

MINUTES OF THE MEETING
FINANCE AND CLAIMS COMMITTEE
MONTANA STATE SENATE

April 19, 1979

The forty-fourth meeting of the Senate Finance and Claims Committee met on the above date in room 108 of the State Capitol Building. The meeting was called to order at 8:20 a.m. by Senator Himsel, Chairman following roll call.

ROLL CALL: All members were present.

CONSIDERATION OF HOUSE BILL 902: Representative Conroy explained the bill as an act to appropriate money for construction of a state veteran's cemetery at the old Custer Site in Big Horn County. Exhibits 1 and 2 attached. The county is donating the land. The veterans provision is that it has to be state-federal coordination--the federal government will match the amount the state puts up plus the money for the land. There is another bill in the current session of congress that will take care of the care and maintenance down through the years. The original bill was for \$100,000. The House appropriation had it cut down to \$50,000. The nearest National Cemetery is in Denver, Colorado.

Senator Graham said the Custer Battlefield is a National Cemetery, it is full, and they buried the last one that will be allowed there. He said this particular spot is a good spot and a beautiful spot. It has good drainage, and is an appropriate place to put a vet's cemetery. He said he wouldn't feel that \$50,000 is too much to put in there to give a good burial spot for veterans of Montana.

Bob Durkee, representing the Veterans of Foreign Wars and the American Legion said the biggest concern he has is that the V. A. has threatened to nationalize veterans cemeteries. Nationalization would mean Denver or Ft. Meade, S. D. We would at least like to have our veterans in burial to remain in the state of Montana.

Representative Moore said he thoroughly supports this measure. He had been on the appropriation committee, and had a little technical problem with it at first. The one in Denver is nearly full now.

Representative Joe Tropilla said he was in support of the measure and hoped this committee would give it a do pass recommendation.

Senator Aklestad: What is the value of the land? Representative Conroy: Any amount necessary for the cemetery. There is 72 acres valued at \$32,400. The federal program that is in this bill is a new program. I have been in contact with the Federal Government. No money grants have been made yet to any of the states. They told me virtually, that there would be no problem in getting this for the vets.

Senator Aklestad: The money then is to get the land surveyed? Ans. Yes, and to put in the irrigation system. The \$5 million grant money will not be available until October 1. We would like

to get started this spring.

Senator Aklestad: How much of the area do you think you will get completed with this? Rep. Conroy: We would plan on 10 acres but with 400 to an acre to burry, we will set this at 5 acres to start with.

Senator Etchart: How much Federal funds are coming in on this? Ans. \$32,400 and the \$50,000 from the state would be \$82,400. The feds will contribute up to \$40 for care and maintenance if this other bill goes through.

Senator Regan: If we should look at this with favor you would not object to some very strong language stating we would get the 72 acres from Big Horn county? I think it is necessary to get this land pinned down. The state will be clearly operating the cemetary if we go along with this bill.

Senator Himsl: How far is this from the Custer Battlefield?

Representative Conroy: It is right on the fork of the river, about 12 miles from the battlefield.

Senator Regan: How high do they have to pump water?

Representative Conroy: About 2 or 300 feet. Senator Melcher is in full support of this bill. If we are going to get a veterans cemetary, this is how we are going to have to go about getting it.

The hearing was closed on House Bill 902

CONSIDERATION OF HOUSE BILL 542: Representative Tropila, Great Falls said this bill would appropriate \$1.5 million for the construction of a gymnasium for the Deaf and Blind school in Great Falls. He said the cottages are in another bill in the LRB committee. He gave some background from the auditors report, and gave the history of the school. He said this would be built as a gym and would have a swimming pool for the blind.

Representative Moore: He said he had followed this from the LRB through the appropriation committee. The cottage is in the LRB committee bill. It looked as though we could not get the gym through the LRB committee so we pulled it out and put it in a separate bill.

