

MINUTES OF THE MEETING
FINANCE AND CLAIMS COMMITTEE
MONTANA STATE SENATE

March 16, 1983

The 10th meeting of the Senate Finance and Claims Committee met on the above date in room 108 of the State Capitol. The meeting was called to order by Senator Himsl, Chairman at 8:11 a.m. for the purpose of taking committee action on House Bills 136, 156, 185, 449 and 548.

DISPOSITION OF HOUSE BILL 156: Senator Himsl reminded the committee that this was a piece of legislation that seemed to come up every year, and with removing the restrictions on the \$6800 limit, the re-marriage section, making it about 20 more eligible, it would push it up to about \$1 million a year. He said this is a biennial request and a continual increase.

SENATOR AKLESTAD: In light of some of the Chairman's remarks, we are opening it up more here. The financial burden that this will impose, and the fact that there may be others who are not getting this treatment, I would MOVE THAT HOUSE BILL 156 BE NOT CONCURRED IN.

SENATOR JACOBSON: I would make a SUBSTITUTE MOTION, that House Bill 156 be concurred in. If you wish to amend it and put back in "as long as said spouses do not remarry" and also if a limit on income, I think that would be appropriate. There are only a few people, but it is very important to people who have been ill and have had the problem most of their lives.

SENATOR AKLESTAD: Amending the bill down is not going to solve the problem. Every year it comes in. The age two years ago was close to co-inciding with the average life of the male so it has not been shortened that much. With that in mind, I think it is bad at this time to increase the funding level.

SENATOR REGAN: (After apologizing to Senator Jacobson) said there is another thing that bothers me. The increase in monthly payments to the surviving spouses. I can remember when only the victims received it, then spouses who had been widows for a certain length of time, increases to make it equal, etc. Now increase it again. In better times, I would support the bill, but now our subcommittee that handled SRS reduced the budget too much and we will have to put more money into ADC and medicare. There is only a certain number of dollars, and this money really should go into medicare. I will have to support Senator Aklestad.

SENATOR HIMSL: Having gone through this for many years, we were told this would be the last time. It doesn't seem there is a last time. I think the amount you would grant here not material enough to make that much difference. It does,

however, open up a pattern of expected increases.

QUESTION was called on the substitute motion, voted and failed, 7-9.

ORIGINAL motion was voted to reverse the former roll call vote. Voice vote carried making the motion for House Bill 156, DO NOT CONCUR, 9-7.

DISPOSITION OF HOUSE BILL 136: Senator Hims1 reminded the committee that this bill would put the money up front for the use of the Justice Department instead of having it accumulate into the next biennium.

MOTION by Senator Dover that we concur in House bill 136. He said this would keep the money in the Department of Justice and the surplus could be used. My plan would be to appropriate \$1 million---.

SENATOR HAMMOND: The main thrust is to put money in there for now?

SENATOR HIMSL: Surplus goes into the general fund to be appropriated back to the Department of Justice. If this bill goes through it stays in the earmarked fund.

SENATOR HAMMOND: It also makes it available at the present time.

SENATOR HIMSL: I don't think that has any bearing on it.

SENATOR BOYLAN: This is for the operation of the Department of Justice or doled out to counties, or what?

SENATOR DOVER: Motor licensing is where we figure it will go. It comes from there.

SENATOR HAFHEY: Has your subcommittee anticipated that this will pass?

SENATOR DOVER: No. It will be a million dollars out of general fund.

SENATOR HAFHEY: You have appropriated some and anticipated some, but not what will be the year ending fund balance. Now you will go back in and spend that money, with what result in the end?

SENATOR STIMATZ: That money must have been anticipated some where. May I ask Judy?

JUDY RIPPINGALE, LFA: That money would revert to General Fund. In effect it would be earmarked to stay over in the Justice Department. It will be in general fund, the net result is nothing.

SENATOR HIMSL: The only difference is, instead of going into general fund for awhile, it stays here and is used.

SENATOR STIMATZ: It doesn't help our revenue picture one bit.

