

MINUTES OF THE MEETING  
LEGISLATIVE, JUDICIAL, AND ADMINISTRATIVE SUBCOMMITTEE

January 26, 1979  
8:30 a.m.  
Room 132  
State Capitol Building  
Tape Data: 3:1-3: 760-end  
3:2-2: 0-348  
Subject: Work Session

The meeting was called to order by Chairman Menahan at 8:30 a.m. All members were present: Senator Lockrem, Senator Thiessen, Representative Wood, Representative Hand. Also present was Fiscal Analyst (FA) JanDee May.

The meeting was a work session to make decisions on the supplemental requests for the Department of Administration: SBAS; Department of Justice: Coal Tax Severance and the Law Enforcement Academy. Budgets decided upon were Secretary of State, State Auditor.

DEPARTMENT OF JUSTICE  
Coal Tax Supplemental

Senator Lockrem made the motion to appropriate \$50,000 to the Department of Justice for the Coal Tax Severance Defense. Those in favor were Senator Lockrem and Representative Hand. Those opposed were Chairman Menahan, Senator Thiessen and Representative Wood. The motion did not pass.

The agency's request was \$150,000. Les Simkins of the Governor's Office said that they have obligated \$15,000. It was discussed that the program could not justify the \$150,000 and also that they had only 4 months to operate before the end of the fiscal year. Chairman Menahan felt the agency request should be appropriated in order for them to defend the state of Montana against the Coal Companies.

Representative Hand made a substitute motion for \$75,000 to be appropriated to the Coal Tax. Those in favor were Senator Thiessen, Representative Hand, Representative Wood and Senator Lockrem. Chairman Menahan was opposed. The motion passed.

Law Enforcement Academy Supplemental

It was discussed that the supplemental request was mainly for increased rent due to relocating. The FA recommended \$19,268 and the agency request was \$20,000. There was a discussion of the lease for the buildings they are renting - whether or not it had an option for purchasing. The committee also discussed the bill in Legislation for the Law Enforcement Academy moving to

Western Montana College in Dillon. The FA stated that the program did revert \$23,000 last year.

Senator Thiessen pointed out that Ted James, Chairman of the Board of Regents, stated that they did not evict the Academy but just moved them to Dillon. Representative Hand stated that the community of Dillon would pay for the Academy's firing range.

Senator Thiessen moved to accept the LFA recommendation of \$19,268. Those in favor were Senator Thiessen, Representative Wood, Representative Hand and Chairman Menahan. Senator Lockrem was opposed. The motion was passed.

#### DEPARTMENT OF ADMINISTRATION

#### Statewide Budgeting and Accounting System (SBAS)

Senator Lockrem moved that \$290,000 be granted to the Department of Administration for SBAS. The FA stated that the SBAS request was \$56,000 per month. The FA recommendation is \$52,000 per month. There was some concern for fiscal year end costs which were very heavy for July. The agency requested an additional FTE for half a year at \$6,200. The committee decided instead of 6 months, there would be 5 months left for the FTE. They would need approximately \$5,200.

Senator Lockrem moved to amend the \$290,000 figure to \$295,000 to include the  $\frac{1}{2}$  year FTE. All were in favor. The motion passed unanimously.

It was decided to meet at 8:00 on Monday with Senator Graham and Senator Hazelbaker to go over some areas in the supplemental request for Legislative Council.

#### SECRETARY OF STATE Records Management

The FA reviewed the differences between the FA recommendation and the Executive recommendation. There was general discussion concerning each program within Secretary of State.

Mr. Simkins, sitting in for Jim VanKoten, stated that they were asking the FA to reconsider the  $\frac{1}{2}$  FTE requested.

Representative Wood made the motion to accept the FA recommendation, adjusted to include the  $\frac{1}{2}$  FTE.

At this time the committee made the decision that each agency in the Capitol Building shall pay rent for the space utilized. The cost for rent will be added to each agency's budget. The FA stated that general fund will be increased by the amount needed for rent and the general would be decreased and replaced with revolving funds.

Senator Lockrem moved to amend Representative Wood's motion to include the added rent cost. Those in favor were Chairman Menahan, Senator Thiessen, Representative Wood and Representative Hand. Senator Lockrem was opposed.

#### Administrative Codes

The rent was taken care of in Records Management for the Secretary of State. Again, the FA reviewed the difference between the Executive budget recommendation and the FA recommendation. The FA recommended in the first year, additional funds to print 50 more volumes of the Administrative Manual.

Senator Lockrem moved to accept the FA recommendation for the Administrative Codes. The motion passed unanimously.

#### STATE AUDITOR

The FA did not make a recommendation for Central Payroll because of the involvement with the Breach of Contract suit. The agency did request \$255,000 over the biennium to get the payroll system implemented and in 1981 they request \$29,105 for an additional 2 people. The Executive recommended \$1,313,051 for 1980 and \$1,317,210 for 1981.

#### Management and Control

Senator Lockrem made a motion to accept the FA recommendation. Representative Wood moved to amend the motion to include \$7,500 for equipment; \$5,750 in 1980 and \$2,000 in 1981. All were in favor. The motion passed.

#### Central Payroll

The FA went over the differences in the program.

The motion was made by Representative Wood to accept the Executive recommendation with the adjustment for rent and adding \$255,000 for the payroll system and \$29,000 for each year for the 2 FTE. All were in favor. The motion was passed.

It was decided to line item the \$255,000 for the payroll system.

#### Administrative Support

Again, the FA reviewed the differences between the recommendations of the Budget Office and the Fiscal Analyst.

Senator Lockrem made the motion to accept the FA recommendation and add back in the vacancy savings. All were in favor. The motion passed.

Insurance and Licensing

There was discussion on the State Auditor's request for the securities attorney. There was question on hiring an attorney for \$19,000 a year. The State Auditor will train the securities attorney.

The FA eliminated the agency's request for one clerk typist. Representative Wood moved to accept the FA recommendation - adding 1 FTE. All were in favor. The motion passed.

Investment, Regulations and Licensing

The major difference in this program was the request for the securities lawyer. Also, there was discussion on the agencies request for consultant services and for funds to set up a testing program for brokers.

Senator Lockrem moved to accept the FA recommendation adding to it \$19,000 for each year for the securities lawyer. Those in favor were Chairman Menahan, Representative Wood, Representative Hand and Senator Lockrem. Senator Theisen was opposed. The motion passed.

The meeting was adjourned at 11:00 a.m.

Respectfully submitted.

  
William Menahan, Chairman