

MINUTES OF THE MEETING
FINANCE AND CLAIMS
MONTANA STATE SENATE

April 9, 1977

The thirtieth meeting of the Senate Finance and Claims met in the State Capitol, Room 331 on the above date. The roll call was taken and the meeting was called to order at 11:42 a.m. by Senator Thiessen, Chairman.

The committee discussed the question which had arisen on the Board of Nursing. It is on page 24, line 14. In the '79 fiscal year strike \$97,811 insert \$102,311. It will be a \$5,000 addition from earmarked funds. This will be the FTE they will put on for the end of the year.

Amendment moved by Senator Regan, voted, passed, unanimous. 11:58 a.m. This amendment was given to John LaFaver and will be put into the finished amendments. Senator Regan suggested an adjustment to the Department of Livestock to the original method of funding, page 21. You would adjust general fund support to a 50-50 ratio for the diagnostic lab. By dropping the diagnostic lab to a 50-50 match where it is \$224,786, you would instead insert \$149,857 and likewise make a similar adjustment for '79. Senator Roberts said this would then be a raise in earmarked funds also.

Analyst Robinson said that Senator Lockrem had asked him to take a look at the livestock matching thing. Before it was a 49% general fund and 51% earmarked revenue. If you went back and went to the 50-50--now it is a 60% general fund and 40% earmarked. He said animal health is a 50-50 match, you could go to a 50-60 and save \$6,755 in '78 and \$7,014 in '79. You would also raise the earmarked revenues accordingly. He said in the past there has been no general fund money in the disease control program. The committee talked about the work in regard to the human health. We would comprise and give them \$15,000 and the department requested 10% of the total fund.

Senator Regan said in a spirit of compromise she would offer the \$15,000 since the committee thought originally they could live with this. I think if they do a great deal for the general public they can back charge for it.

There was thought about not funding two new positions in the disease control and the lab. It would save in general fund money considerably. I talked it over with Senator Roberts and Senator Boylan and sort of agreed we would let this position be left since it did not amount to that much money and they did not want to hurt the program.

Motion by Senator Regan to not delete the position and ask for the \$15,000 each year from the general fund.

Senator Flynn asked about the vet contracts and Senator Regan said there was \$30,000 that was never there before plus two positions. Two in the Disease Control and two in the Diagnostic Lab with a 30% increase in the workload. Senator Boylan explained the different services that were performed in the lab for the public. In answer to Senator Smith's statement that he felt they had already cut out everything they could in that budget, Senator Regan said they had not cut, but had taken it from other funds, not general funds.

They said the money is possibly there, but it will be tight in fiscal year 1980.

The motion was voted and defeated.

Motion by Senator Kolstad to amend by striking on page 29, line 19, by striking line 19, and reinstate the crossed out figures on line 18. This would allow the match from the sale of fire arms. No general fund money involved in this whatever. Under the excise tax they get on firearms and ammunition there is a 65 and 40% match on some of these funds.

Moved the amendment by Senator Kolstad.

Bob Robinson, Fiscal Analyst, said the subcommittee had approved the amendments, but on the floor of the House one of the representatives made a motion to reduce it in both programs. The one in the fish program failed, the wildlife didn't. This was apparently because of the dissatisfaction with the wildlife program, and the trouble with farmers over hunting. The motion was voted on and passed with Senator Boylan voting no.

A motion by Senator Lockrem to amend the Department of Community Affairs page 18, line 12 by striking the two figures 217,077 and 217,327 and reduce both by \$100,000 in each year of the biennium. The match would be about \$1.6 million if the trust funds continue to come in. Senator Roberts said this \$100,000 is not general fund money. The argument can be made that it could be matched on an 8:1 basis, and there simply is not enough money available to match it with. Our share of this matching money has been running into a significant surplus in the gas tax fund. The Federal money is simply not available. It is not a diversion of Highway funds, it says in the constitution that Highway funds can be used on highway safety programs. He said they had met with Mr. Goke again and said he was satisfied that this is a worthwhile program. It is different than the alcohol program. It is start-up costs for a drivers improvement school set up for DWI drivers. The only thing from his experience that is worthwhile with a DWI is to get them into a school (especially the third time offenders) where they can recognize they have a problem and face up to it.

Senator Stephens said he would endorse what Senator Roberts had said. We don't just put up money for a match. They tell us how much is available, and then we match that. He said this program is apparently working in Great Falls and in Billings now, and Senator Roberts has had some experience in Libby.

Senator Lockrem said he would even support a motion to cut out the funding for the busses. He said the trust money has over \$7 million hanging over their heads now with the law suits that are coming up between Zook, Sour Dough, and the pay plan.

Senator Roberts further explained the highway safety school for drunken drivers. He said now they fine them and put them in jail. Under this program they fine them and decrease the amount of the fine, but on the condition that they go to the school. If they refuse, then they will go to jail and pay a larger fine. This gives them an incentive to go where they will have the opportunity to face their problem and do something constructive about it.

Some discussion was held on the settlement of the Sour Dough Land and Cattle Co. and the Zook Brothers Construction Co., and that the money would be coming from this ear marked fund.

Senator Lockrem proposed an amendment on page 13, line 6 in the Department of Justice. To reduce the general fund expenditure in each year of the biennium approximately \$52,000. This was discussed by the committee.

Motion by Senator Lockrem to amend the bill by striking \$100,000 each year. Voted, passed, 11:32 A.M.