SENATOR HAFLEY: (to Judy R) The subcommittee that heard this budget used some of the money that is available from the earmarked revenue account to fund other parts of the Department of Justice for '84 and '85 fiscal years. Then they, or you, or someone anticipates an ending fund balance in the earmarked revenue account on July 1985. The subcommittee didn't take that ending fund balance and appropriate it did they? Rippingale: I haven't gone through the account.

SENATOR HAFLEY: Those ending fund balances we are addressing. The subcommittee appropriated funds for other things. Then they will be reduced and the ending fund balance will be put in effect freeing up some general fund money for the period. Rippingale: It may make a timing difference. You make an accounting time difference.

SENATOR HAFLEY: That accounting timing difference has the effect of freeing up some general fund during the next 2 years. The place where the mercury pushes up is where we get it. Otherwise we wait 2 years for this money. Rippingale: It may be a timing difference.

TERRY COHEE, Governor's office: There is no net dollar gain. What Senator Haffey is saying, is you would spend that ending fund balance this biennium.

SENATOR HIMSL: Earmarked revenues. This is the portion the surplus balance that is placed in the general fund, and will probably go back in two years to the Justice Department. If this bill goes through we use the total amount here and it will go into the Department of Justice.

QUESTION was called. House Bill 136 was VOTED TO BE CONCURRED in, vote was unanimous of those present, Senator Dover to carry the bill.

DISPOSITION OF HOUSE BILL 185: Regan: they have no ending funds at the end of the biennium and no reversions anyway.

SENATOR HIMSL: They don't carry over cash accounts if possible. They commit those too or pay the post dated checks, or whatever. They say from an accounting stand point this bill would help.

MOTION by Senator Dover that HOUSE BILL 185 be concurred in. Voted, passed, unanimous. Senator Himsl to carry the bill.

ACTION ON HOUSE BILL 449: Senator Hims1 offered amendments to House Bill 449, copy attached as exhibit 1. He said the carry over here on extension of loans in the intra agencies was so restrictive that they have real difficulty with the amendment. I would like to have you look at the amendments I am offering. They were prepared by the auditors and say it will meet the concerns of most of the agencies. The loan that is needed can be made for one year from date. Senator Hims1 read the amendments and said the auditors say the agencies can get along with it.

MOTION BY SENATOR DOVER to move the amendments.

SENATOR VAN VALKENBURG: Passed out alternative amendments, attached as exhibit 2. He said, I have here some alternative amendments prepared by the LFA. I visited with Mrs. Rippingale at some length about amendments for this bill. I would like to have Mrs. Rippingale address the amendments as to why it is preferable to the one that the Administration supports.

SENATOR HIMSL: I guess we have an "inter" departmental battle here. Mrs. Rippingale.

JUDY RIPPINGALE, LFA: In keeping track of the finances in the state you need two things-- spending authority and cash to -- to fulfill the task. Many times the agencies have the spending authority but no cash. The law would allow them to get a loan. There is very little criteria. It is not based on anybody who might be the Department Director. You can get a loan into general fund, etc. It is basically a business and the revenues for this year should be sufficient to cover the expenditures for this year. If you look at the loans and the law now, it does not make the revenue be related to the expenditures. An agency when out of money, can stop spending. When they continue to spend and get a loan for a revolving fund, they may have to raise their rates. In the case of earmarked, when appropriated earmarked coal money and coal production may go down and the accounts do not have enough funds, they would have to stop spending authority or count on coal to go up next year to pay for a loan. If the agency has to stop spending then you will not have to come back and face a big bill. Some agencies could say we have the spending authority and count on the coal to go up next year to pay for it. If in trouble, it will be brought back to the Legislature to fund. I think these amendments are better. The proposed amendments would open it up to such things as property damage etc, but not to everyone.