Floyd McDowell, administrator of the school for the Deaf and Blind, Great Falls, said this is a matter of concern for some of the members of the committee as well as other people. Where are we going with the children with visual and hearing impairments? I had asked for an ad hoc committee. The ad hoc committee was comprised of a group of people in Montana. He listed many of the members of this committee and said their one big problem was the role of the Montana school for the Deaf and Blind. The committee felt it should be utilized more for the use of these people.

They have personell with the highest specialized training, and it should help to pool knowledge to aid those in private schools.

Hal Williams, said he was the head of the ad hoc committee. They studied the public laws and the effect the new public law and the effect it would have on the deaf and blind. He discussed the "most appropriate" surroundings, etc. Another issue of the public law is to guarantee every child the opportunity for an education equal to any other special education child.

Harriet Meloy, member of the Board of Education said that over 6 years ago the Board had recommended to Mr. McDowell to try to get the funds for a facility of this type. The Board has not considered it in a formal way. The evidence is clear to all of us that there will be more of a need for this in the future.

Jean Humphrey, parent of a deaf boy who attends the school said there is a real need for this.

A gentleman who has a son who attends the school said there was no way his son could get an equal or fair education in the public schools.

(The following testimony was given in sign language and given to the committee through an interpreter)

I'm Bob the Mute. I am the father of two deaf mutes. I have a problem in my health. When are we going to get a gym? I am tired of reasons and disappointments. I would like to urge you to give the opportunity to give full education to the children. I also teach drivers education at the school. Because we have no gym we have had to transfer children several blocks to another school to use their gym.

Bud (remainder of name was not given) said that by nature of the school it becomes a home away from home for the children. They spend 9 months of the year here. They like academic work, etc. as well as play. Inorder to have a well rounded education, young adults require all of those things. I would urge you to support the bill.

Father Sley, chaplain of the school, said he felt they needed the gym and the pool up there for the blind and the deaf. He said he felt this was the best place for the deaf, that by the very nature of their silence they tended to be isolated. Here they were a part of everything, a part of normal life.

Lucile Crisich said she would ask the committee to consider that the placement in the school for the Deaf and Blind is the least restrictive. She felt that if the committee thought putting them into public schools was less restrictive, she would ask them to consider the fact that sometimes this type of "least" restrictive could become the most restrictive.

Senator Regan: I am not unsympathetic. We have problems also in this committee. I understand we are building a cottage there, and also there was some reference to another gym being built.

Mr. McDowell: The other gym would be about a block away, at the East Jr. High. There are 900 children using it, and there is really not the time for us.

Senator Smith: How many children do you have in the school?

Mr. McDowell: There are 64 in the dorm at the present time, and there are 62 or 63 who live in town and come to the school for education and recreation.

Senator Aklestad: How many of the schools being closed in Great Falls have gyms at this time?

Mr. McDowell: There are 4 elementary schools being closed and none of them have gyms as such. They have small recreation rooms. 1 to 6th grades and they did not need a big gym.

Senator Regan: Are any of the schools being closed close to the facility?

Mr. McDowell: Lowell. It is on 32nd and 5th and we are on Central Avenue and 8th street--it is about 10 blocks away.

Senator Himsel: There is some concern about the federal projections. None of us know what the government will do. In our case, the court has held that the state had to send a child to California. We have no insight on anything, and we are getting a little nervous now. In addition, we are getting some very sophisticated programs in our area. There is a tendency to want to put people into the main stream of things and this may go on. Congress is more likely to determine this than any committees.

Mr. McDowell: We have shared the same concerns that you are having. For some time we have made extensive efforts on a programmatic level to meet the handicapped law passed in 1979. The intent of the law is to give the most appropriate educational services for a child. We have to talk about what are the goals and how are you going to achieve them. We could close the school for the taxes and put them in private schools if we wanted to take the narrowest look. Then in each community we would have to put into these areas the services for the special audiological interpretative methods and teachers, etc. They would be in isolation. Our concern is to give the best opportunity for education for the whole child.

