

MINUTES OF THE MEETING OF THE JOINT APPROPRIATIONS SUBCOMMITTEE
ON NATURAL RESOURCES
January 7, 1981

The meeting was called to order by Chairman Stobie at 8:00 a.m. All members were present.

Bob Robinson, Fiscal Analyst for the subcommittee distributed a letter and the 1981 Supplemental Requests by the Department of Business Regulation (Exhibit A) which requests \$6,320.87 for termination pay for the Department Director and replacing their original request of \$12,142.00; also a request by Weights and Measures for \$27,500.00 (Exhibit A, page 3), \$2,000.00 of the amount for contracted services, \$10,500.00 for Gasoline (Supplies) and \$15,000.00 for Travel. The \$22,000.00 for Financial Services which was originally asked for was reconsidered and taken out of the 1981 request.

The Supplemental Requests were discussed at length by the subcommittee with Mr. Robinson answering as many questions as he was able. The termination pay for Kent Kleinkopf, former Department Director, was broken down as accrued vacation and sick leave and explained to the subcommittee. The committee has been talking about a sick leave bank. Senator Smith remarked that he thought there would be more Supplementals coming in if a bank was established.

At this time, witnesses from the Department of Business Regulations were introduced by Mr. Robinson. They were Gary Buchanan, Gary Delano and Isabell Pistelak. They presented their analysis of their Supplemental Requests.

Mr. Buchanan explained dropping their original request of \$22,000.00 for Financial Services and their purpose for the \$6,320.00 request for Centralized Services (Exhibit A).

THE WEIGHTS AND MEASURES is requesting \$27,500.00. Mr. Delano said that if the supplement was not allocated that all travel by Weights and Measures staff would be discontinued. It was stated that Weights and Measures was originally budgeted \$3,300.00 for contracted services. The Department testified that this budget category was overexpended in printing, data processing and sample analysis. Mrs. Pistelak explained the overrun incurred in printing was due to the fact that it was cheaper to order in larger quantities.

Senator Smith asked if the truck for Weights and Measures was ever purchased that was budgeted for two years ago. Mr. Delano stated that it had been ordered but had not been received and that its cost exceeded the appropriation by \$5,000.00.

In reference to Senator Smith's question regarding license fees, he was told that this money was put into the General Fund.

In reference to the cost of testing gasohol, the subcommittee was told that samples would have to be taken to see what it will actually cost.

Mr. Buchanan and Mr. Delano both agreed that the rising cost of gas has been an extreme problem and that they do pay state tax but the four cent federal tax is deducted. The question arose whether or not the county pays a state gas tax.

In regards to the additional requirement of \$15,000.00 for travel, the subcommittee was told that the Weights and Measures Division was running a man short in Great Falls so if they put the man on they will be spending more than \$15,000.00.

This group was dismissed and asked to please bring with them a more complete readout of their budget.

THE DEPARTMENT OF LIVESTOCK witnesses were introduced. They were Dr. Jim Glosser, Cecil Greenfield and Les Graham.

Dr. Glosser indicated that the cost of the PCB investigation cost \$9,000.00 to the Milk and Egg Program and that \$7,000.00 of it went to personnel services. PCB cost \$30,000.00 to \$35,000.00 for disease control. The \$2,000.00 was for travel expense in the Milk and Egg Program. It was also acknowledged that this is the first time in 19 years a supplemental has been requested by this Department. The additional expenses of \$3,884.00 was related to termination expenses of two employees.

This group was dismissed and assured that they had the cooperation of the subcommittee.

THE DEPARTMENT OF AGRICULTURE witnesses were then introduced. They were Terry Whiteside, W. Gordon McOmber and Mary Evans.

Mr. McOmber explained the delemma of the Milwaukee Railroad stating that the Agriculture Department was shouldered with the responsibility of salvaging the railroad after they filed for bankruptcy in 1977. The Department of Agriculture saw the extreme expense in trying to save the railroad and obstacles being unsurmountable it was suggested to the Governor, who presented this responsibility to them, that they throw-in-the-towel. They stated that the total expense in two years was \$65,000.00 plus in-house expenses which they have absorbed (Exhibit B).

This group was dismissed.

The Chairman brought the meeting to executive action.

It was moved by Representative Manuel and seconded by Senator Smith that the Supplement of \$6,320.00 to CENTRALIZED SERVICES under the DEPARTMENT OF BUSINESS REGULATION DEPARTMENT be approved. All present voted aye and this motion carried.

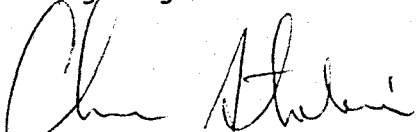
WEIGHTS AND MEASUREMENTS Supplement was put up for discussion. Senator Smith said he would look into why the long delay of purchasing the truck after money was allotted by the Legislature. This request for a supplemental was tabled pending more information.

A motion was made by Representative Manuel and later withdrawn that the Supplement of \$65,000.00 to the Department of Agriculture be approved. There was a question as to the communication between the Governor's Office and the Legislature and also the question as to why some money was not used from the Governor's emergency budget.

Motion was made by Representative Hemstad that the Supplemental Request of \$5,834.00 by the DEPARTMENT OF LIVESTOCK be approved. Motion passed with all in favor.

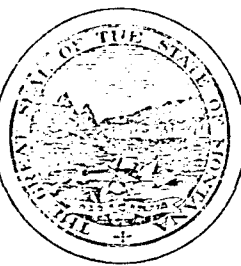
It was moved by Senator Smith and seconded by Representative Manuel that the meeting be adjourned. Motion passed.

Meeting adjourned at 11:35 a.m.