SENATOR VAN VALKENBURG: As a SUBSTITUTE MOTION, I would move the adoption of these amendments as offered. The main difference between the two proposals is that the amendment that Mr. Brussett and the auditors office proposed allows a loan in any account in state government whereas, the amendment

proposed by the fiscal analyst would restrict it to accounts that are receiving federal funds to funds that have a particular need for loans such as property damage and provides that the loans will not be available to revolving account operations. We see a lot of revolving accounts, particularly in our subcommittee. We need to make sure that the revolving accounts are supporting themselves and not by general fund and open end borrowing. Publications and Graphics are an example. They got their start by virtue of a loan from the duplicating bureau. If there is no control you can see a considerable growth in them without the ability to support them from their income.

SENATOR SMITH: In the first lines on page 2, I think I should address that. It says "anticipated" income and will be "received". I don't know how in these changing times how you can "anticipate" anything nor how you are going to repay anything.

SENATOR DOVER: Which one are you addressing?

SENATOR SMITH: How can you anticipate anything the state we are in today? We have a lot of trouble with supplementals and I think if this isn't tightened up we will see a lot more.

SENATOR HIMSL: I would ask the committee to recall the testimony we heard. Part of the amendments Senator Van Valkenburg --the latter part-- does not strike the one limitation that is in the bill that the Department of Administration said they had problems with, also the Fish, Wildlife and Parks, the Department of Agriculture, the Justice Department, the Commerce Department, the Highway Department, they all had trouble with this limitation. I think it is evident to you people if you look at it objectively we are not solving the interests of the departments by following that kind of restrictions. I would like to point out, too that there areas where they have to make loans. The Forest Service fire suppression, pesticides, fish and game people. They borrow until they get money from the feds. I would impress on the committee that we are not considering our responsibilities of serving the government of the agencies. We are entering into a departmental conflict that we should not be a party to in the first place. I think we should reject the amendments that Senator Van Valkenburg is offering and go to the amendments that the auditors are offering.

SENATOR SMITH: I would address this question to Morris Brussett: In my earlier comment, let's say you anticipated a certain amount of income within a calendar year and it is not generated. How do you expect to pay off the loan? Ans. We require a certification and documentation. Most of it is federal and they authorize that the federal is coming in, or a grant that is coming in. Many times it is merely a time delay. If we feel there is any possibility that the money might not come in then we do not make the loan. I suppose there is always the possibility that some-

thing could happen, and that is why we report to the Senate Finance and Claims Committee. I am not aware of anything that has been written off. Many times you have to spend it and then get reimbursement. It could possibly happen, but I have never seen it.

SENATOR SMITH: I agree it could create some problems, but if the money never came back, sure--you could bring it to the Appropriations and Finance and Claims. I would hope it would never get that loose. Brussett: We do our best with certification, documentation, etc. before we allow a loan. The other side is that we do not allow any loans.

SENATOR HIMSL: That is what they now do in the case of fire suppression.

SENATOR SMITH: I am very familiar with that. Also very aware of the trouble with supplementals. We are going to run into some trying times in the next 2 years.

SENATOR HAMMOND: I am sort of torn. Your amendment would loosen the credit of the different departments whereas the amendment by Senator Van Valkenburg would tighten it. I am given to feel maybe we should tighten it. That is how people get into trouble. We passed a bill a few days ago. If a loan is not paid the state is liable for 18.2% interest. We are putting them in a position if they could cost the state a lot of money if we are too loose.

SENATOR HIMSL: The real difference is not in the schedule, but in the restrictions. My proposal strips this section and puts in the section included in Senator Van Valkenburg's. Page 2, lines 13 through 25. What is in my amendment is what the administrators say they can live with.

SENATOR LANE: This would be like a ranching operation. You would think you could sell your cattle at 80¢ and end up at 60¢ but in the meantime you could not quit your summer fallow and you would have to borrow money to operate when you need extra expenditures. Cattle in a feed lot--you can't quit feeding them when they are half fat. You anticipate so much revenue.

DISPOSITION OF HOUSE BILL 449: Question was called on the adoption of the LFA amendment. Roll call vote. Amendments passed--the substitute motion carried 11-5, and the LFA amendments were adopted.

