed that August through May are at 7.3% each month and June is the remaining 7%.
12. District budget capping at 117% does not take effect until FY95; no analysis is provided here.

FISCAL IMPACT:

	Current Law	FY90 Proposed Law	Difference	Current Law	FY91 Proposed Law	Difference
Revenues:	\$273.544M	\$312.411M	\$38.867M	\$277.8M	\$316.353M	\$38.553M
Expenditures:						
Foundation Program	\$268.144M	\$462.6M	\$194.456M	\$272.4M	\$484.3M	\$211.9M
Retirement	5.4M	47.4M	42.0M	5.4M	47.4M	42.0M
OPI-Operating Expenses	-0-	.149M	.149M	-0-	-0-	-0-
TOTAL EXPENDITURES	\$273.544M	\$510.149M	\$236.605M	\$277.8M	\$531.7M	\$253.9M

Net Effect:

Revenues less						
Expenditures:	\$	(\$197.738M)	(\$197.738M)	\$	(\$215.347M)	(\$215.347M)

LOCAL IMPACT:

Including comprehensive insurance costs in the General Fund will reduce district levies; comprehensive insurance is about \$10.5M per year.

TECHNICAL NOTES:

1. The CPI escalator in Section 29 and Section 30 refers to July, 1980 as the base year. This must be a bill drafting error since the bill already increases schedules by more than 60% and it is unlikely that an additional 40% adjustment for inflation would be intended.
2. Section 39 says that the state shall fund "at least" 90% of retirement costs. It would be better to provide a formula - e.g. 90% of the total prior year retirement fund expense.

SB 203

In compliance with a written request, there is hereby submitted a Fiscal Note for SB203, as introduced.

EXHIBIT # 7a 4/17/89
Conf. Comm. HB100

DESCRIPTION OF PROPOSED LEGISLATION:

An act to generally revise public school funding; to include comprehensive insurance in the general fund budget; to require the school foundation program to fund 100 percent of district's general fund budgets without a voted levy of all elementary and high schools, as set by foundation program schedules; to limit by school fiscal year 1995 the maximum general fund budget of a district to 117 percent of the foundation program amount for the district; to limit the general fund reserve of a district to 20 percent except for districts not receiving state equalization aid; to eliminate the present permissive levy; to index the rate of increase in the schedule amounts to the rate of annual inflation; to reallocate lottery revenue from retirement equalization to state equalization aid; to provide a state levy on property to fund 90 percent of the costs for teacher's retirement; to exclude the levy from the property tax limitations of initiative measure no. 105; to eliminate tuition payments between districts; to require distribution of state equalization aid in monthly payments; to provide for a statutory appropriation; amending Sections 15-10-402, 17-7-502, 20-3-106, 20-3-205, 20-3-210, 20-3-324, 20-3-331, 20-5-101, 20-5-102, 20-5-301, 20-5-302, 20-5-304, 20-5-311, 20-5-314, 20-6-401, 20-6-603, 20-6-608, 20-7-420 through 20-7-422, 20-7-424, 20-7-431, 20-9-104, 20-9-141, 20-9-201, 20-9-301, 20-9-303, 20-9-315, 20-9-318 through 20-9-322, 20-9-333, 20-9-343, 20-9-344, 20-9-353, 20-9-505, 20-9-531, 20-9-532, 20-10-105 and 23-5-1027, MCA; repealing Sections 20-5-303, 20-5-305 through 20-5-307, 20-5-312, 20-5-313, 20-9-105, 20-9-316, 20-9-317, and 20-9-352, MCA; and providing an effective date.

ASSUMPTIONS:

1. MCFBWV is \$283.9M in FY90, and \$287.9M in FY91.
2. Elementary share of Foundation program remains constant at 63.4%, and the high school share remains at 36.6%.
3. Values in the Foundation schedules are increased by a factor of 1.60 for elementary schools and 1.68 for high schools for FY90. Values in succeeding years are increased for inflation.
4. Expenditures for retirement will be \$52M in FY90, and \$52M in FY91.
5. Revenue from the district permissive levy under current law will be \$15.8M in FY90 and \$15.5M in FY91.
6. Lottery revenue will be \$13.5M each year of the FY90-FY91 biennium. 40% of this money will be used for equalization aid.
7. Ninety percent of retirement expenses will be funded through a statewide levy under proposed law.
8. Assume a 4.7% inflation rate for FY91.

Ray Shackelford 2/3/89

RAY SHACKLEFORD, BUDGET DIRECTOR
OFFICE OF BUDGET AND PROGRAM PLANNING

D

DENNIS G. NATHE, PRIMARY SPONSOR DATE

Fiscal Note for SB203, as introduced

SB 203

AMENDMENT TO HOUSE BILL 100
(General Appropriations Act)
Reference Copy as Amended

Prepared April 13, 1989
by the Department of Social and Rehabilitation Services

1. Page B-15.
Following: line 19
Insert: "The funds appropriated for the state child support enforcement bureau in item 3c shall be transferred to the Department of Revenue unless the 51st Legislature provides substantive authority transferring the program of child support enforcement to the Department of Social and Rehabilitation Services."

#9 PESS

AMENDMENTS TO HOUSE BILL NO. 100

FOR THE CONFERENCE COMMITTEE

PREPARED BY THE DEPARTMENT OF FAMILY SERVICES

APRIL 14, 1989

EXHIBIT # 9 4/17/89-
Conf. Comm. HB 100

) Page ~~b-18~~ line 18 .

Strike: "4,710,246

4,737,617"

Insert: "4,829,374

4,776,862"

Adjust totals to conform to amendment.

The Department was recently notified of an additional years funding for the Title IV-E Independent Living program. This amendment will provide additional federal spending authority of 119,128 for fiscal 1990 and 39,245 for fiscal 1991. No additional general fund money is required.

Amendment to HB100
Reference Copy
Conference Committee
April 24, 1989

1. Page B-9, line 15.

Strike:	"19,024,522	6,907,000	64,014,787	20,441,780	7,030,000	68,182,051
Insert:	19,024,522	6,907,000	65,514,787	20,441,780	7,030,000	69,685,051"

This amendment increases federal authority for SRS to fund medicaid placements in Yellowstone Treatment Center as authorized by HB304. The general fund match will be transferred from the Department of Family Services to SRS as foster care children are determined eligible for medicaid. The amendment adds \$1,500,000 federal funds each year of the biennium. HB304 is on third reading in the Senate after passing second reading.

#11
Not Be adopted

EXHIBIT # 11 4/17/89
Conf. Comm. HB 100

Amendment to HB100
Reference Copy
Conference Committee
April 24, 1989

Page B-9, line 15.
Strike: "19,024,522 6,907,000 64,014,787 20,441,780 7,030,000 68,182,051
Insert: 19,082,182 6,907,000 64,157,127 20,499,220 7,030,000 68,324,611"

This amendment adds authority for HB453 which adds professional counseling as a new medicaid service. The amendment adds \$57,660 general fund in FY90 and \$57,440 in FY91. Federal funds increase \$142,340 in FY90 and \$142,560 in FY91. HB453 has been returned to the House where Senate amendments were rejected.

#12 pass

EXHIBIT # 12 4/17/89
Conf. Comm. HB 100

Amendment to HB100

Reference Copy

Conference Committee

April 24, 1989

1. Page B-17, line 7.

Strike:	"1,816,585	3,213	86,486	1,836,230	3,213	86,501
Insert:	1,803,229	3,213	86,486	1,822,874	3,213	86,501"

Amend totals

2. Page B-17, line 9.

Strike:	"2,988,939	3,005,148
Insert:	2,963,739	2,979,948"

Amend totals

This amendment reduces the additional appropriation in personal services for Pine Hills and Mountain View schools for institutional teacher holiday and sick leave benefits. Those costs are already covered in the state pay plan. The amendment reduces general fund \$77,112 over the biennium.

15

OFFICE OF BUDGET AND PROGRAM PLANNING
GENERAL FUND SUMMARY
(IN MILLIONS)
APRIL 11, 1989

FUNDS AVAILABLE

Beginning Fund Balance	54.85
1991 Biennium Revenues-HJR13	795.88
REVENUE BILLS-SIGNED BY GOVERNOR	13.82
REVENUE BILLS-PASSED BOTH HOUSES	21.00
HB100 Anticipated Land Grant Funds to Debt Service	1.48

TOTAL FUNDS AVAILABLE 887.03

DISBURSEMENTS

HB100-Appropriation Bill-Senate Floor	796.15
HB402-State Genetics Program	.69
HB554-Disaster & Emergency Appropriation	2.50
HB786-Pay Plan Bill-House 3rd. Reading	17.68
"Cat & Dog"Appropriations Passed In House	9.25
Foundation Program-0-0	13.45
FEED BILL-1991 Session	4.53
TRANS-Issue & Interest Costs	7.99
Debt Service	22.05
Reversions	(21.00)

TOTAL DISBURSEMENTS 853.29

PROJECTED BALANCE JUNE 30,1991 33.74

FOUNDATION PROGRAM

HB618-Education Trust Balance to Foundation Program	9.58
-Appropriate Reversion to Education Trust Fund	14.92
Foundation Program	
General Fund Appropriation	13.45
Total Cost 0-0 Foundation Program	<u>37.95</u>

REVENUE BILLS- SIGNED BY GOVERNOR

SB78	De-Earmark Special Revenue Funds	3.21
SB381	Attorney's License Tax	.07
HB004	Coal Tax Adjustments	(.02)
HB190	Increase Pesticide Fees	.27
HB232	District Court Filing Fees	.45
HB402	Statewide Genetics Program	.69
HB604	Municipal Police Officers Retirement	(.27)
HB744	Motor Vehicle Recording Account	9.42

13.82

REVENUE BILLS- PASSED BOTH HOUSES

HB165	Registration ORV'S-HB744 Passed	.77
HB166	Credit for Care of Elderly	(.54)
HB245	License Plates-HB744 Passed	1.39
HB394	Fees for Abstract	.71
HB526	Alternative Energy to G.F.	1.71
HB712	Motor Vehicle Recording Fees-HB744-Passed	3.54
SB287	2 Mill Levy	7.00
SB428	State Compensation Mutual Insurance Fund	6.42

21.00

POTENTIAL HB100 CUTS

University System	
VanValkenburg Amendment	\$1,464,700
School for Deaf and Blind	264,989
Extra Money for Collective Bargaining	
Not Needed Per Rod Sundsted	
Bureau of Mines	18,000
Department SRS	
Cobb Bus Ticket Program	100,000
Nursing Home Increase 3% (TOTAL)	1,327,780
Nurse Aide Wage Increase	343,357
Butte & Lewistown Waiver	431,178
Staff for Waivers	25,533
D.D. Staff Salary Increases	2,075,605
S.S.S.O. (Community Treatment)	648,437
Respite Care	96,418
Farm in Dell	255,328
Medical Provider Rate Increases (Except Nursing Homes)	1,949,377
Voc. Rehab. Provider Increase	41,474
Visual Services Rate Increases	3,218
DD Provider Rate Increase	906,818
Family Services	
Provider Rate Increases	3,192,285
SSI for New Programs	57,152
Extra Money for Institutional Teacher Benefits	77,112
(Same Issue as School for Deaf and Blind)	
Department of Health	
Family Planning	100,000
Historical Society	
Switch Funding of Two Current Positions	22,489
Institutions	
Community Corrections Cost of Living	72,465
New Probation Officers	351,853
Prison Food Service	46,208
	<hr/>
GRAND TOTAL	\$13,871,776

held

Amendments to HB100

Reference Committee

Free Conference Committee

April 14, 1988

1. Page B-16, line 18.

Strike:	"2,496,001	131,434	4,710,246	2,573,950	96,420	4,737,617
Insert:	2,506,001	131,434	4,710,246	2,573,950	96,420	4,737,617"

This amendment will add \$10,000 general fund in FY90 to fund a mock legacy legislature for senior citizens.