Senator Smith: In regard to the original bill. It was changed from LRB to general funds. I did not attend the LRB meeting. What was the reasoning that they did not accept this under the LRB?

Senator Himsel: It was not given as high a priority as the cottage.

Senator Story: Did the legislature in the past appropriate the money to build a building?

Mr. McDowell: The school building we have now was built in 1969.

Representative Tropilla: The elementary gyms are smaller and the walls come right up to the end. There is no room for seats. The building is condemned. The kids live and eat in the building. I would urge your concurrence in this measure.

The hearing on House Bill 542 was closed.

CONSIDERATION OF HOUSE BILL 761: Representative South carried this bill for Representative Scully, and explained it to this committee. He said this would authorize general obligation bonds to construct buildings at the universities. There would be 2 at MSU and one at EMC. He said the general obligation bonds would carry at least 1% less interest, and that makes a great deal of difference. We did the same thing for Montana Tech--sold bonds and they pledged student fees to the state sinking fund to pay for them. An agreement has to be reached that there will always be money coming into the sinking funds so that there will never be any chance on them coming back to the state. When they take the bonds at the lesser interest rate they are looking at our sinking fund and that is why they can be sold at less interest. There is about \$25 to \$27 million a year going into our sinking funds. The real beneficiaries would be the students at the two colleges.

Senator Boylan: How come with Missoula the \$5 million was cut to \$4 million?

Representative South: The \$5 million was pie in the sky. I talked to them about this and they agreed it could be done for less and had not been thoroughly planned.

Senator Nelson: Can this fall back onto the people in the state?

Representative Soiuth: There is a contractual agreement with the board of Regents that they would have to come up with other funds none of which were state money.

Senator Nelson: Then why does the purchaser pay at less interest because of the sinking fund? It looks to me like we could get stuck and have to pay it.

Representative South: Because the back up of the sinking fund is always there. In the house this bill passed 89-2. The real kicker is that they have to have the regents approve the building first.

Senator Himsel: These are basically revenue sources. Revenue sources will finance these with the obligation bonds.

Your justification is that these bonds can be sold for 1% under other ratings.

Dave Lewis, Department of Administration: The state has developed a double rating and we are getting a tripple rate adjustment when we sell these bonds. When we sold the tech building we got at least 1½% less interest than if they had gone on their own. We wound up with 5½% on that building.

Senator Himsl: These projects have been all approved by the regents? Representative South: yes.

Senator Himsl: Will be or has been? Representative South: It is my understanding that they have been.

Senator Nelson: Are they tax free bonds? Representative South: Yes.

Senator Boylan: Is this amount of money going to do what you had outlined down there?

Rick: We figure if we had to sell the \$5 million we would only get about \$4 million out of it after the interest was taken out. We are saving about \$1 million so that will come out about the same.

The hearing on House Bill 761 was closed.

CONSIDERATION OF HOUSE BILL 824: Representative South said he would explain the bill for the chief sponsor, Representative Day. He said on page 1, line 20-22 this relates to House Bill 410 on the bugs that are addicted to weeds--it is Representative Thoft's bill on biological control of weeds including leafy spurge. Lines 23 and 24 would help private property owners who had a stream running through their property. The total project is \$40,000 in seed money and they can come up with the rest in grants. He said there are 2200 irrigated acres that are free and they can never charge for water there. The other item in the bill is the tramway. The supreme court gave specific instructions. Repair the tramway and railroad. It would be less money than the Link Bros. say, we think. They say it will be \$800,000 or more. House Bill 417 would have an arrangement worked out that for \$400,000 we could buy out the contracts. That was amended down. I just received a letter that says they are not interested in a case settlement at all. The local parks sit in the renewable resource funds. On line 21,22 of page 2 you have the saline seep program. They want to take the research and apply it in a 2 year period program. He went on through the bill explaining the different requests, etc. and the bills that were being financed by this request.