Senator Lockrem explained that this would reduce the salaries of the proposed special prosecutor to help the Attorney General Office with the County Attorneys. He said this was a whole new concept to move from the county level to the state level on some of these cases. The budget was \$40,000 a year for a prosecutor and assistant. He said he would keep enough for a coordinator as opposed to the special prosecutor.

Senator Regan said this reduction was already made in the subcommittee. The proposal was for 7 FTE. The prosecutor for \$40,000 -- we struck to \$35,000 and \$36,000. We struck it down and compromised 4 FTE in '78 and 7 in '79. One is already in existence, about \$50,000 in general funds in new money and another in '79. In '79 they put a charge back feature into it so that the counties using the service would pay 1/3 of the cost. She said she would resist the motion of Senator Lockrem. They had worked this budget and reworked it and this section had been worked so thoroughly that it was really a sort of bare bones thing now, that they had come into the committee and offered considerable cuts in general funds and she would hope that the committee would resist the amendment by Senator Lockrem.

Discussion was held on the possibility of one person doing this work, and what the work load would be. Senator Regan and Senator

Roberts explained this was for major things the county attorney's did not usually handle, such as homicide, and they would not generally have more than one in a smaller county at a time. The larger cities had more experienced attorneys. Senator Regan said often the county attorney's will come into Billings and hire another attorney with experience to help them.

The Motion by Senator Lockrem was voted and passed, vote attached, 11:43 A.M.

Motion by Senator Roberts, page 18, line 11 on the Highway Safety money or gas tax money-- to reduce it by \$100,000. This is in addition to the other reduction by Senator Lockrem and would make a total reduction, if the motion carries, of \$175,000 per year. The additional \$75,000 would be money to reimburse the transportation busses in Helena and Billings.

The motion was seconded by Senator Boylan, voted and passed, 11:49 A.M. Roll call vote attached.

Senator Fasbender said he thought the program as it exists is a good one, and therefore he would not support the amendment.

Senator Flynn reported on the cuts the subcommittee had been asked to make in the institutions budget. He said they had a subcommittee meeting and went over the entire budget. He said the first cut was in personnel and in seminar and travel cuts. The amount would be cut to 22,598 and 22,598. He said this had come up to be discussed in every subcommittee and he did have a listing of all memberships. He said the amendment would have to be plugged in in a good many places in the bill and he would like the fiscal analysts to do this. He said Tom Briggs, fiscal analyst had made the calculations last night, and it should be about \$45,000 for the biennium. There are 9 separate agencies involved, and he would have the amendments drawn up. The amounts would be 22,598 in '78 and 22,598 in '79 for a total of \$45,597. This would be cut out of the travel and seminars from all the agencies.

The amendment was voted, passed, roll call attached, 12:08 P.M.

The next possibility of a cut was in the Light House Program at Galen. It is controversial. It is questionable as to what would be done if it were closed up. This amendment would be page 31, line 10.

His next suggested cut would be on page 28, line 19 through 24. The mental health evaluator. This would be 21,350 the first year and 21,690 the second year for a total of 43,040.

Fiscal Analyst, Tom Briggs said the evaluator is a new position. They did not recommend it in the LFA budget, because the institutions felt it was necessary.

The next amendment was page 32, line 22--a reduction of maintenance at Twin Bridges. The maintenance would be a total savings to the state of \$100,000 in '78 and 105,000 in '79.

Motion by Senator Flynn to move the amendment on the travel costs of each agency in the institutions. Senator Roberts said he felt this might be too drastic in action. This is a fast changing world and people have to keep up with the changes in their professions. On a question from Senator Smith as to how extensive this cut would be, Analyst Briggs said education and training travel. He said this would pull out those organization meetings where several people traveled in a group without sufficient benefit to the agency. In answer to a question from Senator Roberts he said yes, the money is out of general funds, that we pulled out. Senator Flynn said they were only cutting out-of state travel.

Senator Roberts asked Mr. Lewis if he was aware of the difference and if we could get a break down.

Senator Flynn said the Galen amendment money would be general fund money also--130,791 in '78 and 132,683 in '79 and a total for the biennium of \$264,474.

Analyst Briggs said the Governor's office did not recommend this program in the Department of Institutions. Mr. Zanto said this is a discretionary program and if cuts were to be made they felt they should be made in the discretionary programs.

The average population in Galen is 10, the present population is 14.

Senator Regan asked what other programs were available for drug addicts, and Mr. Briggs said this is the only rural long time drug program in the United States. He said they are looking at it to see if it is possible to start it up in the future in other states. Senator Regan asked how the other states were handling it, and Tom Briggs said 56% were being sent to prison in other states.

Senator Smith asked about the turn over and if the same ones came back. Senator Etchart said they are in there for 6 to 8 months. They have had pretty good success with it. These are kids that are not able to be handled in their old environment in a local area, they need to be away from it and it takes a long term program to get them straightened out.

Senator Fasbender asked if there were any cost analysis of what it would cost if they were sent to prison.

Tom Briggs said it costs approximately \$10,750 for incarceration in a prison and between 10 and \$15 thousand for the other. He said they are running around \$11,000 for the Light House Program. He said at the present time there are 29 mentally retarded, 28 T. B., and 93 alcoholics and about 10 residents in the Light House Drug Program.

The proposed amendment was voted and passed. 12:20 P.M., roll call is attached. This amendmentd was submitted by Senator Flynn.

The amendment page 28, line 24 on the Mental Health Evaluator with a total of \$43,043 on page 28, line 19 and 24. It comes out of both years with a total of \$43,043 for the biennium. Tom Briggs said the Mental Health Evaluator is to insure that the provisions of the institutions with the state is being upheld. It was the feeling of the committee that the only way to insure the institutions upholding the provisions was through a contract. That would be their method of control.