SENATOR DOVER: I have a question on the millage funds. The other day when talking about this they said you would have to include millage account and designated funds. This is the University System.

SENATOR HIMSL: If you are going to go through with each one that has a problem, then I guess you can address it. Each one will have a problem.

SENATOR DOVER: Should we have it in there?

SENATOR VAN VALKENBURG: The millage fund has been handled with a supplemental. I am advised that the designated sub-funds are revolving funds. I really think that is where you can get into trouble. I don't think there is a need to do anything specific or special here. I would suspect if we print this bill up and there is any horrendous problem we will all hear about it in force. The need for a loan in earmarked funds are permissible under this bill.

MOTION by Senator Van Valkenburg that House Bill 449, as amended be concurred in. Voted, passed with Senator Himsl voting no, Senators Tveit, Aklestad and Regan absent. Senator Van Valkenburg will carry the bill on the floor.

ACTION ON HOUSE BILL 548: Senator Etchart said the subcommittee had met with Mona Jamison and others, and he would let Senator Van Valkenburg explain the amendments the committee worked up.

SENATOR VAN VALKENBURG: Passed out the amendments, attached as exhibit 3. He said #13 and 14 eliminates the criminal penalty that had been proposed. The committee felt this was the strongest objection to the bill. I think when we do away with that we do away with 80 to 85% of the administrators' objections to the bill. I think it is highly unlikely were a criminal penalty would be a possibility. In practicality it is unlikely. Much is gained in terms of getting the bill filed or past a potential veto that might come down.

Amendments 2, 3 and 4 speak to the University System representative that a designated representative of the approving authority could work. This is something that now the other branches of government can use.

Amendment # 5 -- we have proposed to add "significant" to the criteria that a proposed budget amendment may not incur the possibility of future general fund support. Mr. Lewis had used the example of a particular amendment where we had approved some calculators for the school for the Deaf and Blind. This was largely federal money, but must be plugged in and would force some additional electricity from the general fund money. "Significant" should take care of this. Lewis seemed to be much happier with the addition of this language in the bill, and the Fiscal Analyst and committee members don't feel it was not making a major change in the fund structure.

Amendment # 7 -- In the criteria for budget amendments the proposed language had a provision in it that if an agency had knowledge or reasonably could have had knowledge, then the budget amendment could not be approved. They said this was "vague". We decided if we took out "reasonably would have had" and left it with "knowledge" it would take care of that.

Amendment # 8 added the matter could have been presented to an appropriation subcommittee, the House Appropriations Committee, or the Senate Finance and Claims Committee. If no other funds such as Super Fund for Toxic Waste, etc., then they have a duty to bring it up. After the appropriation bill has left Finance and Claims Committee it is pretty impractical to expect action of any substantial nature, thus the time limit.

Amendment # 9 and 10. This is a clerical error. They put the term "reasonable" in the wrong place.

Amendment # 11 is in line with # 5. Adding significant--more of the same in Amendment # 12. Amendment # 13 and 14 have already been addressed.

Amendment # 15 and 16-- the administration has an objection to being subjected to the whims of any standing committee that may challenge a budget amendment. They think it is an improvement to strike "any standing committee" and inserting "Legislative standing committee. In that regard, they said they would continue to study the bill. They did not want to say they would support the bill as long as it had any reference to the committee in here. They did not object to the taxpayers or the Attorney General bringing a suit but not any committee. The subcommittee thought the Finance Committee was important in keeping the budget and ought to have the authority to go in there and act.

Finally, there was some concern about delay and there is a provision that if the Finance Committee has not submitted an answer within 90 days, it may be approved. Page 7, line 19. There was some concern about the need for budgets that might occur in the last quarter of the year and if this provision would effectively prohibit budget amendments in the last 90 days. Mr. Brussett expressed some concern about it. The subcommittee felt there was no real problem and would not recommend any change in that regard.

MOTION by Senator Van Valkenburg that the committee adopt the amendments 1 through 16 into the bill.