Senator Aklestad: This must be a cash all bill. Weren't the fish and game things taken out in another area? Rep. South: No the appropriation committee approved the contents, but contained in here so that they would have only one bill instead of a lot of them. For instance on page 2, line 21. Senator Aklestad: Didn't we hear that part with the 200

was research.

Senator Regan: That saline seep thing--first granted \$1 million then a supplemental to finish their study; then they want \$ $\frac{1}{2}$ million more to find out if it works.

Senator Aklestad: On the tramway. Why wasn't the contract kept up?

Representative South: Mostly the expense of fixing and repairing. The train has not been used since 1973 and the railroad since 1976 and we have been paying the Link Bros. as if they were running it.

Senator Smith: Did you ever find the original contract? It was changed to the Highway Department around 1950 and then to the Fish and Game.

Representative South: The original was probably under the Parks Division.

Senator Smith: Why can't we find out exactly what it will cost us to rebuild it?

Representative South: I would like to field that question to Mr. Hauck.

Mr. Hauck, Department of Administration said there are estimates and estimates on this. A lot of factors go into the design of the building of it.

Senator Aklestad: Did I understand you to say it is a contract until 1996?

Representative South: Yes. One other thing--the Parks Department is going to double the entrance fee into the park but not double the payment to the concessionaire. He is going to take us to court on that, too.

Senator Thomas: The work that went into this was done by the CCC's. Do we own the land or the Link Brothers, or do they own the land adjacent or what?

Representative Bardanouye: The land is about 3,000 acres that we own. One Link Brother has the concession and the state makes very good with him. The other was the tram railway and some camp sites; they are after us now on the tramway and rail line.

Senator Thomas: In 1996 we can assume the whole package?

Representative South: I don't think the state does this. It always works with concessionaires.

Senator Smith: How long before they feel they would have the railroad completed?

Mr. Hauck: If we were to start immediately, possibly by fall.

The hearing on House Bill 824 was closed.

CONSIDERATION OF HOUSE BILL 417: Representative Yardley explained the bill. He said page 3, line 14 was the tramway. It was amended on the House floor to \$265,000, general fund. Actually it is to change House Bill 463, fish and game under general funds. The balance of this is adjustments in 483. In the Fish and Game they plan to reduce \$152,000 and use Fish and Game Park money, then F&G will be paying some of this with the earmarked money.

Senator Regan: I have a problem in the bill in regard to the legislative restrooms.

Senator Hims1: This was left out until it was decided what to do about the judges in the capitol building.

Representative South: Section 10 of the bill goes with House Bill 425.

Senator Thiessen: What is the revenue proposed by the tramway?

Representative Yardley: They collect about \$13,000 in ticket fees now without it. It would be a % of the sales. The lawyer insists it will double their percentage.

Senator Hims1: On the state library--When was it decided to put \$2 million into the basement of the Supreme Court Building for this? Is it just pulled out of the air?

Mr. Hauck: That figure was available when the LRB considered it. It was the estimate. The building will sit on a hillside and even though it is in the basement, the front will not be in the basement.

Senator Aklestad: Looking at page 12, lines 1 and 2--where is the job service office, Bozeman?

Representative Yardley: Look at line 25, page 11, the numbers are just carried over to the next page.

Senator Aklestad: What about the F&G on line 9 and 10? It is earmarked funds. Is it only a spending authorization?

Senator Smith: Are they repairing the same roofs all the time?

Representative Yardley: We have never seen so many roofs that need repairing.

Senator Smith: Are we following it up to see what kind of a job they are doing?

Representative Bardanoue: These roofs that are being repaired are not the ones that have been repaired recently. This is delayed maintenance work that has to be done.

Senator Aklestad: The oil and gas renovation at EMC--is it just a storage building?

Representative Bardanouye: It is the old office building for the oil and gas--it will be renovated for art classes primarily.

Representative South: One thing on the library--we do have \$800,000 that can be saved on the state library by doing it this way.

Senator Himsel: I have a question on the amount of money.