Senator Roberts asked if there was any duplication between the Board of Visitors and the Mental Health Council. He was told that they really had two different functions.

Senator Thiessen said if it is a trade off he would prefer to get rid of the Board of Visitors. Senator Etchart said as close as they could find out they had only visited the institutions twice since they were created.

Tom Briggs said the Board of Visitors is on page 11, line 16, a special bureau. He said it consists of an attorney from Helena, Dr. Hammerlink and some other people one of which was a professional social worker, one an immunologist from Great Falls, and one other member.

Senator Boylan said he would make a substitute motion to delete the Board of Visitors instead of the evaluator. Senator Regan said the Board of Visitors is a citizens board, and is in the law in section 13. She said it was too late to introduce a law to remove them, and she felt we were stuck with the funding whether or not we agreed.

Senator Flynn said the Board of Visitors made one or 2 visits had hired a psychiatrist to visit, found some they thought did not get the right kind of care, and notified the parents before they notified the institution. There was a lot of criticism in regard to this board and their actions.

Senator Boylan changed his motion to state elimination of the funding, it was voted, passed, vote recorded 12:32 P.M.

Senator Roberts moved the amendment page 32, line 22 on the elimination of maintenance at Twin Bridges. Voted, passed, unanimous, 12:37 P.M. They said this will save the state about \$21,115 over the biennium.

The meeting was recessed until 1:15 P.M.

The meeting re-convened at 1:30 P.M. and Senator Himsel reported on the cuts they had been able to make in the Education subcommittee. He said his first recommended one is in the area of the 5 vo tech centers. Page 34, line 13, and was not a cut. They found that the centers had neglected to budget for the pay plan and we have to add \$103,000 in general funds the first year and \$220,000 on the general funds for the second year. This will make a total of \$3,453,682 instead of \$3,332,682. Other general fund \$3,887,039 and 3,607,039, and we really have no choice but to pass it.

He said the pay plan is in this budget all the way through now. He said a change should be on page 34, line 16. Strike state aid. Consumer homemaking should have gone to adult education. There is some in the secondary schools. Keeping in mind what the districts do, they take and use the reimbursement only in the area of paying for the teachers. They spend the money as though there were no state money, then make an application for money to the state and use some for reimbursement, some use it for a kitty, some even bank it for the future. Actually the amount the districts would have to raise would not be a great deal since they don't receive that much reimbursement. It amounts to \$492 the first year and \$247 the second year.

Motion by Senator Hims1 to adopt the amendment on line 13 page 34 to add the money for the pay plan. voted, passed, unanimous, 11:50 P.M.

Motion by Senator Hims1 page 34, line 16 to delete the general fund money in the bill for state aid to local districts on vocational education. Motion failed, 1:53 P.M.

Motion by Senator Hims1 to amend the bill to remove the Montana Historical society of the archivist and clerical support, page 36, line 18. Voted, failed, 1:58 P.M.

Senator Hims1 said on page 41 of the U. of M. they have negotiated the figure up. The reduction in staff because of the enrollment --we have tried to scale that down so that the impact would not be so hard realizing many contracts are signed etc. The House added another \$200,000. We just don't see where you can cut down anymore.

Senator Flynn said in cutting down on seminars, they should be included here, but some are vital to them--such as the school library for instance. Out of state travel definitely should be amended out. He said he thought the Universities are probably abusing travel more than any other agency, and we have restricted them. I do not feel we should hire a travel society and he would object to more than a one way ticket for out of state travel for any professor.

The out of state travel that is Senator Regan's amendment on page 7 should be included in all the other parts of this bill. This amendment is attached, to amend page 7, line 20 to restrict dues and travel.

Senator Regan moved the amendment. Discussion was held on what was meant by the amendment and the feeling was that it did not include the in state travel for what was necessary, nor memberships for libraries and other travel necessary nor dues necessary to the success of the library. It would include all memberships to private or personal organizations that were not a vital part of the agency itself, and the amendment of Mr. Bardanouve, this would have to be justified also. This amendment did include all elected officials in the government--everything in the bill.

The motion was voted and passed, Unanimous 2:05 P.M.

Senator Roberts asked if we are going to fund athletics out of the general fund. Senator Fasbender said one school does. When the regents passed their regulations that it would no longer be paid for. It is not our intent to have student fees going to athletics. Senator Fasbender said the money goes to the regents and they put it where they want. Our only concern is the bottom figure. We can cut the general funds and suggest they not fund the athletic program. He said the regents are meeting and they are supposed to make some decisions on some things in a day or so.

Motion by Senator Roberts to amend the bill by cutting the general fund money in athletics.

Senator Regan asked if this was intercollegiate or Big Sky, and Senator Fasbender said intercollegiate. He asked Judy Rippingale, about other money going into this--such as alumni contributions, century fund, etc. He asked if this motion is to take out all the general fund money or just the \$1.2 million. Senator Roberts said some coaches are also teaching classes etc., and these would have to be taken care of. His motion would be just what went in this year.

Senator Hims1 said the regents said it was going to be funded by general fund program. If we take this out they will raise student fees and pump it in somewhere else.

Senator Roberts said he felt it is imperative to hold down these fees. You have students that tend to monitor these funds. We do not want to take away control of student funds from the students.

Senator Hims1 said the Attorney General ruled once these funds pass across this table they are no longer general funds. They all come under the control of the regents and they say where it goes.

Senator Roberts said he suggested they vote on the sense of the amendment and work out the details later. Voted and passed. roll call attached. 2:15 P. M.