SENATOR KEATING: With regard to page 12, line 2--in regard to any taxpayer being able to bring action. Was it determined that the taxpayer has a constitutional right to do it and that is the reason it was left in the bill or was it addressed?

SENATOR VAN VALKENBURG: Mrs. Jamison made that statement. That was her opinion and I think she has probably done more work on it. Also, the opinion of Joan Uda who had been retained to work on the bill.

SENATOR HIMSL: I guess I have a philosophy problem. This invades the separation of powers. In Colorado they did something like this -- the JBC (Joint Budget Committee). The court held they had no power. They could control it as far as matching funds, but no control on the others (federal funds). For those of us who have a feeling about the separation of powers, -- you should think about this.

SENATOR STORY: Budget amendments themselves, could in fact, be construed to be unlawful from the Legislature itself. A good attorney could argue that we had no authority to let them make budget amendments themselves. This just says we should put these limitations on what kinds.

VOTED, passed, with Senator Himsl casting a "no" vote.

SENATOR KEATING: Several of the committee members are here. I think there is a technical error in the drafting on page 5, line 2 under (f). The second sentence really doesn't apply to that paragraph. I think the sentence was really intended to be another direction. They say on page 4 no budget amendment may be approved--" Line 6, and itemizes by who--etc. It is a different idea and in fact, the whole new section 2 deals with no budget amendment may be approved -- and this sentence just does not apply to subsection (f). I think it should be numbered as another idea.

JUDY RIPPINGALE: They are saying no budget amendment may be approved to extend beyond--. It is intended as a requirement. Just in case they wanted to approve one in '84 and in 84 and 5. It is intended to be that a budget amendment can be approved for a two year period as long as--etc.

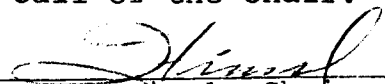
SENATOR KEATING: Does it make sense where it is? Rippingale: They could be made subsequent to-----I think they could be made.

DISPOSITION OF HOUSE BILL 548: Motion by Senator Keating that we renumber section 2 and 3 that's upon line 3 of page 5 start with "we are all" and that be subsection 2, then renumber 3.

Voted, passed, this amendment to be added to the bill.

MOTION by Senator Dover to move the bill as amended. Voted, carried, Senator Van Valkenburg to carry the bill.

The meeting was adjourned to call of the chair.



Senator Himsl, Chairman

ROLL CALL

FINANCE AND CLAIMS COMMITTEE

48th LEGISLATIVE SESSION - - 1983

Date 3/16/83

NAME	PRESENT	ABSENT	EXCUSED
<u>Senator Etchart, VC</u>	✓		
<u>Senator Dover</u>	✓		
<u>Senator Keating</u>			
<u>Senator Smith</u>	✓		
<u>Senator Thomas</u>	✓		
<u>Senator Van Valkenburg</u>	✓		
<u>Senator Stimatz</u>	✓		
<u>Senator Story</u>	✓		
<u>Senator Ochsner</u>	✓		
<u>Senator Haffey</u>	✓		
<u>Senator Jacobson</u>	✓		
<u>Senator Regan</u>	✓		
<u>Senator Lane</u>	✓		
<u>Senator Aklestad</u>	✓		
<u>Senator Hammond</u>	✓		
<u>Senator Tveit</u>			
<u>Senator Boylan</u>	✓		
<u>Senator Himsl, Chairman</u>	✓		

SENATE AMENDMENTS TO HOUSE BILL 449
THIRD READING COPY

1. Page 2, line 3
Strike: "provided for the remainder of the fiscal"
Insert: "anticipated within one calendar"
2. Page 2, lines 6 through 10
Strike: "before the end of the fiscal year unless it is extended UNDER THE CRITERIA OF 17-2-107(3)."

