

MINUTES

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

COMMITTEE ON APPROPRIATIONS

Call to Order: By **CHAIRMAN TOM ZOOK**, on March 13, 1997, at
2:00 p.m., in Room 312-2.

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 Analyst
Marjorie Peterson, Committee Secretary

Committee Business Summary:

Hearing: HJR 24, HB 593, HB 594
Executive Action: HB 5 DO PASS AS AMENDED,
HB 588 TABLED

EXECUTIVE ACTION ON HB 5

Motion: REP. BERGSAGEL moved HB 5 Do Pass.
{Tape: 1; Side: A; Approx. Tape Counter: 0.1.}

Motion: REP. COBB moved amendment HB000543.a12 Do Pass.
{Tape: 1; Side: A; Approx. Tape Counter: 1.2.}

Questions From the Committee:

{Tape: 1; Side: A; Approx. Tape Counter: 4.6.}

Vote: Motion that HB000543.a12 Do Pass carried 10 - 8 on a roll call vote, with REPS. GRADY, DEBRUYCKER, FELAND, HOLLAND, ROYAL JOHNSON, KASTEN, MCCANN, and WISEMAN voting no.

{Tape: 1; Side: A; Approx. Tape Counter: 5.3.}

Motion/Vote: REP. BERGSAGEL moved amendment HB000541.a12 Do Pass. Motion carried unanimously.

{Tape: 1; Side: A; Approx. Tape Counter: 13.0.}

Motion/Vote: REP. BERGSAGEL moved HB000540.a12 Do Pass. Motion carried unanimously.

{Tape: 1; Side: A; Approx. Tape Counter: 14.5.}

Motion/Vote: REP. ROYAL JOHNSON moved amendment HB000542.a12 Do Pass. Motion carried unanimously.

{Tape: 1; Side: A; Approx. Tape Counter: 16.6.}

Motion: REP. BERGSAGEL moved HB 5 Do Pass As Amended.

{Tape: 1; Side: A; Approx. Tape Counter: 19.0.}

Questions From the Committee:

{Tape: 1; Side: A; Approx. Tape Counter: 20.8.}

Vote: Motion that HB 5 Do Pass As Amended carried 16 - 2, with REPS. DEBRUYCKER and VICK voting no.

EXECUTIVE ACTION ON HB 588

Motion/Vote: REP. BERGSAGEL moved HB 588 Be Tabled. Motion carried unanimously.

{Tape: 1; Side: A; Approx. Tape Counter: 21.0.}

EXECUTIVE ACTION ON HB 398

Motion: REP. ROYAL JOHNSON moved HB 398 Do Pass.

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

Motion: REP. BERGSAGEL moved amendment HB039801.agp Do Pass.

{Tape: 1; Side: A; Approx. Tape Counter: 22.8.}

Motion/Vote: REP. ROYAL JOHNSON moved a substitute motion to separate item #7 (2) from the rest of the amendment. Motion carried 10 - 8 on a roll call vote, with REPS. BARNHART, BERGSAGEL, COBB, KASTEN, KEENAN, MCCANN, VICK, and CHAIRMAN ZOOK voting no.

{Tape: 1; Side: A; Approx. Tape Counter: 23.9.}

Motion/Vote: REP. WISEMAN moved a substitute motion to delete subsection (3) in item #7 on the same amendment. Motion carried unanimously.

{Tape: 1; Side: A; Approx. Tape Counter: 33.9.}

Motion/Vote: REP. ROYAL JOHNSON moved HB 398 Do Pass As Amended. Motion failed 9 - 9 on a roll call vote, with REPS. BERGSAGEL, COBB, DEBRUYCKER, HOLLAND, KASTEN, KEENAN, MCCANN, PECK, and VICK voting no. This bill was set aside to be discussed at a later date.

{Tape: 1; Side: A; Approx. Tape Counter: 43.7.}

EXECUTIVE ACTION ON HB 47

Motion: REP. HOLLAND moved HB 47 Do Pass.

{Tape: 1; Side: A; Approx. Tape Counter: 47.8.}

Motion/Vote: REP. HOLLAND moved amendment HB004701.agp Do Pass. Motion carried 12 - 6, with REPS. JOHN JOHNSON, MENAHAN, BARNHART, PECK, QUILICI and GRADY voting no.

{Tape: 1; Side: B; Approx. Tape Counter: 0.1.}

Motion/Vote: REP. PECK moved amendment HB004701.aem Do pass. Motion failed 7 - 11 on a roll call vote, with REPS. GRADY, BARNHART, JOHN JOHNSON, MENAHAN, PECK, QUILICI, and WISEMAN voting yes.

{Tape: 1; Side: B; Approx. Tape Counter: 8.7.}

Questions From the Committee:

{Tape: 1; Side: B; Approx. Tape Counter: 10.1.}

Motion: REP. HOLLAND moved HB 47 Do Pass As Amended.

{Tape: 1; Side: B; Approx. Tape Counter: 18.3.}

Discussion:

{Tape: 1; Side: B; Approx. Tape Counter: 19.4.}

Vote: Motion that HB 47 Do Pass As Amended failed 9 - 9 on a roll call vote, with REPS. GRADY, BARNHART, COBB, JOHN JOHNSON, KASTEN, MENAHAN, PECK, QUILICI, and VICK voting no. There was no further action on this bill at this time. It was set aside until a later date.