Senator Regan referred to page 27, line 20 through 22. The appropriation contains funds for hiring an additional service officer to be located in Havre. My motion will be to strike that officer. Senator Regan sent around a sheet with the number of veterans in the different areas, attached.

Motion by Senator Regan to delete line 20 through 22 and make the necessary adjustments in the figures--around \$23,000.

Discussion was that there are 2 in Great Falls now. We are not trying to hurt the veterans program. She said they have done some very harsh things in this budget and with the other cuts that had been made, they could hardly justify the officer at Havre.

The motion was voted and defeated 2:30 P.M.

Senator Etchart moved to amend page 29, line 21 following

"purposes" to insert "unless prohibited by law".

Voted, passed, unanimous.

Senator Stephens said he thought we had made an error this morning in cutting back three bank examiners. He said instead of examining once a year, as the statute calls for it would once in every 2 years if lucky.

Senator Roberts said he would encourage the committee to stay with the action that had been taken this morning. He said the federal wants to cut back, the state wants to cut back--each to rely on the other. He said with the use of a computer they do a lot of spot checks and can identify the problem areas, go in and then do a full audit. In addition they can do a full audit every 2 years.

Dave Lewis, Budget and Planning office of the Governor, said they had discussed this when they worked the budget. Other comparable states had more banks per examiner, and then named Idaho and North Dakota as examples.

Motion by Senator Stephens to reconsider was voted and defeated.

Senator Etchart said he had a letter from Mike Ferguson, aeronautics board relative to the air craft. It is 10 years old, it is within about 70 hours of a major extensive overhaul, and the cost of that overhaul being around \$40,000 that is the worth of the airplane. He said now the agencies are using the aircraft are being billed for the use of it. If we should buy the air craft on a purchase rental basis the aircraft could be paid for in a few years. He said he did not feel this should be left since in 70 flying hours that decision will have to be made.

He said he felt if we authorize a 6 year purchase-lease the state will be better off. He said at the end of 6 years the plane will be worth x amount of dollars and we will own it. If we lease a plane we pay for the plane plus a profit and own nothing. He said at the present time they cannot have more than 3 years to purchase it without this enabling legislation to make a deal for a longer period of time.

Senator Roberts said that while this was not in his subcommittee, it does make sense, and he would like more time to work on the proposal. He said his subcommittee would work with Senator Etchart and Mr. Nichols and if we found we could support it this could be done on the floor. Senator Etchart said the reason it was not in the subcommittee was that it was his own idea and he had arrived at it when faced with the dilemma.

Senator Smith said to check out the cost of renting, and he was told there is an audit report down stairs by Pringle Community Affairs where this has all been looked into.

An amendment by Senator Flynn said on page 46, line 7, in the budget for the bureau of mines, he would like to give them more

money because of the many things we have given them to do. He said he would like to ask an additional \$50,000 for each year-- to be included in their budget.

Motion by Senator Flynn to move the \$50,000 per year for each year of the biennium. Voted, defeated.

Senator Kolstad said he felt that there had been a serious mistake in taking out the Light House Program. Vote to reconsider was moved by Senator Kolstad.

Motion was voted, defeated.

Discussion was held on the boiler plating legislation, and as to whether it applied equally to the general fund appropriation, especially in one area in regard to the coal trust money or the interest collected on it. Motion by Senator Thiessen, Page 12.

Dave Lewis said the interest here was money that had come up in the last 6 weeks or so concerning the additions they had to make with the prison budget. It will cover the appropriation for the air control study and will cover those particular things in the budget as covered by the language.

Questions were asked as to where the money is now and what the projections are as to how much money will become available. In answer to Senator Regan's question as to what Mr. Lewis did figure it to be, he answered \$2.5 million.

Motion by Senator Fasbender to adopt the amendment.

More discussion included the information that the money could only be used according to the court. Representative Bardanouve said they were putting more money into the budget than had been in there previously and Mr. Lewis said the reason for part of this is that that money does not go in until late '79.

Senator Etchart made a substitute motion that we pass consideration on this until we see what we are going to do with House Bill 250. Discussion was held on that bill.

House Bill 4 created additional judgeships. It was reported this bill was in conference committee. This bill is at a cost of \$50,000 for each year of the biennium.

Senator Regan said the bill passed yesterday raised the judicial fees. If developed, the fees will go into the general fund, and will generate enough money to cover this.

Representative Bardanouve said he had been informed that they had cut the bill down so that the result would just cover the fees, but he thought it looked as though it just covers the retirement. Senator Himsel said he understood the latter was true, and it would just cover the retirement.

House Bill 151, the electrical energy tax was briefly discussed.

Senate Bill 373 was discussed, the testing of milk in regard to

other appropriated funds, page 18, line 8.

Bob Robinson, Fiscal analyst said the Livestock Department has to test for pasturizing, bacteria counts in the milk and egg division, and the finished product. This is for business regulation to establish the fair value of raw milk, and is different than the above. They set the value as to class one or what ever--the purpose of this is to determine whether the milk value was actually what the milk producers said it was, and they wondered if the amendment was really necessary. The answer from Senator Hims1 that we did pass the bill, and that there is a quarrel between the producer and the processor of milk as to the value of raw milk is why it is necessary.

Motion to adopt on page 18, line 8, affecting the budget by \$73,000 plus in other funds in '78 and \$64,000 plus in '79. Voted and passed, unanimous.

Senator Thiessen said he would entertain a motion to amend page 45, line 2 to remove from the general fund money \$48,000 in the first year and \$48,000 in the second year from the MACCY program. The SRS had advised strongly not to keep this in.

