

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON APPROPRIATIONS

Call to Order: By **CHAIRMAN TOM ZOOK**, on January 28, 1997, at 3:00 p.m., in Room 312.

ROLL CALL

Members Present:

Rep. Tom Zook, Chairman (R)
Rep. Edward J. "Ed" Grady, Vice Chairman (Majority) (R)
Rep. Joe Quilici, Vice Chairman (Minority) (D)
Rep. Beverly Barnhart (D)
Rep. Ernest Bergsagel (R)
Rep. John Cobb (R)
Rep. Roger DeBruycker (R)
Rep. Gary Feland (R)
Rep. Don Holland (R)
Rep. John Johnson (D)
Rep. Royal C. Johnson (R)
Rep. Betty Lou Kasten (R)
Rep. Bob Keenan (R)
Rep. Matt McCann (D)
Rep. William T. "Red" Menahan (D)
Rep. Ray Peck (D)
Rep. Steve Vick (R)
Rep. William R. Wiseman (R)

Members Excused: None.

Members Absent: None.

Staff Present: Clayton Schenck, Legislative Fiscal Division
Marjorie Peterson, Committee Secretary

Committee Business Summary:

Hearing: HB 17, HB 18
Executive Action: HB 3 DO PASS AS AMENDED, HB 23
DO PASS, HB 101 DO PASS AS
AMENDED, HB 178 DO PASS,
HB 191 DO PASS (Committee
Report Held in Committee until
further notice)

HEARING ON HB 17Opening Statement by Sponsor:

REP. BOB PAVLOVICH, HD 37, Butte, opened the hearing on HB 17, An act appropriating \$380,000 for fiscal year 1998 and \$760,000 for fiscal year 1999 to Department of Military Affairs to award scholarships pursuant to the Montana National Guard Scholarship Program.

{Tape: 1; Side: A; Approx. Tape Counter: 0.3.}

Proponents:

Roger Hagan, Officer and Enlisted Associations of the Montana National Guard, Helena. Mr. Hagan offered his written testimony.

EXHIBIT 1.

{Tape: 1; Side: A; Approx. Tape Counter: 1.9.}

Major Joe Foster, Recruiting and Retention Manager for Montana Army National Guard. Major Foster offered his written testimony.

EXHIBIT 2.

{Tape: 1; Side: A; Approx. Tape Counter: 15.1.}

Lt. Colonel Russell Timmreck, Recruiting and Retention Manager, North Dakota Army National Guard. Lt. Colonel Timmreck offered his written testimony. EXHIBIT 3.

{Tape: 1; Side: A; Approx. Tape Counter: 22.4.}

SFC James Gustafson, Montana Army National Guard. SFC Gustafson offered his written testimony. EXHIBIT 4.

{Tape: 1; Side: A; Approx. Tape Counter: 26.4.}

SMSGt. Gerald Traxinger, Recruiting and Retention Superintendent, Montana Air National Guard. SMSGt. Traxinger offered his written testimony. EXHIBIT 5.

{Tape: 1; Side: B; Approx. Tape Counter: 0.2.}

MSGt. Angelika Lamie, Wing Retention Manager, Montana Air National Guard. Msgt. Lamie offered her written testimony.

EXHIBIT 6.

{Tape: 1; Side: B; Approx. Tape Counter: 3.0.}

CW3 John Nugent, Education Services Officer, Montana Army National Guard. CW3 Nugent offered his written testimony.

EXHIBIT 7.

{Tape: 1; Side: B; Approx. Tape Counter: 6.1.}

Senior Airman Donald Reichert, Montana Air National Guard. Mr. Reichert offered his written testimony. EXHIBIT 8.

{Tape: 1; Side: B; Approx. Tape Counter: 11.4.}

Kelly Cogley, Student, Montana State University, and 210th Personnel Service Company, Montana National Guard. Ms. Cogley offered her written testimony. EXHIBIT 9.

{Tape: 1; Side: B; Approx. Tape Counter: 12.4.}

Jane Jung, Captain Air National Guard, and student at MSU Northern.