Representative South: It would cost \$3 million if put anywhere else.

Representative Yardley: When we asked the Department of Institutions to include prison capital improvements they took out the building for the emotionally disturbed and for Mountain View. The \$1 million would be used by the institutional Department correctional division to provide capital improvements for additional inmates in the next 2 years. If they go into Still Water or whatever there is \$1 million in the LRB. It is separate from this and the amendment is in 483.

The hearing on House Bill 417 was closed.

DISPOSITION OF HOUSE BILL 745: Senator Himsel said this is the bill sponsored by Representative Curtis to establish an oversite water committee. It calls for an appropriation of \$30,000 from the renewable resource clearance account. The other part is new in the bill and was added to it. Now a new fiscal report says there is \$425,000 in it. I think it is disturbing that we have to have an oversite committee for everything.

Motion by Senator Etchart we do not concur in HB 745.

Voted and failed. There was some discussion on the vote.

Motion by Senator Thomas to amend page 3 to put in a sunset clause and that it be repealed in 2 years. Judy Rippingale was asked to write the sunset clause to end in July 1981.

Voted and passed, Senators Thiessen and Lockrem were absent.

Motion by Senator Smith that House Bill 745 be concurred in as amended.

Voted, passed, Senators Thiessen and Lockrem absent, Senator Smith to carry the bill on the Senate floor.

DISPOSITION OF HOUSE BILL 542: The gym building at Great Falls.

Motion by Senator Regan we do not concur.

Voted and passed, Senator Regan to carry the bill.

DISPOSITION OF HOUSE BILL 902: veterans cemetary.

Motion by Senator Regan House Bill 902 be not concurred in.

Discussion was held on the pro's and con's of this bill.

Voted and passed. Senator Himsel to carry the bill.

DISPOSITION OF HOUSE BILL 761: Bonding bill at Uinversity System.

Motion by Senator Regan that House Bill 761 be concurred in.

Senator Himsel: Normally the student generated funds can be committed for building if authorized by the regents. This bill says the legislature has acknowledged that it is an action of the state and in effect obligating the state. In effect these would be revenue bonds.

Senator Stimatcz: That provision will be in the bond and they do not need an act of legislature to do anything.

Senator Story: If the regents were opposed we might have trouble.

Senator Himsel: The bonding people will look at it and if they don't like it, then what? Ans. They wouldn't go for it at all.

Voted and passed. Senator Fasbender to carry the bill.

DISPOSITION OF HOUSE BILL 824: The projects in the renewable resource development program.

Motion by Senator Fasbender that 824 be concurred in.

Voted and passed. Senator Fasbender to carry the bill.

DISPOSITION OF HOUSE BILL 417: Motion by Senator Regan this bill be concurred in. voted and passed. Senator Fasbender to carry the bill.

Senator Stimatcz: Are we contemplating any immediate action on the nursing homes?

Senator Himsel: It would have to come from the House, or from the Conference Committee on the big bill. We cannot introduce an appropriation bill in the Senate.

The meeting adjourned at 12:28 p.m.

Senator Himsel, Chairman

ROLL CALL
SENATE FINANCE AND CLAIMS COMMITTEE
46TH LEGISLATIVE SESSION 1979

Date 4-19-79

NAME	PRESENT	ABSENT	EXCUSED
SENATOR HIMSL	✓		
SENATOR STORY	✓		
SENATOR AKLESTAD	✓		
SENATOR LOCKREM	✓		
SENATOR ETCHART	✓		
SENATOR NELSON	✓		
SENATOR SMITH	✓		
SENATOR BOYLAN	✓		
SENATOR REGAN	✓		
SENATOR FASBENDER	✓		
SENATOR THIESSEN	✓		
SENATOR THOMAS	✓		
SENATOR STIMATZ	✓		

STANDING COMMITTEE REPORT

.....April 19.....19 79.....

MR.President.....