It was stated that we believe there seems to be two councils in the budget to express the views of youth. We agree with you on the elimination of one from your subcommittee recommendations.

Curt Nichols said it was funded in the SRS and recommended it be cut out of this budget and put into the community affairs.

Representative Bardanouve said the SRS had recommended they take it out, but to put it back in somewhere. They said to fund it, but that SRS did not want it in theirs.

Motion was made to adopt the amendment to remove the money from this budget for MACCY.

Voted and passed.

Senator Thiessen said he would also suggest an amendment for line 2 to remove the money for the KEEP program. He said they have about 1,000 people in Montana in this program, and only 34 of these 1,000 made themselves available for local government review.

Motion by Senator Flynn to delete the money for KEEP. Motion was a tie vote and lost.

Discussion was held on the payments to aid families who were in the poverty level. Senator Thiessen said we have increased it to 2½% and again in the second year 2½%. He said he felt we ought to cut the last half off and just go with the 2½%.

In answer to Senator Hims1's question as to whether there was federal funds in this, Curt said no.

John LaFavor reported that the 2½% is needed to bring it up to the acceptable poverty level, the 2½% reflects the rate only. We

are only going to a percentage of the poverty level, not to the actual poverty level.

Representative Bardanouve said as he understood it there is an index each year that raises it on the poverty level. This would be an addition over and above that. Curt said the poverty level is revised each year, and the funding level is a percentage of that level. Bardanouve said there are 4 raises built into the bill, two are on the poverty level and 2 are on the percentage.

Motion by Senator Etchart to delete the last 2½% funding. Voted and defeated, 3:35 P.M.

The Saline Seep was discussed, and that there is no appropriation here. The subcommittee said they had thought they should phase out the program of saline seep. He said they do add \$100,000 the first year and \$150,000 the second. The first \$100,000 will be used to finish the research, and the second to disseminate information to farmers and ranchers to control the seep. This would be Page 21, line 9, strike the figure and insert \$526,875 which is supposed to be some of the research funds---a request from Senator McOmber. They wanted to phase this program out. You would strike \$426,875 and insert \$50,000 which makes it \$476,875.

It was mentioned that House Bill 708 provided for such a study at Castle Creek on the Boulder River.

Motion by Senator Fasbender to accept the amendment on page 21, line 9. Voted, passed, unanimous.

Motion by Senator Boylan to amend page 12, line 20. Strike \$135,496 and insert \$80,430. Strike \$133,044 and insert \$87,060. This is in the Campaign and Practices act. We have unloaded him of a bill that eliminates a part of his work load.

Senator Regan said she did not feel this is fair. She said she felt as far as they are behind and the amount of work there is to do, that this was not doing anything about checking, but was making nothing but a file clerk out of the office.

Motion was voted, passed, 3:48 P.M.

The amendment Senator Thiessen had recommended earlier for adoption is quoted here. The motion was not adopted.

"There is hereby appropriated to the general fund the following moneys:

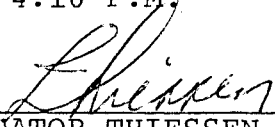
All interest collected on investments of the coal tax trust during fiscal years 1978 and 1979.

All interest collected on investments of resource indemnity trust fund after the fund has reached \$10 million during fiscal years 1978 and 1979. These funds may only be used for projects considered with the provisions of 84-7010, RCM, 1947."

Motion by Senator Roberts that House Bill 145 be concurred in as amended.

Voted, passed, unanimous. 3:59 P.M.

Discussion was held on how the bill would be carried, etc., and the meeting was adjourned at 4:10 P.M.



SENATOR THIESSEN, Chairman

ROLL CALL

10:51

FINANCE AND CLAIMS COMMITTEE

45th LEGISLATIVE SESSION 1977

Date 4-9

NAME	PRESENT	ABSENT	EXCUSED
THIESSEN, CH	✓		
HIMSL, V.C.	✓		
STORY			
ETCHART	✓		
KOLSTAD	✓		
LOCKREM	✓		
NELSON	✓		
SMITH	✓		
STEPHENS	✓		
FASBENDER	✓		
BOYLAN	✓		
FLYNN	✓		
MEHRENS	✓		
REGAN	✓		
ROBERTS	✓		
THOMAS	✓		

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4-9-77Bill No. 145Time 11:13

NAME

YES

NO

Hims1, V.C.

Story

Etchart

Kolstad

Lockrem

Nelson

Smith

Stephens

Fasbender

Boylan

Flynn

Mehrens

Regan

Roberts

Thomas

Thiessen, Chairman

6

9

Secretary

Chairman

Motion:

Regan15John J. 26 - 1000

SENATE COMMITTEE

FINANCE AND CLAIMSDate 4-9-77Bill No. 145Time 11:32

NAME

YES

NO

Himsl, V.C.

Story *ok*

Etchart

Kolstad

Lockrem

Nelson

Smith

Stephens

Fasbender

Boylan

Flynn

Mehrens

Regan

Roberts

Thomas *ok*

Thiessen, Chairman

8

6

Secretary

Chairman

Motion: *I move**for H.R.**871-27-10*

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4-9-77

Bill No. _____

Time 11:43

NAME	YES	NO
Himsl, V.C.	✓	
Story <i>ab</i>		
Etchart	✓	
Kolstad	✓	
Lockrem	✓	
Nelson	✓	
Smith		✓
Stephens		✓
Fasbender		✓
Boylan	✓	
Flynn	✓	
Mehrens <i>ab</i>		
Regan		✓
Roberts		✓
Thomas		✓
Thiessen, Chairman	✓	
	8	6

Secretary _____

Chairman _____

Motion: 6, 13, 2, 6Lockrem cut out Special Cys.