#15 held

EXHIBIT # 15 4/17/89
Conf. Comm. HB 100

Amendments to House Bill 100
Reference Copy

Free Conference Committee

Department of Labor and Industry

1. Page B-5, line 6.

Strike: "1,856,903" "1,857,990"
Insert: "1,883,591" "1,884,678"

If HB 28 is passed, add Federal Special Revenue of \$26,688 in FY 1990 and \$26,688 in FY 1991 to the Employment Relations Program. House Bill 28 is an act Revising the State Minimum Wage Laws to Require the State Minimum Wage to be set in Accordance with Federal Law, but not to Exceed \$4 an Hour. The revenue source will be Unemployment Insurance Administrative Tax.

#17 press

EXHIBIT # 17 4/17/8
Conf. Comm. HB 100

Amendments to House Bill No.100
Reference Bill Copy as Amended

Requested by Rep. Spaeth
For the Free Conference Committee

Prepared by LFA
April 13, 1989

1. Page C-5, line 25.

Strike: "275,287"

270,793"

Insert: "303,050"

298,573"

Explanation

The proposed amendment will add 1.0 FTE reclamation specialist, grade 14, and \$1,824 per year in travel costs to the reclamation division to oversee the reclamation bonding program established for small miners with the passage of HB679. The amendment proposes a general fund increase of \$27,763 in FY90 and \$27,780 in FY91. SB410 reallocated the metalliferous mines tax to increase the mining industry's contribution to the general fund by an estimated \$120,000 per year. Accordingly, funds are available to support this amendment.

hold

Amendment to HB100

Reference Copy

Conference Committee

April 17, 1989

1. Page E-1, line 23.

Strike:	"730,209	733,628
Insert:	711,326	714,196"

2. Page E-2, line 5.

Strike:	"1,154,870	1,157,934
Insert:	1,043,039	1,043,091"

Amend totals.

These amendments reduce the additional appropriation in personal services for the School for the Deaf and Blind for institutional teacher holiday and sick leave benefits. The amendment reduces general fund \$130,714 in FY90 and \$134,275 in FY91.

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page B-2, line 24.

Strike: "409,844	1,167,210	406,711	1,144,305"
Insert: "435,735	1,228,789	432,617	1,205,918"

This amendment restores funding 4.00 FTE in the Licensing and Certification Bureau that were deleted by the Senate Finance and Claims Committee.

#20

STATE OF MONTANA
ATTORNEY GENERAL
MARC RACICOT

JUSTICE BUILDING, 215 N. SANDERS, HELENA, MONTANA 59620
TELEPHONE (406) 444-2026

EXHIBIT # 20 4/17/89
Conf. Comm. HB 100

March 31, 1989

Claudette Morton
Executive Secretary
Board of Public Education
33 South Last Chance Gulch
Helena MT 59620

Dear Ms. Morton:

I have your letter of March 20, 1989, in which you ask for a legal memorandum on the question of whether the teaching personnel at the Montana School for the Deaf and Blind ("MSDB") are within the coverage of the holding in Mountain View Education Association v. Mountain View School, 44 St. Rptr. 1089, 738 P.2d 1288 (1987). In that case, the Montana Supreme Court held that the teaching personnel at the Mountain View School were entitled to the same vacation and sick leave benefits as other state employees. The decision turned on the effect of an exception to the definition of the term "employee" in section 2-18-601(2) which exempted from the coverage of the statutes providing leave benefits for state employees persons who were "school-teachers". Since the term "schoolteacher" was not defined in Title 2 of the Code, the court looked to the definition of the term "teacher" in section 20-1-101(20), MCA:

"Teacher" means any person, except a district superintendent, who holds a valid Montana Teacher certificate that has been issued by the superintendent of public instruction under the provisions of this title and the policies adopted by the board of public education and who is employed by a district as a member of its instructional, supervisory, or administrative staff.

Because the teachers at Mountain View were not employed by a school district but rather were employees of the Department of Institutions, the Court concluded that they were not "schoolteachers" under the exception in section 2-18-601(2), MCA, and were accordingly entitled to all leave benefits provided under Title 2, Chapter 18, Part 6 of the Code.

CLAUDETTE MORTON
Page 2
March 31, 1989

- EXHIBIT # 20 4/17 '89
Conf. Comm. HB 100

The teachers at MSDB, like the staff at Mountain View are not employed by a school district. It therefore appears clear that they, like the Mountain View teachers, are entitled to claim the full measure of leave benefits available to other employees of the State.

Sincerely,

Marc Racicot

MARC RACICOT
Attorney General

#21 pass

Amendments to House Bill No.100
Reference Bill

For the Free Conference Committee

Prepared by LFA
April 17, 1989

1. Page F-13, line 5.

Strike: "96,150 (general fund) 96,150 (general fund)"
Insert: "96,150 (current unrestricted) 96,150 (current
unrestricted)"

2. Page F-14, line 10.

Strike: " 949,162"
Insert: "1,149,162"

Page F-14, line 11.

Strike: "18,755,351"
Insert: "18,555,351"

3. Page F-14, line 13.

Strike: "398,700 (general fund) 398,700 (general fund)"
Insert: "398,700 (current unrestricted) 398,700 (current
unrestricted)"

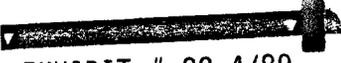
4. Page F-16, line 25.

Strike: "4,189,888 (general fund)"
Insert: "3,989,888 (general fund) 200,000 (current
unrestricted)"

5. Page F-18, line 6.

Strike: "2,237,893 (general fund)"
Insert: "2,187,559 (general fund) 50,334 (current unrestricted)"

This amendment replaces general fund in HB100 added by the
Van Valkenburg amendment with the available Regent's education
trust fund balance of \$1,440,034.



AMENDMENTS TO HOUSE BILL 100
REFERENCE BILL
REQUESTED BY SENATOR JACOBSON
FOR THE CONFERENCE COMMITTEE
IMPLEMENTATION COSTS FOR SB 203

1. Page E2, line 18, under General Fund

Strike: "1,232,170 1,270,007"
Insert: "1,295,090 1,356,087"

2. Page E2, line 18, under Total

Strike: "2,173,218 2,207,512"
Insert: "2,236,138 2,293,592"

3. Page E3.

Following: line 7

Insert: "Funding of 62,920 in FY90 and 86,080 in FY 91 is
contingent on passage of SB203"

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page C-22, following line 7.

Insert: "c. Conservation Reserve Enhancement Program
250,000 (FY90 - Proprietary)
250,000 (FY91 - Proprietary)"

2. Page C-24, following line 23.

Insert: "The funding source item 18c is bonds proceeds to
administer the Conservation Reserve Enhancement Program in
HB717. No fund transfers may be made into or out of this
line item."

Amendments to House Bill 100
Reference Copy

Free Conference Committee

Department of Commerce

#24
6300 add
EXHIBIT # 24 4/89
Conf. Comm. HB 10

1. Page C-21, line 22.

Strike: "3,049,816"

Insert: " 850,222"

2. Page C-24, following line 16.

Insert: "A portion of the coal severance tax local impact grants account is diverted from the coal board to the general fund for the 1991 biennium."

These amendments divert \$2,199,594 in FY91 from the coal board local impact account to the general fund, leaving the following grant funds: (1) \$305,065 in FY90 and \$305,278 in FY91 for the Eastern Coal Counties Task Force drug enforcement grants; (2) the \$2.8 million biennial appropriation for 14 miles of Highway 314 in Big Horn County pursuant to House Bill 709; and (3) a \$500,000 cash balance for other grants.