We, your committee on.....Finance and Claims.....

having had under considerationHouse.....Bill No.745.....

Curtiss (Smith)

Respectfully report as follows: That.....House.....Bill No.745.....
third reading bill, be amended as follows:

1. Page 3, line 5.
Following: "APPROVAL"
Insert: "and expires June 30, 1981"

And, as so amended, BE CONCURRED IN

DO PASS

B-A

STANDING COMMITTEE REPORT

April 19

19 79

MR. President.....

We, your committee on..... Finance and Claims.....

having had under consideration House..... Bill No. 542.....

Tropila (Regan)

Respectfully report as follows: That..... House..... Bill No. 542.....

BE NOT CONCURRED IN

DGPASS



STATE PUB. CO.
Helena, Mont.

Senator Himsel

Chairman

STANDING COMMITTEE REPORT

April 19,

19 79

MR.President.....

We, your committee onFinance and Claims.....

having had under considerationHouse..... Bill No. 902

Conroy (Himsl)

Respectfully report as follows: That.....House..... Bill No. 902

BE NOT CONCURRED IN

XXXXX
DO PASS

g.a.

STANDING COMMITTEE REPORT

.....April 19.....1979.....

MR.President.....

We, your committee on.....Finance and Claims.....

having had under considerationHouse..... Bill No. 761.....

Scully (Fasbender)

Respectfully report as follows: That.....House..... Bill No....761.....

BE CONCURRED IN

UGRASS *QA*

STANDING COMMITTEE REPORT

.....April 19.....

19 79

MR.President.....

We, your committee on.....Finance and Claims.....

having had under considerationHouse..... Bill No.824.....
Day (Fasbender)

Respectfully report as follows: That.....House..... Bill No.824.....

G.Q.

BE CONCURRED IN
DO PASS

STANDING COMMITTEE REPORT

April 19

19 79

MR. President.....

We, your committee on..... **Finance and Claims**.....

having had under consideration **House Bill**..... Bill No. **417**.....

Bardanouve (Fasbender)

Respectfully report as follows: That..... **House**..... Bill No. **417**.....

BE CONCURRED IN

DUPASS G.A.

STATE PUB. CO.
Helena, Mont.

..... **Senator Himes**

..... **Chairman**

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4-19

H. Bill No. 542 Time 11:58

NAME	YES	NO	ABSENT

SENATOR STORY

SENATOR AKLESTAD	✓		
SENATOR LOCKREM	✓		
SENATOR ETCHEART	✓		
SENATOR NELSON	✓		
SENATOR SMITH	✓		
SENATOR BOYLAN			✓
SENATOR REGAN	✓		
SENATOR FASBENDER		✓	
SENATOR THIESSEN			✓
SENATOR THOMAS		✓	
SENATOR STIMATZ		✓	
SENATOR HIMSL	✓		

8 4

Secretary

Chairman

Motion: —

SENATE COMMITTEE

FINANCE AND CLAIMSDate 4-19-79 ✓ Bill No. 745 Time 11:48

NAME	YES	NO	ABSENT

SENATOR STORY

SENATOR AKLESTAD		✓	
SENATOR LOCKREM		✓	✓
SENATOR ETCHEART	✓		
SENATOR NELSON	✓		
SENATOR SMITH		✓	
SENATOR BOYLAN		✓	
SENATOR REGAN		✓	
SENATOR FASBENDER	✓		
SENATOR THIESSEN		✓	
SENATOR THOMAS		✓	
SENATOR STIMATZ		✓	
SENATOR HIMSL		✓	

5 8

Secretary SK

Chairman

Motion: P - m

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4-19-79

14- Bill No. 145 Time 11:53

NAME	YES	NO	ABSENT

SENATOR STORY

SENATOR AKLESTAD	✓		
SENATOR LOCKREM		✓	
SENATOR ETCHEART		✓	
SENATOR NELSON		✓	
SENATOR SMITH	✓		
SENATOR BOYLAN	✓		
SENATOR REGAN	✓		
SENATOR FASBENDER		✓	
SENATOR THIESSEN	✓		
SENATOR THOMAS	✓		
SENATOR STIMATZ	✓		
SENATOR HIMSL	✓		