{Tape: 1; Side: B; Approx. Tape Counter: 28.7.}

HEARING ON HJR 24

Opening Statement by Sponsor:

REP. LOREN SOFT, HD 12, Billings, opened the hearing on HJR 24, A joint resolution of the Senate and the House of Representatives of the state of Montana consenting to the construction of a chapel at the institution of the Montana women's correctional system in Billings and a church at the Montana developmental

center in Boulder and the moving of a church structure from the Galen campus to the Warm Springs campus. **REP. SOFT** submitted a letter from Jane Ellinghouse, Women's Correctional Ministry, an information sheet on the Montana Women's Correctional Center, and a diagram of the planned facility. **EXHIBITS 1, 2, 3.**

{Tape: 1; Side: B; Approx. Tape Counter: 30.4.}

Proponents:

Jack McDonald, former legislator for the state of Montana. Mr. McDonald submitted written testimony for Larry Gaalswyk, Area Director for Prison Fellowship Ministry for Montana, Wyoming, and the Black Hills of South Dakota. **EXHIBIT 4.**

{Tape: 1; Side: B; Approx. Tape Counter: 34.5.}

Lowell Bartels, Helena. Mr. Bartels submitted sketches of the proposed church buildings and floor plans. **EXHIBITS 5, 6.**

{Tape: 1; Side: B; Approx. Tape Counter: 40.8.}

Betty Waddell, Montana Association of Churches, Helena.

{Tape: 2; Side: A; Approx. Tape Counter: 2.1.}

Sharon Hoff, Montana Catholic Conference, Helena.

{Tape: 2; Side: A; Approx. Tape Counter: 3.3.}

Kate Cholena, Montana Women's Lobby, Helena.

{Tape: 2; Side: A; Approx. Tape Counter: 5.1.}

Gale Everson, Chaplain.

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

REP. RED MENAHAN, HD 57, Anaconda.

{Tape: 2; Side: A; Approx. Tape Counter: 8.3.}

Opponents:

None.

Questions From the Committee:

{Tape: 2; Side: A; Approx. Tape Counter: 13.3.}

Closing by Sponsor:

REP. SOFT closed the hearing on HJR 24.

{Tape: 2; Side: A; Approx. Tape Counter: 14.3.}

HEARING ON HB 593

Opening Statement by Sponsor:

REP. BOB PAVLOVICH, HD 37, Butte, opened the hearing on HB 593, An act appropriating money from the coal severance tax permanent fund to the Department of Military Affairs to fund the Montana National Guard Scholarship program.

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

Proponents:

Roger Hagen, Enlisted Officer Association of Montana, National Guard.

{Tape: 2; Side: A; Approx. Tape Counter: 23.5.}

Opponents:

None.

Questions From the Committee:

None.

Closing by Sponsor:

REP. PAVLOVICH closed the hearing on HB 593.

{Tape: 2; Side: A; Approx. Tape Counter: 31.9.}

HEARING ON HB 594**Opening Statement by Sponsor:**

REP. ROGER DEBRUYCKER, HD 89, Floweree, opened the hearing on HB 593, An act eliminating the board of passenger tramway safety, eliminating the functions and duties of the board of passenger tramway safety.

{Tape: 2; Side: A; Approx. Tape Counter: 33.0.}

Proponents:

Pat Melby, Montana Ski Area Association, Helena. Mr. Melby submitted a letter from Roger Adams of Willis Corroon Corporation of New Hampshire, dated March 6, 1997, and a letter from Maynard Russell of Acordia Resort Services Division of Norwich, Vermont, dated February 19, 1997. EXHIBITS 7, 8.

{Tape: 2; Side: A; Approx. Tape Counter: 38.5.}

Kevin Taylor, Great Divide Ski Area, Marysville.

{Tape: 2; Side: A; Approx. Tape Counter: 40.6.}

Tim Prather, Red Lodge Mountain Ski Area, Red Lodge.

{Tape: 2; Side: A; Approx. Tape Counter: 43.3.}

Phil Hauck, former state architect, Helena.

{Tape: 2; Side: B; Approx. Tape Counter: 0.1.}

Opponents:

Homer Bowles, USDA Forest Service, Missoula. Mr. Bowles submitted written testimony for Hal Salwasser, Regional Forester, USDA Forest Service. EXHIBIT 9.

{Tape: 2; Side: B; Approx. Tape Counter: 5.3.}

Questions From the Committee:

{Tape: 2; Side: B; Approx. Tape Counter: 13.5.}

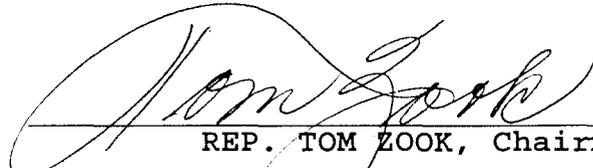
Closing by Sponsor:

REP. DEBRUYCKER closed the hearing on HB 594.

{Tape: 2; Side: B; Approx. Tape Counter: 37.7.}

ADJOURNMENT

Adjournment: 5:30 p.m.



REP. TOM ZOOK, Chairman



MARJORIE PETERSON, Secretary

TZ/MP