CHRIS STOBIE, Chairman

DEPARTMENT OF BUSINESS REGULATION EXHIBIT A
CENTRALIZED SERVICES DIVISION



Ted Schwinden

GOVERNOR

805 NORTH MAIN

STATE OF MONTANA

(406) 449-3163

HELENA, MONTANA 59601

January 7, 1981

Representative Chris Stobie, Chairman
Financial Sub-Committee
Capitol Building
Helena, MT 59601

Dear Representative Stobie:

The Department of Business Regulation request the following Supplement Budget, to wit:

1. Centralized Services \$6,320
This request is required to authorize additional spending authority to pay the termination of our former Director,
2. Weights and Measures \$27,500
This request is to cover increased costs in operations which include gas, travel, and contracted services. If this request which is being presented to this committee is not considered, travel will be discontinued by all Weights and Measures Inspectors at the end of January. Without Inspectors on the road, the effectiveness of Weights and Measures is nil. We would not be able to continue our inspections and testing until July, 1981.

Your approval of the two above requests are greatly appreciated.

Sincerely,

A handwritten signature in dark ink, appearing to read "Gary Buchanan".

Gary Buchanan
Director (Acting)

GB/bh

1981 Supplemental Request

Centralized Services

SALARY:	\$5,448.89
BENEFITS:	<u>871.98</u>
TOTAL	\$6,320.87

Termination pay for the Department Director.

1981 Supplemental Request

Weights & Measures

Contracted	\$ 2,000
Gas (Supplies)	10,500
Travel	<u>15,000</u>
	\$27,500

	6 Months Expended '81	Additional Required
Contracted		
Data Processing	662.99	1,500.00
Testing (Gasohol)	30.00	<u>500.00</u>
		2,000.00
Supplies & Materials (Printout Gasoline Shows)	9,096.69	
Outstanding Gas Bills	<u>1,420.06</u>	
	10,516.75	10,500.00
Travel	14,990.00	<u>15,000.00</u>
		\$27,500.00

(2) The governor shall utilize the services and facilities of the existing officers and agencies of the state, and all officers and agencies shall cooperate with and extend their services and facilities to the governor as he may request in the carrying out of the purposes of parts 1 through 4 of this chapter.

History: En. Sec. 6, Ch. 218, L. 1951; Sec. 77-1306, R.C.M. 1947; amd. and redes. 77-2304 by Sec. 11, Ch. 94, L. 1974; amd. Sec. 6, Ch. 335, L. 1977; R.C.M. 1947, 77-2304(8), (9).

10-3-306 through 10-3-310 reserved.

10-3-311. Emergency or disaster expenditures. (1) The governor may authorize the incurring of liabilities and expenses to be paid as other claims against the state from the general fund, in the amount necessary, when an emergency or disaster justifies the expenditure and is declared by the governor, to meet contingencies and emergencies arising from hostile attacks, riots or insurrections, epidemics of disease, plagues of insects, fires, floods, or other acts of God resulting in damage or disaster to the works, buildings or property of the state or any political subdivision thereof or which menace the health, welfare, safety, lives, or property of any considerable number of persons in any county or community of the state, upon demonstration by the political jurisdiction that:

- (a) such political jurisdiction has exhausted all available emergency levies;
- (b) the emergency is beyond the financial capability of the political jurisdiction to respond and for which no appropriation is available in sufficient amount to meet the emergency or disaster; or
- (c) federal funds available for such emergency or disaster require either matching state funds or specific expenditures prior to eligibility for assistance under federal laws.

(2) The governor shall be charged with the implementation of the program.

(3) The administration and development of rules for implementation of this section will be promulgated by the department of administration.

History: (1)En. Sec. 1, Ch. 409, L. 1971; amd. Sec. 19, Ch. 577, L. 1977; Sec. 79-2501, R.C.M. 1947; (2)En. Sec. 3, Ch. 409, L. 1971; Sec. 79-2503, R.C.M. 1947; R.C.M. 1947, 79-2501, 79-2503.

Compiler's Comments 19, Ch. 577, L. 1977, and was terminated by sec. 21, Ch. 577, L. 1977, on March 1, 1979.
Commissioner correction. The term "energy emergencies" was added to this section by sec.

10-3-312. Maximum expenditure in biennium. Whenever an emergency or disaster is declared by the governor, he is authorized to expend from the general fund not to exceed \$750,000 in any one biennium.

History: En. Sec. 2, Ch. 409, L. 1971; R.C.M. 1947, 79-2502.

10-3-313. Temporary housing for disaster victims — site acquisition and preparation. (1) Whenever the governor has declared a state of emergency or state of disaster or the president has declared an emergency or a major disaster to exist in this state, the governor is authorized:

- (a) to enter into purchase, lease, or other arrangements with any agency of the United States for temporary housing units to be occupied by emergency or disaster victims and to make such units available to any political subdivision of the state;

VISITORS' REGISTER
 APPROPRIATIONS SUB.
 HOUSE ' NATURAL-RESOURCES COMMITTEE

BILL Supplementals

Date 1-7-81

SPONSOR _____

NAME	RESIDENCE	REPRESENTING	SUPPORT	OPPO
Gary Buchanan	420 Wallace	Dept. Business Regulation		
GARY Delano	805 N. Main	Dept. Business Reg.		
Jessie Gustelak	210 St. Groschell - E.H.	" " "		
Jim Jassen	Box 576 Helona	Dept of Forest		
Cecil Greenfield	1320 Waukesha	" "		
Joe Graham	1319 Hansen	" "		
Tony Whitesick	Box 24 Pinewet Clancy	Dept of Agric.	Intg + trans.	
W. Gordon McOnie	531 Oaker	Dept. of Agric.		
Mary Evans	20 S Raleigh	Dept. of Agric.		

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR LONGER FORM.

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