SUMMARY OF SENATE FLOOR AMENDMENTS TO HOUSE BILL 100

Amend No.	Bill Pg. No.	Narr. Pg. No.	Description	General Fund	Other Funds
-2	?	N/A	Allow Operational Plan Change if There is Cost Savings	\$0	\$0
3	4	N/A	Appropriating Coal Severance Tax Income to the Gen Fund	0	0
4	3	N/A	Allow Transfer of Personal Services Approp to Contracted Services	0	0
6	4	N/A	Requiring Restructing of Financial Records if Agcy Reorganizes	0	0
A-1	A-3	A-9	Increase in Forestry Task Force Budget Legislative Council	8,500	0
A-2	A-5	A-31	Reduction of 1.0 FTE Clerical Staff in Governor's Office	(66,397)	0
A-3	A-1	A-1	Delete EDP Auditor - Office of the Legislative Auditor	0	(44,459)
A-4	A-6	A-36	Reduce Total Cost of Governor's Airplane to \$715,000 and Strike Language Requiring a Turbine Powered Airplane	167,544	0
A-8	A-5	A-31	Governor's Office - Eliminate Upgrade Funds	(20,000)	0
A-9	A-29	A-178	Highways Language to Approp \$150,000 If HB 774 Passes	0	0
A-10	A-21	A-142	Eliminate Funding of EDP Audit; in Dept Of Admin Info. Svs. Div.	0	(29,251)
B-1	B-2	B-20	Health - Add 1.5 FTE Hydrologist in Solid Waste Management HB 486	163,780	0
B-2	B-2	B-20	Health - Infectious Waste Management - HB 676	30,254	210,000
B-5	B-4	B-53	Welfare Reform Will be Implemented in Fiscal - Labor	0	(587,646)
	B-7	B-69	1991 and The WIN Program Will be Maintained - SRS	(186,159)	(1,172,314)
	B-25	B-123	in Fiscal 1990 Implementing SB 70 - Family Services	8,106	72,951
- B-6	B-4	B-1	Health - Language Approp \$14,967 Each Year Contingent upon HB 757-	0	0
B-8	B-6	B-69	SRS - Reduction in General Assistance	(200,000)	0
C-1	C-1	C-1	PSC - Delete Consultants Appropriation	(50,000)	0
C-3	C-4	C-20	Agriculture - Language Allowing Grants for Growth in Agriculture	0	0
C-4	C-10	C-32	FW&P - Adds 1.5 FTE Position Working With Schools	0	55,748
C-5	C-18	C-122	Commerce - Reduce Foreign Travel in Director's Budget	0	(12,888)
C-6	C-24	C-120	Commerce - Language Depositing Supercollider Funds to Gen Fund and Appropriating \$16,589 to Commerce	0	0
D-1	D-5	D-1	Language Change Dept of Institutions	16,589	0
D-2	D-5	D-1	Institutions - Language Concerning Classification of RN's	0	0
E-2	E-1	E-1	Increase Board of Public Ed Travel	4,000	0
F-1	F-2	F-3	Com. of Higher Ed. - Reduction of EDP Audit Funds	(15,200)	0
F-2	F-12	F-38	Extension Service - Add Groundwater Protection Workshops	29,934	23,000
Totals				(\$109,049)	(\$1,484,859)

50 #

SUMMARY OF SENATE FINANCE AND CLAIMS AMENDMENTS TO HOUSE BILL 100

Amend No.	Bill Pg. No.	Narr. Pg. No.	Description	1991 Biennium General Fund	Other Funds
A-1	A-11	A-73	Justice 2.0 FTE Communications Techs- Highway Patrol.	\$0	\$185,528
A-2	A-12	A-98	Justice Forensic Science Lab Manager	106,500	0
A-3	A-8	A-50	Transfer Bad Debts Collection from Revenue to State Auditor	4,330	0
A-4	A-21	A-158	Dept of Admin Reinstate 4.0 FTE Per Classifications Specialists	241,437	0
A-5	A-21	A-130	Dept of Admin Statewide Genetics Program Funding-House Bill 402	0	23,530
A-6	A-19	A-144	Dept of Admin SRS/TEAMS Systems Development Project	0	1,360,000
A-7	A-11	A-73	Justice Highway Patrol Weapons Replacement	0	50,000
A-8	A-5	A-31	1.0 FTE Clerical Position in Governor's Office	112,051	0
A-11	A-1	A-1	EDP Auditor- Legislative Auditors Office	0	44,451
	F-2	F-3	EDP Audit Commissioner of Higher Ed.	15,200	0
	A-19	A-144	EDP Audits Information Services Division	0	29,251
A-13	A-20	A-135	Dept of Admin Reinstate Accounting Division Administrator Position	77,935	0
A-14	A-22	A-169	Teachers' Retire 0.5 FTE Position for HB 317, HB 421, and SB 125	0	52,279
A-15	A-22	A-167	PERS Computer Programming for HB 421	0	15,000
A-19	A-6	A-37	1.0 FTE Budget Analyst Governor's Budget Office	61,027	0
A-21	A-5	A-36	Governor's Aircraft- May Not Exceed \$1,536,600 cost incl int	(50,412)	0
A-22	A-5	A-31	Reinstate Clark Fork Coordinator's Position Governor's Office	0	40,604
A-24	A-4	A-20	Computer Development System Clerk of the Supreme Court	5,000	0
A-25	A-4	A-20	Montana Reports for Supreme Court and District Courts	49,400	0
A-26	A-9	A-56	2.0 FTE for Insurance Division Auditor's Office	102,106	0
A-28	A-7 thru B-2	Var.	De-Earmark Certain State Special Revenue Accounts	3,213,772	(3,213,772)
A-29	A-10 thru D-2	Var.	De-Earmark Motor Vehicle State Special Revenue Account	9,778,256	(9,778,256)
A-31	A-9, A-19	A-53, A-144	Uniform University Payroll, Pos. Control, and Personnel Sys.	650,000	625,000
A-32	A-6	A-43	Governor's Office Additional Centennial Commission Funds	150,000	0
A-33	A-3	A-9	Language Giving Leg. Council up to 15 Percent Transfer Authority	0	0
B-1	B-2	B-24	1.0 FTE and Oper. Exp. for Wastewater Trtmnt Loan Program DHES	0	192,402
B-3	B-4 and B-5	B-55	DWC Increases for HB 21, HB 347, SB 315, and SB 428	0	637,308
B-4	B-7	B-84	SRS Phys. Assistant Services MT Medicaid Program SB 26	15,000	45,000
B-5	B-2	B-38	Deletes 4.0 FTE from DHES Licensing and Certification Bureau	(51,798)	(123,192)
B-6	B-5	B-52	Language Concerning Programs Administered Under JPTA Labor	0	0
B-7	B-10	B-67	Language SRS set AFDC and GA at 42 Percent of Poverty Index	0	0
B-8	B-7	B-84	Expansion of Medicaid Waiver Program at Butte	25,535	25,536
B-9	B-1	B-20	6.75 FTE DHES Underground Storage Tank Permit Program SB 321	0	1,040,000
B-11	B-5	B-44	Strike Language Pg B-5 Lines 14-15 3.0 FTE for Voc Rehab Svs Pgm	0	0

B-13	B-12	B-65	Language SRS May Pursue SSSO Funds Contingent on Fed Med Waiv Pgm	0	0
B-14	B-9	B-108	DD Div Trnfr \$41,857 in Both Gen and Fed Funds from Ben. to Oper.	0	0
B-15	B-9	B-108	Reduce Benefits Cost for SSSO in DD Div	(36,848)	0
B-16	B-1	B-20	1.50 FTE in DHES for Solid Waste Fee Program HB 752	0	133,700
B-18	B-11	B-65	Language SRS Page B-11 Line 12 "and general relief caseloads"	0	0
B-20	B-12	B-120	Funds for Family Services to Contract for Adoption Investigations	0	90,000
B-21	B-13	B-122	DFS Fed Funds for Programs by BA's in 1989 and Title III Aging	0	327,043
B-22	A-16	A-117	Transfer Child Support Enforcement from Revenue to SRS	(1,074,026)	(2,154,875)
B-26	B-6	B-65	" " " "	0	7,690,972
B-28	B-7	B-84	Reduction in Nursing Home Patient Days SRS	(230,827)	(571,619)
B-29	B-8	B-84	Medicaid Nursing Homes - Nursing Aide Salary Increase	343,357	850,682
B-32	B-86-Narr.	B-86	Language in Narr.-SRS Dev Pilot Proj. for Med. Recipients Per Care	0	0
C-1	B-13	B-122	Delay Implementation of Fed Family Support Until 10/1/89	(16,529)	(663)
C-2	B-2	B-24	DHES Funding for Clark Fork Coordinators in the Governor's Office	0	40,604
C-3	C-9	C-27	Additional Operations for Operations at Canyon Ferry FW&P	0	100,000
C-4	C-12	C-27	Language FW&P Item 6 Has \$275,000 Canyon Ferry Rec. Area	0	0
C-5	C-19	C-151	Appropriate Only Operating Expenses for Lottery Program	0	0
C-7	C-8 and C-9	C-13	Allows FW&P to Implement Provisions of HB 289	0	(20,158,198)
C-8	C-9 and C-10	C-27	FW&P Change Fed Land and Water Conservation to Biennial Approp	0	61,378
C-9	C-10	C-32	FW&P Wildlife Habitat Improvement	0	125,000
C-12	C-13	C-6	FW&P Language Perm Loan from State Spec to Federal Spec Accts	0	0
C-13	C-13	C-6	FW&P Language Funding Switch Authority for Provisions of SB 80	0	0
C-14	C-12	C-6	FW&P Language Collective Bargaining With Wardens	0	0
C-15	C-9	C-32	FW&P Deletes Position Working with Schools	0	(55,748)
C-16	C-1	C-1	PSC Reduction in Travel	(42,000)	0
C-17	C-1	C-1	PSC Language to Line Item Consultants Appropriation	0	0
C-18	C-1	C-1	PSC Reduction of Consultants Appropriation	(50,000)	0
C-19	C-3	C-106	Agriculture Funding Switch	(25,566)	25,566
C-21	C-3	C-104	Agriculture Funding Switch Additional Revenues from HB 477	(38,000)	38,000
C-22	C-3	C-110	Agriculture Montana Mint Committee	0	20,500
C-23	C-3	C-113	Agriculture Weed Control Program Additional Revenue HB 477	(77,551)	1,482,000
C-24	C-5	C-45	Lands Use of Explosives Investigation HB 274	28,970	0
C-25	C-5	C-45	Lands 1.0 FTE Mining Permits for use of Cyanide HB 680	55,600	0
C-26	C-5	C-51	Lands Revision of State's Oil and Gas Leases HB 133	57,750	0
C-27	C-14	C-88	DNRC Increase Grant to MT Salinity Control Association	0	57,500
C-28	C-3	C-110	Agriculture Groundwater Protection System HB 757	89,802	23,000
C-29	C-17	C-124	Commerce Bd of Dentistry Standards of Accreditation Dental Hygiene	0	15,000
C-30	C-16	C-122	Commerce Board of Passenger Tramway HB 258	0	6,822
C-31	C-17	C-124	Commerce P.O.L. HB 307, HB 378, SB 26, SB 63, and SB 151	0	198,422
C-32	C-17	C-124	Commerce Increase Central Services for Above Bills	0	20,334
C-33	C-17	C-124	Commerce Pay Plan Authority for the Proprietary Fund Acct	0	62,047