8

5

Secretary

Chairman

Motion:

(unintelligible)

Department of Veterans Benefits
Veterans Administration
Washington, D. C. 20420

DVB Circular 21-78- 15

December 18, 1978

PAYMENT OF \$150 PLOT ALLOWANCE TO A STATE VETERANS CEMETERY

1. PURPOSE. This issue contains instructions for implementing portions of PL 95-476 which provides that a plot allowance may be paid to a State or an agency or political subdivision of a State.
2. ELIGIBILITY CRITERIA. The plot allowance for those eligible veterans (VAR 2600) not buried in a national cemetery or other cemetery under jurisdiction of the United States may be paid to a State or agency or political subdivision of a State if:
 - a. Burial is in a cemetery or a section of a cemetery which is reserved for persons entitled to be buried in a national cemetery. Eligibility criteria are detailed in VA Regulation 620 (see exhibit A);
 - b. There is no charge made for the plot or interment in such cemetery;
 - c. The cemetery is owned and operated by a State or political subdivision or agency thereof; and
 - d. The date of death is October 1, 1978, or later.

NOTE: If the \$150 plot allowance is payable to a State or an agency or political subdivision of a State, this precludes payment of all or any part of the plot allowance as reimbursement to the funeral director or person who bore the funeral expenses.

3. INITIAL REVIEW OF VA FORM 21-530. VA Form 21-530, Application for Burial Benefits, is being revised so that any claim received for burial benefits will contain sufficient information for regional office personnel to determine whether eligibility to this State cemetery plot allowance exists before the plot allowance is paid.
 - a. If the revised VA Form 21-530 indicates eligibility or probable eligibility for the plot allowance payment to the State or an agency or political subdivision of a State, no payment of the plot allowance may be made based on interment charges. In such a case, payment will be deferred or development undertaken, as appropriate. Until the form is revised, it will be necessary to determine from the place of burial shown in item 17 of VA Form 21-530 whether there is any likelihood of entitlement to the State or an agency or political subdivision of a State. At this time only a few States have a veterans cemetery which provides a plot with no charge. These are listed in exhibit B. Several other States have very small cemeteries attached to State veterans homes which inter free of charge the residents of those homes.

(2) § 1008. Aid to States for establishment, expansion, and improvement of veteran's cemeteries

"(a) (1) Subject to subsection (b) of this section, the Administrator may make grants to any State to assist such State in establishing, expanding, or improving veterans' cemeteries owned by such State. Any such grant may be made only upon submission of an application to the Administrator in such form and manner, and containing such information, as the Administrator may require.

"(2) There is authorized to be appropriated \$5,000,000 for fiscal year 1980 and for each of the four succeeding fiscal years for the purpose of making grants under paragraph (1) of this subsection.

"(b) Grants under this section shall be subject to the following conditions:

"(1) No State may receive grants under this section in any fiscal years in a total amount in excess of 20 per centum of the total amount appropriated for such grants for such fiscal year.

"(2) The amount of any grant under this section may not exceed an amount equal to 50 per centum of the total of the value of the land to be acquired or dedicated for the cemetery and the cost of the improvements to be made on such land, with the remaining amount to be contributed by the State receiving the grant.

"(3) If at the time of a grant under this section the State receiving the grant dedicates for the purposes of the cemetery involved land already owned by the State, the value of such land may be considered in determining the amount of the State's contribution under paragraph (2) of this subsection, but the value of such land may not be used for more than amount equal to 50 per centum of the amount of such contribution and may not be used as part of such State's contribution for any subsequent grant under this section.