{Tape: 1; Side: B; Approx. Tape Counter: 14.0.}

REP. JOHN JOHNSON, HD 2, Glendive, offered his support of HB 17.

{Tape: 1; Side: B; Approx. Tape Counter: 21.5.}

Opponents:

None.

Questions From the Committee:

{Tape: 1; Side: B; Approx. Tape Counter: 22.4.}

Closing by Sponsor:

REP. PAVLOVICH closed the hearing on HB 17.

{Tape: 2; Side: A; Approx. Tape Counter: 4.1.}

HEARING ON HB 18

Opening Statement by Sponsor:

REP. JOHN JOHNSON, HD 2, Glendive, opened the hearing on HB 18, An act requiring Board of Veterans Affairs to develop a request for proposals from town, city, county and tribal governments in Eastern Montana for the site of an Eastern Montana State Veterans Cemetery.

{Tape: 2; Side: A; Approx. Tape Counter: 5.4.}

Proponents:

REP. BOB PAVLOVICH, HD 37, Butte, offered his support of HB 18.

Jim Jacobsen, Administrator, Montana Veterans Affairs Division, Helena. Mr. Jacobsen offered his written testimony. **EXHIBIT 10.**

{Tape: 2; Side: A; Approx. Tape Counter: 11.3.}

Joe Brand, Senior Vice Commander, Veterans of Foreign Wars, Helena.

{Tape: 2; Side: A; Approx. Tape Counter: 14.7.}

Hal Manson, American Legion of Montana, Helena.

{Tape: 2; Side: A; Approx. Tape Counter: 17.6.}

Jim Kembel, City of Billings.

{Tape: 2; Side: A; Approx. Tape Counter: 19.9.}

Ed Croacher, Vietnam Veterans of America, Glendive.

{Tape: 2; Side: A; Approx. Tape Counter: 20.3.}

Opponents:

None.

Questions From the Committee:

{Tape: 2; Side: A; Approx. Tape Counter: 21.4.}

Closing by Sponsor:

REP. JOHNSON closed the hearing on HB 18.

{Tape: 2; Side: A; Approx. Tape Counter: 27.0.}

EXECUTIVE ACTION ON HB 3

Motion: REP. MENAHAN moved HB 3 Do Pass.

{Tape: 2; Side: A; Approx. Tape Counter: 29.0.}

Motion: REP. QUILICI moved HB 3 Amendment, dated January 23, 1997, Do Pass.

Discussion:

The committee asked questions of Mary Bryson, Director, Department of Revenue, Helena. EXHIBIT 11.

{Tape: 2; Side: A; Approx. Tape Counter: 31.1.}

Vote: Motion that HB 3 Amendment Do Pass carried 10 - 8, with REPS. KASTEN, BERGSAGEL, COBB, PECK, ROYAL JOHNSON, KEENAN, VICK, and DEBRUYCKER voting no.

{Tape: 2; Side: B; Approx. Tape Counter: 13.8.}

Each section of the Office of Budget and Program Planning (OBPP) Amendment for HB 3 was considered separately.

Motion/Vote: REP. QUILICI moved HB 3 OBPP Amendment, dated January 23, 1997, #2, concerning Department of Revenue section, Do Pass. Motion failed 8 - 10.

{Tape: 2; Side: B; Approx. Tape Counter: 15.2.}

Motion/Vote: REP. FELAND moved HB 3 OBPP Amendment, #2, concerning Department of Military Affairs section, Do Pass. Motion carried 11 - 7, with REPS. COBB, BERGSAGEL, KASTEN, BARNHART, HOLLAND, KEENAN and PECK voting no.

{Tape: 2; Side: B; Approx. Tape Counter: 16.0.}

Motion/Vote: REP. WISEMAN moved HB 3 OBPP Amendment, #2, concerning the reduction of 50% from the Executive Budget recommendation, Do Pass. Motion carried 15 - 3, with REPS. KASTEN, BERGSAGEL and KEENAN voting no.

{Tape: 2; Side: B; Approx. Tape Counter: 19.1.}

Motion/Vote: REP. MENAHAN moved HB 3 OBPP Amendment, #1, concerning the title, Do Pass. Motion carried 17 - 1, with REP. BERGSAGEL voting no.