C-17	C-127	Commerce SB 303 Requiring Licensing of Escrow Agents	0	31,940
C-19	C-152	Commerce Bd of Horseracing SB 233 and SB 406	0	129,000
C-Var.	Var	Commerce Indirect Costs Allocation Reflecting Leg Changes	18,132	65,912
D-1	D-9	ADMS Block Grant for Chemical Dependency Programs	0	139,536
D-5	D-48	Arts Council Per Diem	6,000	6,000
D-1	D-16	Pre-Release Center Contracts Pay Plan Adjustment	72,361	0
D-1	D-16	5.0 FTE Parole and Probation Officers	349,250	0
D-7	D-61	Correct Audit Cost Historical Society	3,419	(3,419)
D-6	D-50	Library Language Excess Coal Tax Funds Approp to Lib Federations	0	0
E-1	E-3	School for Deaf and Blind Holiday and Annual Leave -Teachers	264,989	0
E-2	E-10	OPI Indirect Cost Pool Proprietary Account	0	1,038,240
F-4	F-16	Board of Regents Per Diem	13,400	0
F-11 and F-12	F-39	Universities Add Special Programs Related to Tuition Surcharges	989,700	0
F-12 thru F-16	F-39	Universities Transition Funds for U of M, NMC, and WMC	475,000	0
F-2	F-29	Bureau of Mines Poplar River Monitoring Project	18,000	0
F-3	F-39	Universities Language Restricting Use of Indirect Cost Funds	0	0
F-4	F-35	Extension Service Reduction of Smith-Lever Funds	239,911	(239,911)
F-5	F-19	Fire Ser Trng School One-half of Rent in General Fund	8,400	(8,400)
1	Var	SB 80 Reclassifying Other Funds from Fed to State Spec	0	0

Total All Amendments

\$15,948,033

(\$19,162,966)

Amendment B-22 Funding Switch Child Support Enforcement
 Amendment A-28 De-Earmark Certain State Spec Accts SB 78
 Amendment A-29 De-Earmark Motor Vehicle Account HB 744
 Amendment C-3 Appropriate Only Lottery Operating Expenses

\$1,074,026
 (\$1,074,026)
 (3,213,772)
 3,213,772
 (9,778,256)
 9,778,256
 0
 20,158,198

Net Total Additions

\$4,030,031

\$12,913,234

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 14, 1989

- 1. Page A-10, line 19.
Strike: "931,192 924,021"
Insert: "878,957 874,150"

LFA will adjust totals.

This amendment eliminates 2.0 of the 5.0 FTE added this session for insurance regulation. An attorney and an administrative assistant are eliminated, at a reduction of \$52,235 in FY90 and \$49,871 in FY91, General Fund.

POTENTIAL HB100 CUTS

University System	
VanValkenburg Amendment	\$1,464,700
School for Deaf and Blind	264,989
Extra Money for Collective Bargaining	
Not Needed Per Rod Sundsted	
Bureau of Mines	18,000
Department SRS	
Cobb Bus Ticket Program	100,000
Nursing Home Increase 3% (TOTAL)	1,327,780
Nurse Aide Wage Increase	343,357
Butte & Lewistown Waiver	431,178
Staff for Waivers	25,533
D.D. Staff Salary Increases	2,075,605
S.S.S.O. (Community Treatment)	648,437
Respite Care	96,418
Farm in Dell	255,328
Medical Provider Rate Increases (Except Nursing Homes)	1,949,377
Voc. Rehab. Provider Increase	41,474
Visual Services Rate Increases	3,218
DD Provider Rate Increase	906,818
Family Services	
Provider Rate Increases	3,192,285
SSI for New Programs	57,152
Extra Money for Institutional Teacher Benefits	77,112
(Same Issue as School for Deaf and Blind)	
Department of Health	
Family Planning	100,000
Historical Society	
Switch Funding of Two Current Positions	22,489
Institutions	
Community Corrections Cost of Living	72,465
New Probation Officers	351,853
Prison Food Service	46,208
	<hr/>
GRAND TOTAL	\$13,871,776

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

- 1. Page B-1, line 8.
- Strike: "213,818 213,075"
- Insert: "207,818 207,075"

This amendment reduces the funding level for the salary of the Director of the Department of Health and Environmental Sciences by \$6,000 per year.

#29 pass

Amendments to House Bill No.100
Reference Bill

Requested by Representative Spaeth
For the Conference Committee

Prepared by LFA
April 17, 1989

- 1. Page C-3, line 20.
Strike: "31,254 31,405"
Insert: "10,058 10,561"

This amendment reduces the Alfalfa Leaf Cutter Bee Program to the amounts which the revenues will support. The program is financed with assessments on bee owners and the income is deposited into a proprietary account. Included in the annual appropriations is \$500 each year for the Alfalfa Leaf Cutter Bee committee per diem. The remaining funds are for operating expenses.

30

EXHIBIT # 30 4/89
Conf. Comm. HB 100

Amendments to House Bill No. 100
Reference Copy

1. Page 4.

Following: line 15

Insert: "Section 10. Uniform salary levels -- executive branch department directors -- power planning council members. (1) Except as provided in subsection (2), department heads who are designated directors in Title 2, chapter 15, and members of the Pacific Northwest electric power and conservation planning council appointed by the governor, as provided in 90-4-402 must be paid uniform salaries.

(2) If a physician is appointed as a director of the department of health and environmental sciences, he may be paid a salary that exceeds the uniform level required under subsection (1)."

Renumber: subsequent sections

withdraw #31

Amendments to House Bill No. 100
Reference Copy

April 17, 1989

1. Page 5, line 9.
Following: "act"
Insert: ",except for [section 15],"

2. Page 5.
Following: line 10
Insert: "Section 14. Nonseverability. It is the intent of the legislature that each part of this act is essentially dependent upon [section 15], and if [section 15] is held unconstitutional or invalid, all other parts are invalid.

Section 15. Line-item veto in boilerplate -- effect. If an item in [sections 1 through 17] of this act is vetoed under authority of the governor to veto an item in an appropriation act and if that veto is sustained, this act is void."

Renumber: subsequent sections

Amendments to House Bill No.100
Reference Bill

For the Free Conference Committee

Prepared by LFA
April 17, 1989

1. Page A-6, line 9.

Strike: "967,598 956,208"

Insert: "957,670 946,280"

2. Page A-6, following line 11.

Insert: "c. Federal-State Coordinator
 96,963 Fiscal 1990 General Fund
 96,937 Fiscal 1991 General Fund"

3. Page A-8, following line 7.

Insert: "Item 1c. includes funding for the Federal-State
 coordinator office in Washington D.C. No funds may be
 transferred out of this line item."

4/18/89

EXHIBITS WERE MISNUMBERED. THERE IS NO EXHIBIT #33 FOR THIS DAY.

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page E-1, line 19.

Strike: "196,439 191,637"

Insert: "191,143 186,341"

This amendment reduces the housing allowance paid to the superintendent of the School for the Deaf and Blind to \$3,744 each year. This is equivalent to the state's share of the rental income.

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page C-18, line 25.

Strike: "733,615 716,782"
Insert: "720,248 703,155"

2. Page C-19, following line 6.

Insert: "c. Director's Travel
 13,367 13,627"

3. Page C-23, following line 13.

Insert: "Travel costs of all staff members in the Director's
 office shall be funded only from item 1c."

This amendment line items the Director's office travel budget and prohibits Director's office staff from utilizing other funds for travel expenses.

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page D-1, line 21.

Strike: "4,165,920 4,090,001"

Insert: "4,062,883 4,020,873"

The Intensive Supervision Program is currently operating in Billings. Additional funds were added to expand the program to two additional cities. This amendment reduces the expansion to one additional city. General fund is reduced by \$103,037 in fiscal 1990 and \$69,128 in fiscal 1991.

POTENTIAL HB100 CUTS

University System VanValkenburg Amendment	—\$1,464,700—
School for Deaf and Blind Extra Money for Collective Bargaining Not Needed Per Rod Sundsted	264,989
<i>WAA</i> Bureau of Mines	18,000
Department SRS	
— Cobb Bus Ticket Program ✓	100,000
Nursing Home Increase 3% (TOTAL) <i>YES</i>	1,327,780
Nurse Aide Wage Increase <i>YES</i>	343,357—
— Butte & Lewistown Waiver <i>NO</i>	431,178
Staff for Waivers <i>YES</i>	25,533
D.D. Staff Salary Increases <i>NO</i>	2,075,605
S.S.S.O. (Community Treatment) <i>NO</i>	648,437
— Respite Care <i>YES</i>	96,418—
— Farm in Dell <i>YES</i>	255,328—
Medical Provider Rate Increases (Except Nursing Homes) <i>YES</i>	1,949,377
Voc. Rehab. Provider Increase <i>YES</i>	41,474
Visual Services Rate Increases <i>YES</i>	3,218
DD Provider Rate Increase <i>NO</i>	906,818
Family Services	
Provider Rate Increases <i>YES NO</i>	3,192,285
SSI for New Programs <i>YES</i>	57,152
Extra Money for Institutional Teacher Benefits <i>YES</i> (Same Issue as School for Deaf and Blind)	77,112—
Department of Health	
Family Planning <i>NO</i>	100,000
Historical Society	
— Switch Funding of Two Current Positions <i>NO</i>	22,489
Institutions	
Community Corrections Cost of Living <i>NO</i>	72,465
New Probation Officers <i>NO</i>	351,853
Prison Food Service <i>NO</i>	46,208
GRAND TOTAL	\$13,871,776

Intensive Supervision

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 19, 1989

1. Page B-6, line 25.

Following: "Assistance"

Insert: "and Transition to Work"

2. Page B-7, line 6.

Strike: "4,665,200"

Insert: "4,765,200 (Gen. Fund 1990) 500,000 (Fed. Fund 1990)"

3. Page B-7, line 16.

Strike: "458,311 13,572,621"

Insert: "358,311 13,072,621"

4. Page B-13, line 14.

Strike: "lbii"

5. Page B-13, following line 15.

Insert: "Funds appropriated in item lbii for fiscal 1990 include at least \$100,000 of general fund and \$500,000 federal fund for the Transition to Work Program. No funds may be transferred out of item lbii to any other portion of the SRS budget."