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4-9-77Bill No. 148Time 11:49

NAME	YES	NO
Himsl, V.C.		✓
Story	ab	
Etchart	✓	
Kolstad	✓	
Lockrem	ab	
Nelson	✓	
Smith	✓	
Stephens	Pres	
Fasbender		✓
Boylan	✓	
Flynn		✓
Mehrens		✓
Regan		✓
Roberts	✓	
Thomas	✓	
Thiessen, Chairman		✓
	73	6

Secretary

Chairman

Motion:

Roberts SB 75 2

141 cp 18

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4-9-77Bill No. 145Time 17:59⁰⁸

NAME	YES	NO
Hims1, V.C.	✓	
Story	at	
Etchart	✓	
Kolstad	✓	
Lockrem	at	
Nelson	✓	
Smith	✓	
Stephens	✓	
Fasbender		✓
Boylan	✓	
Flynn	✓	
Mehrens		✓
Regan	plan	
Roberts		✓
Thomas	✓	
Thiessen, Chairman	✓	

Secretary _____

Chairman _____

Motion: _____

① of Flynn

3 v a 11 75
only G seminars + related

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4-9-77HBill No. 145Time 12:20

NAME	YES	NO
Himsl, V.C.	✓	
Story <i>ab</i>		
Etchart	✓	
Kolstad	✓	
Lockrem <i>ab</i>		
Nelson	✓	
Smith		✓
Stephens		✓
Fasbender <i>- 3 7 Pres</i>		
Boylan	✓	
Flynn	✓	
Mehrens		✓
Regan		✓
Roberts <i>Pres</i>		✓
Thomas		✓
Thiessen, Chairman	✓	
	7	5

Secretary

Chairman

Motion:

Light House on Air
Golan

SENATE COMMITTEE

FINANCE AND CLAIMS

Date

4-9-77

Bill No.

H 145

Time

12:

NAME

YES

NO

Hims1, V.C.

Story

Etchart

Kolstad

Lockrem

Nelson

Smith

Stephens

Fasbender

Boylan

Flynn

Mehrens

Regan

Roberts

Thomas

Thiessen, Chairman

Secretary

Chairman

Motion:

Mental Health Evaluator out

delete ev.

Sub Motion
by Boylan

SENATE COMMITTEE

FINANCE AND CLAIMS

Date

4-9-77

Bill No.

H 145

Time

12:32

NAME

YES

NO

Himsl, V.C.

Story

Etchart

Kolstad

Lockrem

Nelson

Smith

Stephens

Fasbender

Boylan

Flynn

Mehrens

Regan

Roberts

Thomas

Thiessen, Chairman

✓

✓

✓

✓

✓

✓

✓

✓

✓

✓

✓

✓

✓

✓

✓

✓

3

Secretary

Chairman

Motion:

Boylan *0 5 1 6 0 2*
1 2 7 5 2 0

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4-9-7741 Bill No. 145Time 12:37

NAME	YES	NO
Himsl, V.C.		
Story		
Etchart		
Kolstad		
Lockrem		
Nelson		
Smith		
Stephens		
Fasbender		
Boylan		
Flynn		
Mehrens		
Regan		
Roberts		
Thomas		
Thiessen, Chairman		

Secretary _____

Chairman _____

Motion: eliminate of a to CF

FINANCE AND CLAIMS

Bill No.

Time

YES

NO

a b

4

✓

✓

✓

✓

il

✓

✓

✓

✓

7

✓

✓

✓

Chairman

Motion:

Regan
Amendment to House Bill 145, third reading copy, by Senator Regan

1. Amend page 7, line 20.

Following: line 19

Insert: "Section 16. Membership dues and travel. It is the intent of the legislature that funds appropriated under the act shall not be expended for the purpose of membership costs to private organizations, nor for the purpose of obtaining memberships to professional organizations for individuals within the various departments and agencies of state government. Further, travel associated with memberships to private or professional organizations shall be reported on a timely basis to the legislative finance committee indicating the number of persons traveling, purpose of trip, cost, and the benefit to the department or agency."

Renumber: subsequent sections

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____ Bill No. _____

Time 1:58

NAME		YES	NO
Himsl, V.C.		✓	
Story	<i>at</i>		
Etchart			✓
Kolstad	<i>at</i>	✓	
Lockrem	<i>at</i>		
Nelson			✓
Smith			✓
Stephens			✓
Fasbender			✓
Boylan			✓
Flynn			✓
Mehrens			✓
Regan			✓
Roberts			✓
Thomas	<i>at</i>		
Thiessen, Chairman		✓	

Secretary _____

Chairman _____

Motion: _____

delete architect & Clerk
7-3

SENATE COMMITTEE

FINANCE AND CLAIMS

Date H-9-77H Bill No. 145Time 1:53

NAME		YES	NO
Himsl, V.C.		✓	
Story	ab		
Etchart			✓
Kolstad			✓
Lockrem	ab		
Nelson			✓
Smith			✓
Stephens		✓	
Fasbender		✓	
Boylan			✓
Flynn		✓	
Mehrens			✓
Regan			✓
Roberts		✓	
Thomas	ab		
Thiessen, Chairman		✓	
		6	7

Secretary

Chairman

Motion:

1 rd, L W S - C
Strike State aid for
c Vocational

ca 16

SENATE COMMITTEE

FINANCE AND CLAIMS

1.50

Date _____ Bill No. _____ Time 8:15

NAME _____ YES _____ NO _____

Himsl, V.C.		
Story		
Etchart		
Kolstad		
Lockrem		
Nelson		
Smith		
Stephens		
Fasbender		
Boylan		
Flynn		
Mehrens		
Regan		
Roberts		
Thomas		
Thiessen, Chairman		

Secretary _____ Chairman _____

Motion: Special Q 13 Q 54

re 6 3,435,682 de
3,607,039 de

W 6

LP L

Amendment to H.B. 145, Third Reading

Page 46, Line 7

Strike: "735,448 80,000 777,615 85,000"

Insert: "785,448 80,000 827,615 85,000"

Keep

H.B. 145, Third Reading

Page 45, Line 2

	<u>1978</u>	<u>1979</u>
Remove	48,000	48,000 - general fund (96,000) MACCY
Remove	<u>14,420</u>	<u>15,009</u> general fund Keep (29,429)
	62,420	63,009
Total	1,146,596	1,247,607
New Total	1,084,176	1,160,181

Barfan
Amendment to H.B. 145

Section 15

Page 22, Line 19

DMR

Strike:		\$1,492,376		\$1,397,841
Insert:	\$195,000	\$1,297,376	\$245,000	\$1,152,841

all "No electrical energy producers tax revenue may be appropriated to the energy planning program. ~~The electrical energy producers' tax earmarked revenue appropriation is replaced by the general fund appropriation.~~" *shall be deposited in G.F.*

To facilitate an amendment to H.B. 151 which eliminates earmarking of electrical energy producers tax revenue. The amendment places all revenue including the earmarked portion into the general fund.

The appropriation for the energy planning division anticipated the earmarked revenue and must now be adjusted to a general fund appropriation in order to provide adequate operating money.

Amendment to House Bill 145, third reading copy, by Senator Regan

1. Amend page 7, line 20.

Following: line 19

Insert: "Section 16. Membership dues and travel. It is the intent of the legislature that funds appropriated under the act shall not be expended for the purpose of membership costs to private organizations, nor for the purpose of obtaining memberships to professional organizations for individuals within the various departments and agencies of state government. Further, travel associated with memberships to private or professional organizations shall be reported on a timely basis to the legislative finance committee indicating the number of persons traveling, purpose of trip, cost, and the benefit to the department or agency."

Renumber: subsequent sections

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4-9-77.HBill No. 45Time 2:15

NAME		YES	NO
Himsl, V.C.			✓
Story	<i>at</i>		
Etchart		✓	
Kolstad			✓
Lockrem	<i>at</i>		
Nelson		✓	
Smith	<i>Pass</i>		
Stephens			✓
Fasbender		✓	
Boylan			✓
Flynn		✓	
Mehrens		✓	
Regan		✓	
Roberts		✓	
Thomas	<i>at</i>		
Thiessen, Chairman		✓	
		<i>8ye</i>	<i>4</i>

Secretary _____

Chairman _____

Motion: _____

P.P. 1.2 / - not at
Interv. from as far as - not at
Fast 1 % P.P. 1.2 / - not at
Language (1.2 / - not at
H

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____

Bill No. 145Time 2:30

NAME _____ YES _____

NO _____

Himsl, V.C.

Story *at*

Etchart

Kolstad

Lockrem *at*

Nelson

Smith

Stephens

Fasbender

Boylan

Flynn

Mehrens

Regan

Roberts

Thomas *at*

Thiessen, Chairman

6

7

Secretary _____

Chairman _____

Motion:

*Begin eliminate House Officer
in Veteran*

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____ Bill No. _____ Time 2:32

NAME	YES	NO
Himsl, V.C.	✓	
Story	ab	
Etchart		✓
Kolstad		✓
Lockrem	ab	
Nelson		✓
Smith		✓
Stephens		✓
Fasbender	✓	
Boylan		✓
Flynn	✓	
Mehrens		✓
Regan	✓	
Roberts	✓	
Thomas	ab	
Thiessen, Chairman	✓	
	6	7

Secretary _____ Chairman _____

Motion: Fasb
yes 22 op 27

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____

Bill No. 145Time 2:42

NAME _____ YES _____

NO _____

Himsl, V.C.

Story *ab*

Etchart

Kolstad

Lockrem *ab*

Nelson

Smith

Stephens

Fasbender

Boylan

Flynn

Mehrens *Pass*

Regan

Roberts

Thomas *ab*

Thiessen, Chairman

5 yes 17 no

Secretary

Chairman

Motion *Stephen**Reconsider**3 FTE**CL**6*

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____

Bill No. _____

Time 2:4

NAME

YES

NO

Himsl, V.C.

Story

Etchart

Kolstad

Lockrem

Nelson

Smith

Stephens

Fasbender

Boylan

Flynn

Mehrens

Regan

Roberts

Thomas

Thiessen, Chairman

Secretary _____

Chairman _____

Motion:

Etchart → aye - 6
a - 1on floor
no motion

SENATE COMMITTEE

FINANCE AND CLAIMS

Date H-9

Bill No. 145

Time 2:47

NAME	YES	NO
------	-----	----

Himsl, V.C.		✓
Story	ab	
Etchart		✓
Kolstad		✓
Lockrem	ab	
Nelson		✓
Smith		✓
Stephens		✓
Fasbender		✓
Boylan		✓
Flynn		✓
Mehrens		✓
Regan		✓
Roberts		✓
Thomas	ab	
Thiessen, Chairman		✓

Byes *8nd*

Secretary _____

Chairman _____

Motion: Flynn
50% 90% 60% 100%
Q 46, 47

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____

Bill No. 145Time 3:

NAME

YES

NO

Himsl, V.C.