{Tape: 2; Side: B; Approx. Tape Counter: 20.9.}

Motion: REP. GRADY moved to reconsider HB 3 OBPP Amendment, #2, concerning the Department of Revenue.

{Tape: 2; Side: B; Approx. Tape Counter: 20.8.}

Discussion:

REPS. GRADY and QUILICI explained the two supplementals for Cascade County Rent and Expert Witnesses. REP. PECK asked to divide these two supplementals and to vote on each one separately.

{Tape: 2; Side: B; Approx. Tape Counter: 23.2.}

Vote: Motion to reconsider HB 3 OBPP Amendment, #2, carried 12 - 6.

Motion/Vote: REP. GRADY moved HB 3 OBPP Amendment #2, Cascade County Rent, Do Pass. Motion failed 6 - 12.

Motion/Vote: REP. QUILICI moved HB 3 OBPP Amendment #2, Expert Witnesses, Do Pass. Motion carried 11 - 7.

Motion: REP. MENAHAN moved HB 3 Do Pass As Amended.

Discussion:

REP. VICK expressed his concern on the Department of Corrections supplemental.

{Tape: 3; Side: A; Approx. Tape Counter: 0.4.}

Vote: Motion that HB 3 Do Pass As Amended carried 11 - 7, with REPS. DEBRUYCKER, VICK, COBB, KEENAN, BERGSAGEL, KASTEN, and PECK voting no.

HEARING ON HB 21

Motion: REP. COBB moved HB 21 Do Pass.

Motion: REP. COBB moved HB 21 Amendment HB002102.agp Do Pass.

Discussion:

The committee asked to have time to read the lengthy amendment. REP. COBB withdrew his motion Do Pass to give the committee time to study the amendment. No vote was taken on HB 21 at this time.

HEARING ON HB 23

Motion/Vote: REP. COBB moved HB 23 Do Pass. Motion carried 15 - 3, with REPS. BERGSAGEL, VICK and DEBRUYCKER voting no.

{Tape: 3; Side: A; Approx. Tape Counter: 6.5.}

HEARING ON HB 101

Motion: REP. BERGSAGEL moved HB 101 Amendment HB101.amd, Do Pass.

{Tape: 3; Side: A; Approx. Tape Counter: 7.4.}

Discussion:

REP. BERGSAGEL distributed an Inmate Work Assignment Sheet. EXHIBIT 12.

Vote: Motion that HB 101 Amendment Do Pass carried 17 - 1, with REP. MENAHAN voting no.

Motion/Vote: REP. BERGSAGEL moved HB 101 Do Pass As Amended. Motion carried 15 - 3, with REPS. MENAHAN, QUILICI and DEBRUYCKER voting no.

HEARING ON HB 178

Motion/Vote: REP. COBB moved HB 178 Do Pass. Motion carried 12 - 6, with REPS. ROYAL JOHNSON, WISEMAN, VICK, KASTEN, FELAND and CHAIRMAN ZOOK voting no.

{Tape: 3; Side: A; Approx. Tape Counter: 11.0.}

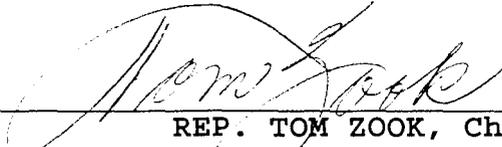
HEARING ON HB 191

Motion/Vote: REP. COBB moved HB 191 Do Pass. Motion carried 10 - 8, with REPS. JOHN JOHNSON, FELAND, GRADY, WISEMAN, HOLLAND, DEBRUYCKER, KASTEN and CHAIRMAN ZOOK voting no.

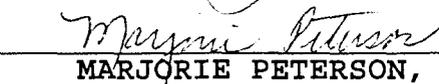
{Tape: 3; Side: A; Approx. Tape Counter: 14.1.}

ADJOURNMENT

Adjournment: 6:00 p.m.



REP. TOM ZOOK, Chairman



MARJORIE PETERSON, Secretary

TZ/MP