PROGRAM EXPANSION SUMMARY

Agency	Program Expansion Description	Narrative Page #	Fiscal 1990		Fiscal 1991	
			Gen Fund	Oth Fnds	Gen Fund	Oth Fnds
Governor's Office	Northwest Power Planning - 1.50 Additional FTE	A-29	\$ -0-	\$ 61,512	\$ -0-	\$ 61,512
State Auditor's Ofc.	Remodel Warrant Writing System Area	A-54	41,989	-0-	1,000	-0-
State Auditor's Ofc.	P/P/P On-Line Conversion	A-54	204,000	-0-	-0-	-0-
State Auditor's Ofc.	Add'l 3.00 FTE Ins. Regulatory Staff	A-57	-0-	95,449	-0-	91,494
Dept. of Justice	Legal Services Div. - 1.00 FTE Water Rights Attorney	A-66	45,000	-0-	45,000	-0-
Dept. of Justice	1.00 FTE General Investigator	A-89	52,815	-0-	40,839	-0-
Dept. of Justice	1.00 FTE Work. Comp. Fraud Investigator	A-89	-0-	46,314	-0-	35,971
Dept. of Justice	Forensic Sci. Div. - West Wing Expansion	A-99	-0-	62,400	-0-	8,400
Dept. of Administration	Tort Claims - 2.00 FTE Add'l. Staff and Operating Expenses	A-163	\$ -0-	\$ 733,844	\$ -0-	\$ 733,808
Dept. of Administration	Public Empl. Retirement - Computer Enhancements	A-167	-0-	83,052	-0-	-0-
Dept. of Highways	Rest Area Maintenance	A-181	-0-	119,660	-0-	119,660
Dept. of Military Affairs	Army Guard - Guard Reorganization - 0.50 FTE	A-198	138,880	-0-	138,883	-0-
Dept. of Military Affairs	Air Guard - 1.00 Maintenance/Gt. Falls	A-200	20,722	82,887	20,713	82,852
Dept. of Military Affairs	Disaster Coord - Hazard. Mat. Training	A-202	-0-	60,000	-0-	60,000
Dept. of Health	Administration Support - 2.00 FTE	B-14	-0-	56,121	-0-	56,159
Dept. of Health	Safe Drinking Water - 1.00 FTE	B-15	-0-	256,789	-0-	39,782

Agency	Program Expansion Description	Narrative Page #	Fiscal 1990		Fiscal 1991	
			Gen Fund	Oth Funds	Gen Fund	Oth Funds
Dept. of Health	Monitoring Clark Fork - 1.00 FTE	B-26	-0-	108,109	-0-	107,383
Dept. of Health	Control of Non-point Pollution - 2.00 FTE	B-26	-0-	96,007	-0-	96,005
Dept. of Health	Comprehensive Pollution Studies	B-26	-0-	85,000	-0-	-0-
Dept. of Health	Staff Development - 1.50 FTE	B-33	-0-	47,884	-0-	47,881
Dept. of Health	Low Birthweight	B-36	\$ -0-	\$ 66,000	\$ -0-	\$ 65,000
Dept. of Health	Chronic Disease - 1.50 FTE	B-36	-0-	86,845	-0-	86,836
Dept. of Health	Supplemental Licensing & Certification - 4.00 FTE	B-39	-0-	137,470	-0-	138,075
Employment Security	Wage Surveys - 2.00 FTE	B-50	-0-	53,000	-0-	53,000
Employment Security	Welfare Reform Act Proj. - 3.00 FTE	B-53	-0-	1,187,243	194,000	2,256,069
Workers' Compensation	Computer Development - 1.00 FTE	B-59	-0-	318,614	-0-	100,679
Workers' Compensation	Payroll Tax - 1.50 FTE	B-59	-0-	63,362	-0-	62,346
Workers' Compensation	Rental of Additional Office Space	B-64	-0-	99,689	-0-	74,989
SRS	Federal Welfare Reform - 3.00 FTE	B-75	251,114	1,745,387	843,269	4,282,703
SRS	Economic Management System - 1.00 FTE	B-75	612,357	3,443,000	692,315	3,923,000
SRS	Continue Operational Plan Chngs - 3.50 FTE	B-76	9,296	971,467	9,297	971,471
SRS	Transition to Work	B-77	100,000	500,000	-0-	-0-
SRS	Add'l Technicians in State-Assumed Counties - FY90 - 17.00 FTE, FY91 - 19.00 FTE	B-79	179,587	165,773	194,120	179,188
SRS	Add'l Technicians in Non-Assumed Counties - 12.50 FTE	B-79	-0-	242,976	-0-	243,011

Agency	Program Expansion Description	Narrative Page #	-- Fiscal 1990 --		-- Fiscal 1991 --	
			Gen Fund	Oth Fnds	Gen Fund	Oth Fnds
SRS	Catastrophic Coverage Act of 1988	B-98	2,256,407	3,006,746	3,981,772	7,630,321
SRS	Provider Rate Increase	B-99	1,067,480	2,610,264	2,227,657	5,460,797
SRS	Enhance Avail. of Child Deliv. Svcs.	B-99	28,830	71,170	28,720	71,280
SRS	Waiver Expansion	B-100	249,154	442,262	182,024	451,820
SRS	Add'l Liability Investigators - 4.00 FTE	B-102	42,503	42,504	37,295	37,296
SRS	Supported Employment - 5.00 FTE	B-105	-0-	701,247	-0-	737,492
SRS	Migrant Workers	B-106	-0-	83,366	-0-	127,979
SRS	Independent Living	B-110	-0-	199,965	-0-	199,965
SRS	Early Intervention	B-113	100,000	-0-	150,000	-0-
SRS	Provider Increase	B-113	302,274	75,724	604,544	151,448
SRS	Spec. Service Support Organization	B-114	-0-	-0-	685,285	1,051,790
SRS	Farm in the Dell	B-114	126,400	-0-	128,928	-0-
SRS	Direct Care Increase	B-114	1,027,527	217,960	1,048,078	222,320
Family Services	Group Foster Care Provider Rate Increase	B-129	1,032,318	127,191	1,944,204	183,535
Family Services	Family Foster Care Provider Rate Incr.	B-130	45,717	15,337	92,349	30,981
Family Services	Day Care Provider Rate Increase	B-130	19,426	13,688	58,271	41,059
Fish, Wildlife, Parks	Expand Block Management - 3.30 FTE	C-11	-0-	167,831	-0-	167,951
Fish, Wildlife, Parks	Angler Use and Harvest Survey	C-16	-0-	129,969	-0-	65,022
Fish, Wildlife, Parks	Evaluate Fish Population - 2.00 FTE	C-16	-0-	98,908	-0-	109,038
Fish, Wildlife, Parks	Saline Seep Control	C-37	-0-	150,000	-0-	-0-

Agency	Program Expansion Description	Narrative Page #	Fiscal 1990		Fiscal 1991	
			Gen Fund	Oth Funds	Gen Fund	Oth Funds
Fish, Wildlife, Parks	Cherry Creek Dam	C-37	-0-	300,000	-0-	-0-
State Lands	Abandoned Mine Program - 4.00 FTE	C-48	-0-	203,405	-0-	149,248
State Lands	Geologist Program Exp. - 1.00 FTE	C-52	51,043	-0-	30,596	-0-
State Lands	Hazard Reduction - 2.81 FTE	C-59	-0-	106,301	-0-	73,360
State Lands	Co-op Fire Program - FY 90, 0.50 FTE FY91, 1.00 FTE	C-59	64,671	-0-	64,521	-0-
State Lands	Brush Removal Expansion	C-59	-0-	288,063	-0-	293,060
State Lands	TSI Program Expansion	C-59	-0-	139,429	-0-	137,957
State Lands	Federal Fire Reimbursement	C-59	-0-	100,000	-0-	100,000
Livestock	State Meat Inspection Prog. - 5.00 FTE	C-77	87,898	87,897	87,854	87,851
Natural Resources	Commission Ability to Negotiate Water Rights FY90 - 5.00 FTE, FY91 - 7.00 FTE	C-91	160,794	16,855	162,264	66,362
Agriculture	Equipment Purchase	C-108	84,092	-0-	51,500	-0-
Commerce	Foreclosures Program	C-139	-0-	493,000	-0-	493,000
Institutions	HPI Drug Contracts	D-5	170,768	-0-	189,753	-0-
Institutions	Add'l Fed. Block Grant to Counties	D-11	-0-	419,891	-0-	519,610
Institutions	Homeless Block Grant	D-14	-0-	275,000	-0-	275,000
Institutions	Mental Health Planning Grant - 1.00 FTE	D-14	-0-	81,603	-0-	80,621
Institutions	Community Mental Health Centers, 2 Percent	D-14	102,250	-0-	206,545	-0-
Institutions	Intensive Supervision Program - 5.00 FTE	D-17	257,593	-0-	172,898	-0-

Agency	Program Expansion Description	Narrative Page #	Fiscal 1990		Fiscal 1991	
			Gen Fund	Oth Fnds	Gen Fund	Oth Fnds
Institutions	Criminal Justice and Corrections Advisory Council - 1.00 FTE	D-17	-0-	71,662	-0-	-0-
Institutions	Sex Offender Treatment Program - 4.00 FTE	D-27	115,183	-0-	104,567	-0-
Center for the Aged	7.00 FTE Additional Psychiatric Aides	D-40	119,805	-0-	119,784	-0-
Eastmont Human Svcs.	Add'l. Direct Care Staff - 5.60 FTE	D-43	106,079	-0-	106,447	-0-
Ofc of Public Instruction	Additional Travel	E-13	-0-	147,052	-0-	147,376
Ofc of Public Instruction	Chapter I - 1.50 FTE	E-13	-0-	100,000	-0-	100,000
Ofc of Public Instruction	McKinney Homeless Act - 1.00 FTE	E-13	-0-	50,000	-0-	50,000
OPI - School Distrib.	Special Education	E-17	6,000,000	-0-	6,000,000	-0-
OPI - School Distrib.	Vocational Education	E-17	900,000	-0-	900,000	-0-
OPI - School Distrib.	Adult Basic Education	E-17	53,905	-0-	103,905	-0-
Comm. of Higher Educ.	Supp. Educ. Opportunity Grant	F-7	-0-	46,921	-0-	99,056
Comm. of Higher Educ.	Revised Budget Work Study	F-7	90,273	-0-	90,274	-0-
Comm. of Higher Educ.	Student Loan Processing - 27.00 FTE	F-15	-0-	860,238	-0-	831,566
Community Colleges	Cost Factor Increase	F-23	152,459	-0-	152,460	-0-
Vo-Tech Centers	Indirect School District Support	F-26	387,808	-0-	387,808	-0-
Universities	New Space at UM, MSU & EMC	F-43	295,000	-0-	-0-	-0-
Universities	Law School Accreditation at U of M	F-43	37,500	-0-	37,500	-0-
Universities	Increased Support Rate		-0-	-0-	604,531	-0-