Story

Etchart

Kolstad

Lockrem

Nelson

Smith

Stephens

Fasbender

Boylan

Flynn

Mehrens

Regan

Roberts

Thomas

Thiessen, Chairman

Secretary

Chairman

Motion:

On end of Biller plate LanguageThiessenFast 16With Draw - West NoteInformation

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____

Bill No. 145Time 3:26

NAME

YES

NO

Himsl, V.C.

Story

Etchart

Kolstad

Lockrem

Nelson

Smith

Stephens

Fasbender

Boylan

Flynn

Mehrens

Regan

Roberts

Thomas

Thiessen, Chairman

*left a Note**ab**ab**ab**ch**ab*

✓

✓

✓

✓

✓

✓

✓

✓

✓

✓

✓

✓

Secretary

Chairman

Motion:

*eliminate Macey**y 10 s 1 eliminate Macey*

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____

Bill No. 145

Time 5:30

NAME		YES	NO
Hims1, V.C.			✓
Story	<i>left a vote</i>	✓	
Etchart		✓	
Kolstad	<i>ab</i>		
Lockrem	<i>ab</i>		
Nelson		✓	
Smith			✓
Stephens	<i>ab</i>		
Fasbender			✓
Boylan			✓
Flynn		✓	
Mehrens		✓	
Regan			✓
Roberts			✓
Thomas	<i>ab</i>		
Thiessen, Chairman		✓	
		6	6

Secretary _____

Chairman _____

Motion: Eliminate Keep

Officers Veterans (Dec 31, 74)

one

HAURE - Hill - 2610

Blaine - 850

~~Liberty - 220~~

Choutanu - 1000

Judith Basin 320

Phillip 730

Petroleum 130

Gargos 1630

7230

officer

Billings - Yellowstone 13,640 (est 18,000 now)

Bighorn 1340

Carbon 940

Golden Valley 80

Musselshell 500

Stillwater 610

17,220

2 officers

GF - Cascade 12,150

Glacier 1480

Liberty 280

Pandora 930

Teton 760

Toole 780

16,380

+ HAURE 7,230

23,610

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____

Bill No. _____

Time 3:35

NAME		YES	NO
Himsl, V.C.			✓
Story	at		
Etchart		✓	
Kolstad	at		
Lockrem	at		
Nelson		✓	
Smith		✓	
Stephens	at		
Fasbender			✓
Boylan		✓	
Flynn			✓
Mehrens			✓
Regan			✓
Roberts			✓
Thomas	at		
Thiessen, Chairman		✓	
		5.4	6.10

Secretary _____

Chairman _____

Motion: To take R 2 1/2 % a year
over 600

SENATE COMMITTEE

FINANCE AND CLAIMS

3:48

Date _____

Bill No. _____

Time 3:48

NAME	YES	NO
Hims1, V.C.		
Story		
Etchart		
Kolstad		
Lockrem		
Nelson		
Smith		
Stephens		
Fasbender		
Boylan		
Flynn		
Mehrens		
Regan		
Roberts		
Thomas		
Thiessen, Chairman		

Secretary _____

Chairman _____

Motion: _____

*Campaign Practices Act.**Regan No.*

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____

Bill No. _____

Time 3:59

NAME _____ YES _____ NO _____

Himsl, V.C.

Story

Etchart

Kolstad

Lockrem

Nelson

Smith

Stephens

Fasbender

Boylan

Flynn

Mehrens

Regan

Roberts

Thomas

Thiessen, Chairman

Secretary _____

Chairman _____

Motion: 3:59Roberts

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____

Bill No. _____

Time 3:55

NAME

YES

NO

Hims1, V.C.

Story

Etchart

Kolstad

Lockrem

Nelson

Smith

Stephens

Fasbender

Boylan

Flynn

Mehrens

Regan

Roberts

Thomas

Thiessen, Chairman

el

el

ab

byes

7. no

Secretary _____

Chairman _____

Motion: _____

To Reconsider & P. C.

Cuts To Be Offered

1978

1979

General Fund

Other

General Fund

Other

Total

Department of Revenue

Research	\$ 30,000		\$ 30,000		\$ 60,000
Property Tax	<u>136,688</u>		<u>135,906</u>		<u>272,594</u>
Total	\$(166,688)		\$(165,906)		\$(332,594)

Department of Administration

Merit System Council (Add)	\$174,023		178,664		352,687
Personnel Div. (Reduce GF)	(100,000)		(100,000)		(200,000)
(Add Other)	30,054		50,337		
Building Standards (Add)	296,706		313,048		

Revenue Costs: To reduce to fiscal analyst's original recommendation regarding research and property tax division.

Administration Costs/Adjustments: To reduce 10 FTE and \$100,000 per year in general funds, and provide authority to charge merit system agencies some of the cost of classification and data processing.

To provide for the merit system council due to the failure of H.B. 700 to pass.

Add to building standards authority per S.B. 401 passage: (\$296,706 and \$313,048 for FY-78 and 79, to be derived from plumber and electricians fees.)

*System got together with
FTE to fill the hole*

Ref

STANDING COMMITTEE REPORT

April 8 19 77

MR. President

We, your committee on Finance and Claims

having had under consideration House Bill No. 145

Respectfully report as follows: That House Bill No. 145

third reading copy, be amended as follows:

1. Amend page 29, section D, line 21.

Following: "purposes"

Insert: ", unless prohibited by law"

DO PASS