"(4) If a State that has received a grant under this section to establish, expand, or improve a veterans' cemetery ceases to own such cemetery, ceases to operate such cemetery as a veterans' cemetery, or uses any part of the funds provided through such grant for a purpose other than for which the grant was made, the United States shall be entitled to recover from such State the total of all grants made under this section to such State in connection with such cemetery.

"(c) (1) In addition to the conditions specified in subsection (b) of this section, any grant to a State under this section to assist such State in establishing a veterans' cemetery shall be made on the condition that such cemetery shall conform to such standards and guidelines relating to site selection, planning, and construction as the Administrator may by regulation prescribe. In prescribing regulations for the purposes of the preceding sentence, the Administrator shall take into account the standards and guidelines for site selection, planning, and construction that are applicable to cemeteries in the National Cemetery System, including those provided in subsections (b); (c), and (d) of section 1004 of this title.

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4-19-79

Bill No. 902 Time 12:05

NAME	YES	NO	ABSENT

SENATOR STORY

SENATOR AKLESTAD	✓		
SENATOR LOCKREM	✓		
SENATOR ETCHEART		✓	
SENATOR NELSON	✓	✓	
SENATOR SMITH		✓	
SENATOR BOYLAN		✓	
SENATOR REGAN	✓		
SENATOR FASBENDER	✓		
SENATOR THIESSEN		✓	
SENATOR THOMAS	✓		
SENATOR STIMATZ		✓	
SENATOR HIMSL	✓		

8

5

Secretary

Chairman

Motion: C - m

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4-19

H Bill No. 76 / Time 12:12

NAME	YES	NO	ABSENT

SENATOR STORY

✓

SENATOR AKLESTAD

✓

SENATOR LOCKREM

✓

SENATOR ETCHEART

✓

SENATOR NELSON

✓

SENATOR SMITH

✓

SENATOR BOYLAN

✓

SENATOR REGAN

✓

SENATOR FASBENDER

✓

SENATOR THIESSEN

✓

SENATOR THOMAS

✓

SENATOR STIMATZ

✓

SENATOR HIMSL

✓

9

4

Secretary

Chairman

Motion:

Amend

SENATE COMMITTEE

FINANCE AND CLAIMSDate 4-19-79Bill No. 824 Time 12:14

NAME	YES	NO	ABSENT

SENATOR STORY

✓

SENATOR AKLESTAD

~~✓~~

✓

SENATOR LOCKREM

✓

SENATOR ETCHEART

✓

SENATOR NELSON

✓

SENATOR SMITH

✓

SENATOR BOYLAN

✓

SENATOR REGAN

✓

absent

SENATOR FASBENDER

✓

SENATOR THIESSEN

✓

SENATOR THOMAS

✓

SENATOR STIMATZ

✓

SENATOR HIMSL

✓

8

2

Secretary

Chairman

Motion:



SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4-19-79

No Bill No. 417 Time 12:22

NAME	YES	NO	ABSENT

SENATOR STORY

SENATOR AKLESTAD

SENATOR LOCKREM

SENATOR ETCHEART

SENATOR NELSON

SENATOR SMITH

SENATOR BOYLAN

SENATOR REGAN

SENATOR FASBENDER

SENATOR THIESSEN

SENATOR THOMAS

SENATOR STIMATZ

SENATOR HIMSL

	10	2
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Secretary

Chairman

Motion:

Conc -

STANDING COMMITTEE REPORT

April 19

19 79

MR.President.....

We, your committee onFinance and Claims.....

having had under considerationHouse..... Bill No.745.....

(Curtiss (Smith)

Respectfully report as follows: That.....House..... Bill No.745.....
third reading bill, be amended as follows:

1. Title, line 9.

Following: "EFFECTIVE"

Insert: "AND EXPIRATION"

2. Page 3, line 4.

Following: "EFFECTIVE"

Insert: "and expiration"

3. Page 3, line 5.

Following: "APPROVAL"

Insert: "and expires June 30, 1981"

And, as so amended,

BE CONCURRED IN

DOPASS *PL*

Chairman
Senator Himsl