Table 2
Governor's Office Agency Summary
Fiscal 1988 Actual vs. Fiscal 1990 Budgeted - Adjusted for Special Projects
Senate Action

<u>Budget Item</u>	<u>FY1988 Adjusted</u>	<u>FY1990 Adjusted</u>	<u>FY88-90 Percent Change</u>
FTE	57.54	60.20	2.66
Personal Services	\$1,775,270	\$2,043,220	15.1
Operating Expenses	625,617	751,714	20.2
Equipment	52,177	38,513	(26.2)
Non-Operating	-0-	237,432	0.0
Total Expenses	<u>\$2,453,064</u>	<u>\$3,070,879</u>	<u>-25.2</u>
<u>Funding</u>			
General Fund	\$2,018,816	\$2,577,361	27.7
State Special	84,580	50,604	(40.2)
Federal Revenue	349,668	442,914	(26.7)
Total Funding	<u>\$2,453,064</u>	<u>\$3,070,879</u>	<u>-25.2</u>

Table 4
Executive Office Program Summary
Fiscal 1988 Actual vs. Fiscal 1990 Budgeted - Adjusted for Special Projects
Senate Action

<u>Budget Item</u>	<u>FY1988 Adjusted</u>	<u>FY1990 Adjusted</u>	<u>FY88-90 Percent Change</u>
FTE	22.70	21.50	(1.20)
Personal Services	\$656,448	\$ 751,784	14.5
Operating Expenses	261,909	293,383	12.0
Equipment	11,256	5,902	(47.6)
Total Expenses	<u>\$929,613</u>	<u>\$1,051,069</u>	<u>-13.1</u>
<u>Funding</u>			
General Fund	\$845,033	\$ 980,465	16.0
State Special	84,580	50,604	(40.2)
Federal Revenue	-0-	20,000	0.0
Total Funding	<u>\$929,613</u>	<u>\$1,051,069</u>	<u>-13.1</u>

Amendments to House Bill 100
Reference Bill
For the Conference Committee

BP-1.

A-1. This amendment provides funding for operating expenses in the Governor's Office and the Department of Revenue that was formerly covered under statutory appropriations.

1. Page A-6, line 8.

Strike: "50,604"

Insert: "120,604

70,000 FY 1991 State Special Revenue"

2. Page A-18, line 10.

Strike: "151,291 150,964"

Insert: "160,476 160,137"

*****SCHMINDEN*****										*****STEPHENS*****													
POS	SCHMINDEN	FY 88 BUD	POS	FY 88 BUD	FTE	SALARY	POS	STEPHENS	FY 90 BUD	FTE	SALARY	POS	STEPHENS	FY 90 BUD	FTE	SALARY	POS	STEPHENS	FY 90 BUD	FTE	SALARY		
NUM	INCUMBENT		NUM				NUM	INCUMBENT				NUM	INCUMBENT				NUM	INCUMBENT					
EXEMPT STAFF:																							
10001	SCHMINDEN	E	1.00	50,841	10001	E	1.00	50,452	E	1.00	50,452	10001	STEPHENS	E	1.00	50,452	E	1.00	50,452	E	1.00	50,452	
10002	COHEA	E	1.00	50,889	10002	E	1.00	50,500	E	1.00	49,000	10002	YEAKEL	E	1.00	50,500	E	1.00	49,000	E	1.00	49,000	
10004	SPAS	E	0.50	12,203	10004	E	0.00	0	0	10004	HUMAN SVCS	E	1.00	36,000	E	0.00	0	E	1.00	35,000	E	0.00	14,649
10005	SCHLEICHER	E	1.00	36,817	10005	E	1.00	18,084	E	1.00	24,000	10005	RAMAGE	E	1.00	18,084	E	1.00	37,000	E	1.00	24,000	
10006	NORTH	E	1.00	35,415	10006	E	1.00	32,115	E	1.00	42,000	10006	BARTOS	E	1.00	32,115	E	1.00	42,000	E	1.00	42,000	
10007	WALKER	E	1.00	21,232	10007	E	1.00	32,650	E	1.00	28,000	10007	BORNEBERG	E	1.00	32,650	E	1.00	28,000	E	1.00	28,000	
10009	HAYDEN	E	1.00	39,597	10009	E	1.00	39,295	E	1.00	38,000	10009	MARX	E	1.00	38,000	E	1.00	38,000	E	1.00	38,000	
10013	BECHTEL	E	1.00	42,098	10013	E	1.00	41,777	E	1.00	41,777	10013	BECHTEL	E	1.00	41,777	E	0.00	0	E	1.00	38,174	
10015	HESS	E	1.00	38,011																		0	
10016	DREAR	E	1.00	29,743	10016	E	1.00	29,515	E	1.00	41,000	10016	NAT RES	E	1.00	29,515	E	1.00	37,000	E	1.00	41,000	
10017	PICHETTE	E	1.00	31,241	10017	E	1.00	36,679	E	1.00	37,000	10017	PHILLIPS	E	1.00	36,679	E	1.00	30,000	E	1.00	37,000	
10018	BISON	E	1.00	19,440	10018	E	1.00	23,429	E	1.00	30,000	10018	HANNAH	E	1.00	23,429	E	1.00	23,429	E	1.00	30,000	
10020	THORSON	E	0.50	10,216																		24,000	
10030	TIRRELL	E	0.33	9,035	10030	E	0.00	0														24,000	
10101	JOHNSON H	E	1.00	32,735	10101	E	1.00	32,485	E	1.00	20,000	10060	LESTER	E	1.00	8,825	E	1.00	24,000	E	1.00	20,000	
OVERALL SALARY REDUCTIONS																							
TOTAL EXEMPT STAFF		13.33	455,513	11.00		386,981	15.00		531,888	12.50	416,160	14.00		487,720	13.00		458,760						
CLASSIFIED STAFF:																							
10003	HARTZE	C	0.67	10,704	10003	C	0.00	0	10003	NOT REQ	C	0.00	0	C	0.00	0	C	0.00	0	C	0.00	0	
10008	SMITH P	C	1.00	18,169	10008	C	1.00	14,542	10008	SMITH P	C	1.00	14,542	10008	SMITH P	C	1.00	14,542	10008	SMITH P	C	1.00	14,542
10011	SMITH C	C	1.00	14,974	10011	C	1.00	14,542	10011	SMITH C	C	1.00	14,542	10011	SMITH C	C	1.00	14,542	10011	SMITH C	C	1.00	14,542
10012	VACANT	C	0.50	7,651	10012	C	0.00	0															
10014	HALL	C	1.00	11,931	10014	C	1.00	11,840	10014	HALL	C	1.00	11,840	10014	HALL	C	1.00	11,840	10014	HALL	C	1.00	11,840
10021	MCNETT	C	1.00	21,974	10021	C	1.00	21,351	10021	MCNETT	C	1.00	21,351	10021	VACANT	C	1.00	21,351	10021	VACANT	C	1.00	21,351
10040	HOVEN	C	0.50	8,892	10040	C	0.50	8,825	10030	NOT REQ	C	0.00	0	10030	NOT REQ	C	0.00	0	10030	NOT REQ	C	0.00	0
10041	IN DOA	C	0.00	0	10041	C	0.00	0	10041	ARMAGOST	C	1.00	23,225	10041	ARMAGOST	C	1.00	23,225	10041	ARMAGOST	C	1.00	23,225
10042	NONE	C	0.00	0	10042	C	0.00	0	10042	CENT SVCS	C	1.00	18,113	10042	CENT SVCS	C	1.00	18,113	10042	CENT SVCS	C	1.00	18,113
10043	NONE	C	0.00	0	10043	C	0.00	0	10043	CENT SVCS	C	1.00	14,542	10043	CENT SVCS	C	1.00	14,542	10043	CENT SVCS	C	1.00	14,542
10044	NONE	C	0.00	0	10044	C	0.00	0	10044	P/T CLERICAL	C	0.00	0	10044	P/T CLERICAL	C	0.00	0	10044	P/T CLERICAL	C	0.00	0
40015	MURRAY	C	1.00	32,740	40015	C	1.00	32,490	40015	MURRAY	C	1.00	32,490	40015	MURRAY	C	1.00	32,490	40015	MURRAY	C	1.00	32,490
70001	BRIGGS	C	1.00	28,936	70001	C	1.00	28,616	70001	VACANT	C	1.00	28,616	70001	VACANT	C	1.00	28,616	70001	VACANT	C	1.00	28,616
TOTAL CLASS. STAFF		7.67	155,871	8.00		163,734	10.00		200,612	9.00	186,070	8.50		171,646	8.50		164,719						
EXEC OFFICE TOTAL																							
FTE	SALARIES	21.00	611,384	19.00		550,715	25.00		732,500	21.50	602,230	22.50		659,366	21.50		623,479						
	OVERTIME		1,679			1,850			0		1,850			1,850			1,850						
	BENEFITS		82,928			82,614			110,930		91,611			100,586			96,428						
	LONG		1,095			1,267			1,225		1,267			1,267			1,047						
	INSURANCE		31,050			27,600			34,500		30,360			31,740			28,980						
	GROSS PERS SVCS		728,136			664,046			879,255		727,318			794,809			751,784						
	VACANCY SAVINGS		(29,125)			(24,131)			0		0			0			0						
	TOTAL		699,011			639,915			879,255		727,318			794,809			751,784						

**PROPOSED AMENDMENTS TO HB100
Amending Reference Bill Copy As Amended
For The Free Conference Committee**

1. Page A-18, line 17.

Strike: "7,535,127	7,535,127	7,535,631	7,535,631"
Insert: "7,628,127	7,628,127	7,628,631	7,628,631"

This amendment provides \$93,000 necessary for funding the operating costs associated the implementation of HB703. The following is a list of the costs involved in each year of the biennium:

1. Postage - Additional Assessment Notification	\$72,000
2. Modifications to County Computer Systems	\$19,000
3. Preparation and Printing of Annual Report	<u>\$ 2,000</u>
Total	\$93,000

#c/o pass
Revers
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Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 19, 1989

- 1. Page B-3, line 26.
- Strike: "189,859 190,322"
- Insert: "143,318 143,647"

This amendment reduces staffing for the Health Planning and Resource Development Bureau in the Department of Health and Environmental Sciences from 4.75 FTE to 3.25 FTE.

pas

Amendments to House Bill No.100
Third Reading Copy

For the Free Conference Committee

Prepared by LFA
April 10, 1989

1. Page F-2, line 16.
Strike: "65,100 68,400"
Insert: "65,100 (general fund) 68,400 (general fund)"

2. Page F-2, line 18.
Strike: "1,405,500 258,900 1,316,067 341,600"
Insert: "1,664,400 (general fund) 1,657,667 (general fund)"

3. Page F-7, line 11.
Strike: "832,901 191,898 850,637 174,162"
Insert: "857,314 167,485 882,297 142,702"

4. Page F-8, line 6.
Strike: "185,200 24,482 179,451 30,231"
Insert: "207,451 2,231 208,091 1,591"

5. Page F-8, line 19.
Strike: "1,140,954 75,189 1,127,751 88,392"
Insert: "1,167,372 48,771 1,161,826 54,317"

6. Page F-9, line 14.
Strike: "191,385 213,537 198,035 206,887"
Insert: "224,252 180,670 240,523 164,399"

7. Page F-10, line 10.
Strike: "756,470 756,470"
Insert: "35,051 (general fund) 721,419 (current unrestricted)
45,337 (general fund) 711,133 (current unrestricted)"

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page D-8, line 10.

Strike: " 55,081	428,850	55,123	427,904"
Insert: " 43,854	440,077	43,861	439,166"

This amendment reduces general fund and increases proprietary funding for the Historical Society Publications Program by \$11,227 in fiscal 1990 and \$11,262 in fiscal 1991 as per the Governor's potential House Bill 100 cuts.

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 12, 1989

1. Page E-3, line 24.

Strike: "	53,905	146,095	103,905	146,095"
Insert: "	200,000	-0-	250,000	-0- "

This amendment funds adult basic education entirely from general fund to allow for the elimination of the education trust interest.

ADOPT

REJECT

801001CW.LFA

Conference Committee Instruction

House Bill 100

Insert as last clerical instruction in the report:

Adjust internal references in accordance with the above amendments.

Amendment to HB100

Reference Copy

Conference Committee

April 17, 1989

Education

1. Offset tuition surcharges for architecture and interior design programs at MSU, and the pharmacy, law, and physical therapy programs at U of M, and transition funds to U of M, NMC, and WMC; reduces general fund \$969,850 in FY90 and \$494,850 in FY91.

Page F-13, following line 3.
Strike lines 4 and 5 in their entirety.

Page F-14, following line 10.
Strike: "18,755,351"
Insert: 18,555,351"

Page F-14, following line 11.
Strike lines 12 and 13 in their entirety.

Page F-16, following line 24.
Strike: "4,189,888"
Insert: 3,989,888"

Page F-18, following line 5.
Strike: "2,237,893"
Insert: 2,162,833"

2. Montana School for the Deaf and Blind (MSDB) additional funds for teacher holiday and sick leave benefits; reduce \$130,714 in FY90 and \$134,275 in FY91.

Page E-1, following line 23.
Strike: "730,209 733,628"
Insert: 711,326 714,196"

Page E-2, following line 5.
Strike: "1,154,870 1,157,934"
Insert: 1,043,039 1,043,091"

3. Bureau of Mines Poplar River monitoring project; reduce general fund \$18,000.

Page F-11, following line 8.
Strike lines 9 and 10 in their entirety.

Department of Social and Rehabilitation Services

4. Cobb bus ticket program; reduction of \$100,000 general fund and \$500,000 federal funds in FY90.

Page B-7, line 16.

Strike:	"458,311	13,572,621
Insert:	358,311	13,072,621"

5. Provider rate increase (3%) for nursing homes; reduction of \$1,327,781 general fund and \$3,289,575 federal funds over the biennium.

Page B-9, line 13.

Strike:	"15,083,821	37,236,059	15,477,057	38,412,419
Insert:	14,644,486	36,151,514	14,588,611	36,050,030"

6. Nurse aide salary increases; reduce general fund \$343,357 and federal funds \$850,682 over the biennium.

Page B-9, following line 19.

Strike lines 20 and 21 in their entirety.

7. Waiver expansion to Butte and Lewistown and remove FTE for administration; reduction of \$456,711 general fund and \$919,620 federal funds over the biennium.

- a. Remove FTE to administer expansion.

Page B-8, line 22.

Strike:	"1,141,621	2,097,927	1,121,283	2,046,235
Insert:	1,128,854	2,085,159	1,108,517	2,033,467"

- b. Remove waiver expansion.

Page B-9, line 6.

Strike:	"834,667	1,963,699	808,103	2,005,663
Insert:	695,141	1,546,832	706,170	1,752,643"

Page B-9, line 8.

Strike:	"640,783	1,505,809	619,971	1,538,721
Insert:	531,155	1,311,211	539,880	1,339,919"

8. Direct care staff salary increases; reduce general fund \$2,075,605 and federal funds \$440,280 over the biennium.

Page B-11, line 11.

Strike:	"7,751,258	13,282,585	8,728,773	14,377,016
Insert:	6,723,731	13,064,625	7,680,695	14,154,696"

9. Specialized Support Services Organization for developmentally disabled (DD); reduce general fund \$648,437 and federal funds \$1,051,790 in FY91.

a. Reduce staff costs for SSSO.

Page B-11, line 8.

Strike:	"336,545	967,303
Insert:	294,688	925,446"

b. Reduce benefits costs.

Page B-11, line 10.

Strike:	"8,728,773	14,377,016
Insert:	8,122,193	13,367,083"

10. Respite care; reduce general fund \$96,418 over the biennium.

Page B-11, line 11.

Strike:	"7,751,258	13,282,585	8,728,773	14,377,016
Insert:	7,703,049	13,282,585	8,680,564	14,377,016"

11. Farm in the Dell: reduce general fund \$255,328 over the biennium.

Page B-11, line 11.

Strike:	"7,751,258	13,282,585	8,728,773	14,377,016
Insert:	7,624,858	13,282,585	8,599,845	14,377,016"

12. Delete 2% provider rate increases for medical assistance.

a. Provider rate increase (2%) state medical; reduce general fund by \$271,800 over the biennium.

Page B-8, line 25.

Strike:	"4,590,000	4,681,800
Insert:	4,500,000	4,500,000"

b. Provider rate increase (2%) for waiver; reduce general fund by \$72,431 and federal funds by \$179,446 over the biennium.

Page B-9, line 6.

Strike:	"834,667	1,963,699	808,103	2,005,663
Insert:	821,202	1,930,459	781,007	1,938,414"

Page B-9, line 8.

Strike:	"640,783	1,505,809	619,971	1,538,721
Insert:	630,203	1,479,691	598,681	1,485,882"

- c. Provider rate increase (2%) primary care; reduction of \$1,592,988 general fund and \$3,946,890 federal funds over the biennium.

Page B-9, line 15.

Strike:	"19,024,522	6,907,000	64,014,787	20,441,780	7,030,000	68,182,051
Insert:	18,517,217	6,907,000	62,762,540	19,356,097	7,030,000	65,487,499"

- d. Provider rate increase (2%) for Catastrophic Coverage Act; reduce general fund \$12,159 and federal funds \$30,130 over the biennium.

Page B-9, line 17.

Strike:	"2,259,820	3,015,171	3,990,518	7,652,026
Insert:	2,256,407	3,006,746	3,981,772	7,630,321"

13. Provider rate increase (2%) vocational rehabilitation; reduce general fund \$41,474, state special funds \$20,212 and federal funds \$243,032 over the biennium.

Page B-10, line 13.

Strike:	"768,846	372,708	4,595,106	818,261	333,904	4,741,342
Insert:	755,660	365,400	4,515,148	789,973	321,000	4,578,268"

14. Provider rate increase (2%) visual services: reduce general fund \$3,218 and federal funds \$22,240 over the biennium.

Page B-10, line 23.

Strike:	"154,821	477,897	155,895	485,309
Insert:	153,749	470,483	153,749	470,483"

15. DD provider rate increase (2%); reduced general fund \$906,818 and federal funds \$227,172 over the biennium.

Page B-11, line 11.

Strike:	"7,751,258	13,282,585	8,728,773	14,377,016
Insert:	7,448,984	13,206,861	8,124,229	14,225,568"

16. Provider rate increases; reduce general fund \$3,192,285 and \$411,791 federal funds over the biennium.

Page B-16, line 20.

Strike: "6,582,657 7,697,077
Insert: 5,485,197 5,602,252"

Page B-16, line 21.

Strike: "1,139,650 2,580,266 1,139,650 2,520,639
Insert: 1,139,650 2,424,050 1,139,650 2,265,064"

17. State supplement for SSSO and Farm in the Dell in SRS budget; reduce general fund \$57,152 over the biennium.

Page B-16, line 18.

Strike: "2,496,001 131,434 4,710,246 2,573,950 96,420 4,737,617
Insert: 2,486,977 131,434 4,710,246 2,525,822 96,420 4,737,617"

18. Reduce institutional teacher benefits; \$77,112 general fund over the biennium.

a. Mountain View School

Page B-17, line 7.

Strike: "1,816,585 3,213 86,486 1,836,230 3,213 86,501
Insert: 1,803,229 3,213 86,486 1,822,874 3,213 86,501"

b. Pine Hills School

Page B-17, line 9.

Strike: "2,988,939 3,005,148
Insert: 2,963,739 2,979,948"

Department of Health and Environmental Sciences

19. Reduce family planning services; reduce general fund \$100,000 over the biennium.

Page B-2, line 18.

Strike: "50,000 13,900,887 50,000 14,731,672
Insert: 13,900,887 14,731,672"

Historical Society

20. Switch funding for two positions moved from state special magazine fees to general fund; reduce general fund \$22,490 over the biennium.

Page D-8, line 10.

Strike:	"55,081	428,850	55,123	427,904"
Insert:	43,854	440,077	43,860	439,167"

Department of Institutions

21. Remove 2% increase for pre-release centers; reduce general fund \$72,465 over the biennium.

Page D-1, line 21.

Strike:	"4,165,920	4,090,001
Insert:	4,141,925	4,041,531"

22. Delete 5.00 FTE probation officers; reduce general fund \$351,852 over the biennium.

Page D-1, line 21.

Strike:	"4,165,920	4,090,001
Insert:	3,965,638	3,938,431"

23. Remove prison food service supervisor; reduce general fund \$46,208 over the biennium.

Page D-2, line 7.

Strike:	"13,160,642	52,008	100,722	13,320,011	51,994	100,777
Insert:	13,137,535	52,008	100,722	13,296,910	51,994	100,777"

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page B-2, line 7.

Strike: "211,230	2,189,357	203,868	2,243,552"
Insert: "193,478	2,084,357	191,366	2,138,552"

This amendment removes the 2.50 FTE and related funding for the Infectious Waste Program that would have been created by House Bill 676.

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

- 1. Page B-15, line 25.
Strike: "1,425,639 491,949 1,413,169 493,413"
Insert: "1,412,780 504,808 1,407,840 498,742"
- 2. Page B-16, line 14.
Strike: "6,633,398"
Insert: "6,588,060"
- 3. Page B-16, line 15.
Strike: "1,997,702"
Insert: "2,043,040"
- 4. Page B-16, line 16.
Strike: "6,595,499 2,088,357"
Insert: "6,550,289 2,133,567"
- 5. Page B-2, line 20.
Strike: "233,525 (Gen. Fund 1990) 233,070 (Gen. Fund 1991)"
Insert: "291,594 (Gen. Fund 1990) 283,737 (Gen. Fund 1991)"
- 6. Page B-3, line 11.
Following: line 12
Insert: "Item 8 includes \$58,069 of general fund in fiscal 1990 and \$50,667 of general fund in fiscal 1991 for implementation of the Montana initiative for the Abatement of Mortality in Infants in House Bill 773. In addition, the department shall reallocate funds from existing appropriations in House Bill 100 equal to \$46,541 in fiscal 1990 and \$46,675 in fiscal 1991 to provide up to \$104,610 in fiscal 1990 and up to \$97,342 in fiscal 1991 for total funding of the Montana Initiative for the Abatement of Mortality in Infants project."

This reallocates \$58,069 and \$50,667 general fund from the Department of Family Services to the Department of Health and Environmental Sciences for the Montana Initiative for the Abatement of Mortality in Infants (MIAMI) project. The Department of Health and Environmental Sciences will provide any additional needed funds for this project from current appropriations.

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 18, 1989

1. Page B-5, line 6.

Strike: "1,856,903 1,857,990"

Insert: "1,870,247 1,884,678"

This amendment funds the expenses associated with the increased responsibilities for enforcement and monitoring of minimum wage claims created by House Bill 28.

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

All funds appropriated to the Department of Social and Rehabilitation Services for development and implementation of The Economic Assistance Management System (TEAMS) is allocated to operating expenses. The narrative to House Bill 100 will reflect this change which reduces personal services by 1.00 FTE and reallocates those funds to operating expenses.

Amendments to Houe Bill No.100
Reference Bill

Requested by Rep. Thoft
For the Conference Committee

Prepared by LFA
April 14, 1989

GA,

1. Page B-7, line 6.
Strike: "4,665,200 5,024,600"
Insert: "4,380,427 3,923,959"

< 284,773 > < 1,100,641 >

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page B-7, line 16.
Strike: "458,311 13,572,621"
Insert: "358,311 13,072,621"

This amendment would eliminate funding for the Transition to Work (TTW) Program. General fund is reduced by \$100,000 in fiscal 1990 and federal funds are reduced \$500,000 in fiscal 1990.

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page B-9, line 6.

Strike: "834,667 (Gen. Fund 1990)	1,963,699 (Fed. Fund 1990)
808,103 (Gen. Fund 1991)	2,005,663 (Fed. Fund 1991)"
Insert: "764,904 (Gen. Fund 1990)	1,839,866 (Fed. Fund 1990)
757,137 (Gen. Fund 1991)	1,879,153 (Fed. Fund 1991)"

2. Page B-9, line 8.

Strike: "640,783 (Gen. Fund 1990)	1,505,809 (Fed. Fund 1990)
619,971 (Gen. Fund 1991)	1,538,721 (Fed. Fund 1991)"
Insert: "585,969 (Gen. Fund 1990)	1,408,511 (Fed. Fund 1990)
579,925 (Gen. Fund 1991)	1,439,321 (Fed. Fund 1991)"

This amendment eliminates funds for the expansion of the Medicaid Home and Community Based Services Waiver in Lewistown and the surrounding area. General fund is reduced by \$124,577 in fiscal 1990 and federal funds are reduced by \$221,131 in fiscal 1990. In fiscal 1991, general fund is reduced by \$91,012 and federal funds are reduced by \$225,910.

pass
as amended
to Line item

Free Conf. Comm.
HB 100 4/89

Amendment to HB100

Reference Copy

Conference Committee

April 24, 1989

1. Page B-9, line 15.

Strike:	"19,024,522	6,907,000	64,014,787	20,441,780	7,030,000	68,182,000
Insert:	19,024,522	6,907,000	65,514,787	20,441,780	7,030,000	69,685,000

This amendment increases federal authority for SRS to fund medical placements in Yellowstone Treatment Center as authorized by HB304. The general fund match will be transferred from the Department of Family Services to SRS as foster care children are determined eligible for medicaid. The amendment adds \$1,500,000 federal funds each year of the biennium. HB304 is on third reading in the Senate after passing second reading.

0517
Failed

Free Conf. Comm.
HB 100 4/89

Amendment to HB100

Reference Copy

Conference Committee

April 24, 1989

1. Page B-9, line 15.

Strike: "19,024,522	6,907,000	64,014,787	20,441,780	7,030,000	68,182,051
Insert: 19,082,182	6,907,000	64,157,127	20,499,220	7,030,000	68,324,611

This amendment adds authority for HB453 which adds professional counseling as a new medicaid service. The amendment adds \$57,660 general fund in FY90 and \$57,440 in FY91. Federal funds increase \$142,340 in FY90 and \$142,560 in FY91. HB453 has been returned to the House where Senate amendments were rejected.

no motion

Free Conf. Comm.
HB 100 4/89

Amendment to HB100

Reference Copy

Conference Committee

April 24, 1989

1. Page B-9, following line 19.
Strike lines 20 and 21 in their entirety.

2. Page B-13, following line 17.
Strike lines 18 through 21 in their entirety.

This amendment deletes wage increases for nurses aides in nursing homes. The amendment reduces general fund expenditures by \$112,497 in FY90 and \$230,860 in FY91 and federal funds by \$277,712 in FY90 and \$572,970 in FY91.

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page B-9, line 21.

Strike: "112,497 (Gen. Fund 1990)	277,712 (Fed. Fund 1990)
230,860 (Gen. Fund 1991)	572,970 (Fed. Fund 1991)"
Insert: " 95,582 (Gen. Fund 1990)	235,957 (Fed. Fund 1990)
137,047 (Gen. Fund 1991)	340,136 (Fed. Fund 1991)"

This amendment reduces the appropriation for nurse aid salaries to an amount equal to the medicaid savings generated through the reduction in nursing home medicaid bed days. General fund is reduced \$16,915 in fiscal 1990 and \$93,813 in fiscal 1991.

Amendments to House Bill No.100
Reference Bill

For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page B-11, line 11.

Strike: "7,751,258 (Gen. Fund 1990)"

Insert: "7,624,858 (Gen. Fund 1990)"

2. Page B-11, line 12.

Strike: "8,728,773 (Gen. Fund 1991)"

Insert: "8,599,845 (Gen. Fund 1991)"

3. Page B-16, line 18.

Strike: "2,496,001 (Gen. Fund 1990) 2,573,950 (Gen. Fund 1991)"

Insert: "2,486,977 (Gen. Fund 1990) 2,564,926 (Gen. Fund 1991)"

This amendment would eliminate funding for the Farm in the Dell program for developmentally disabled persons. General fund is reduced by \$135,424 in fiscal 1990 and \$137,952 in fiscal 1991.

Amendments to House Bill No.100
Reference Bill

Free Conf. Comm.
HB 100 4/89

For the Conference Committee

Prepared by LFA
April 17, 1989

1. Page B-13, line 14.
Strike: "lbii"

2. Page B-13, following line 15.
Insert: "No funds may be transferred from item lbii to any other
portion of the SRS budget."

This amendment restricts tranfer of funds from the general
assistance program to any other portion of the SRS budget.

Amendments to House Bill No. 100
Reference Copy

For the Free Conference Committee on HB 100

Prepared by Tom Gomez
April 14, 1989

1. Page B-14, lines 6 through 8.
Strike: lines 6 through 8 in their entirety

Rationale: This amendment is needed to eliminate conflicting language between HB 100 and HB 452. The language in HB 100, which will not be part of the law, prohibits the Department of Social and Rehabilitation Services from reducing the amount, scope, or duration of Medicaid benefits during the biennium unless the federal law is amended to require expansion or reduction of benefits as a condition of the state receiving federal funding for Medicaid. Language in HB 452, which will be codified in the law, expressly states that if funds are not sufficient to provide medical assistance for all eligible persons, the Department may limit, reduce, or otherwise curtail the amount, scope, or duration of medical services available under Medicaid. The proposed amendment would delete the language in HB 100, thus removing the potential conflict with HB 452.

YASSED

- Free Conf. Comm.
HB 100 4/89

AMENDMENT TO HOUSE BILL 100
(General Appropriations Act)
Reference Copy as Amended

Prepared April 13, 1989
by the Department of Social and Rehabilitation Services

1. Page B-15.
Following: line 19
Insert: "The funds appropriated for the state child support enforcement bureau in item 3c shall be transferred to the Department of Revenue unless the 51st Legislature provides substantive authority transferring the program of child support enforcement to the Department of Social and Rehabilitation Services."

Amendments to HB100
Reference Committee
Free Conference Committee
April 14, 1988

1. Page B-16, line 18.

Strike:	"2,496,001	131,434	4,710,246	2,573,950	96,420	4,737,617
Insert:	2,506,001	131,434	4,710,246	2,573,950	96,420	4,737,617"

This amendment will add \$10,000 general fund in FY90 to fund a mock legislature for senior citizens.

*Don't
to not
change*

with...

PASSED

Amendment to HB100

Reference Copy

Conference Committee

April 24, 1989

1.	Page B-17, line 7.						
Strike:	"1,816,585	3,213	86,486	1,836,230	3,213	86,501	
Insert:	1,803,229	3,213	86,486	1,822,874	3,213	86,501	

Amend totals

2.	Page B-17, line 9.		
Strike:	"2,988,939	3,005,148	
Insert:	2,963,739	2,979,948"	

Amend totals

This amendment reduces the additional appropriation in personnel services for Pine Hills and Mountain View schools for institutional teacher holiday and sick leave benefits. Those costs are already covered in the state pay plan. The amendment reduces general fund \$77,112 over the biennium.