Insert: "within one calendar year of the date the loan is approved. Under unusual circumstances the director of the department of administration may grant one extension of a loan for up to one year. The department of administration shall prepare a written justification and proposed repayment plan for each loan extension authorized, and shall furnish a copy of the written justification and proposed repayment plan to the House Appropriations and Senate Finance and Claims Committees at the next legislative session."
3. Page 2, lines 13 through 25
Strike: Subsection 3 in its entirety.
Re-number subsequent subsections.

Exple 2

SENATE FINANCE AND CLAIMS AMENDMENTS TO HB-449--

THIRD READING COPY

1. Page 2, line 20.
Following: "BORROWER."
Strike: "NO"
Insert: "A"
Following: "LOAN"
Strike: "MAY"
Insert: "extended beyond the fiscal year end must"
Following: "BE"
Insert: "repaid"
2. Page 2, line 21.
Strike: "lines 21 through line 25 in their entirety"
Insert: " within one calendar year of the date
the loan is approved. Under unusual circumstances
the director of the department of administration may
grant one extension of a loan for up to one year. The
department of administration shall prepare a written
justification and proposed repayment plan for each loan
extension authorized, and shall furnish a copy of the
written justification and proposed repayment plan to
the House Appropriations and Senate Finance and
Claims Committees at the next legislative session."

3
PROPOSED AMENDMENTS TO HOUSE BILL 548 -
by Senate Finance & Claims Committee

1. Page 1, line 9.

Following: "AMENDMENTS;"

Insert: "DELETING THE CRIMINAL PENALTY RELATING TO
EXPENDITURES IN EXCESS OF APPROPRIATIONS;

2. Page 2, line 2.

Following: "agencies"

Insert: "or his designated representatives"

3. Page 2, line 3.

Following: "agencies"

Insert: "or its designated representative"

4. Page 2, line 4.

Following: "system"

Insert: "or its designated representative"

5. Page 4, line 10.

Following: "any"

Insert: "significant"

6. Page 4, line 14

Following: "state"

Strike: "earmarked"

Insert: "special"

7. Page 4, lines 23 and 24.

Following: "knowledge" on page 23.

Strike: "or reasonably should have had knowledge"

8. Page 4, line 25.

Following: "presented to"

Insert: "an appropriation subcommittee, the House Appropriations
Committee, or the Senate Finance and Claims Committee of"

9. Page 5, line 11.

Following: "other"

Strike: "REASONABLE"

10. Page 5, line 22.

Following: "other"

Insert: "reasonable"

11. Page 6, line 10.

Following: "future"

Insert: "significant"

12. Page 6, line 21
Strike: "earmarked"
Insert: "special"

13. Page 11, line 9.
Following: "Civil"
Strike: "and criminal"

14. Page 11, line 10 through line 17.
Following: "violation."
Strike: Subsection (1) (a) in its entirety.
Renummer: subsequent subsections

15. Page 12. line 1.
Following: "resolution, of"
Strike: "a standing committee" ✓
Insert: "the Legislative Finance Committee" ✓

16. Page 12, lines 11 and 12.
Following: "resolution," on line 11
Strike: "a standing committee"
Insert: "the Legislative Finance Committee"

STANDING COMMITTEE REPORT

March 16, 1983

1983

President

MR.

Finance and Claims

We, your committee on

having had under consideration **House** Bill No. **136**

Bardanoue (Dover)

Respectfully report as follows: That **House** Bill No. **136**

BE CONCURRED IN

~~DO NOT SIGN~~

JCS

STANDING COMMITTEE REPORT

March 16

19 83

MR. President

the Majority of

We, your committee on Finance and Claims

having had under consideration House Bill No. 156

Respectfully report as follows: That House Bill No. 156

Himsel

Etchart

Akkestad

Hammond

Dover

Smith

Story

Ochsner

Regan

SE NOT CONCURRED IN

~~XXXXX~~

STANDING COMMITTEE REPORT

March 16

83

19

MR. President

the Minority of
We, your committee on Finance and Claims

having had under consideration House Bill No. 156

Respectfully report as follows: That House Bill No. 156

Jacobson

Thomas

Van Valkenburg

Stimatz

Haffey

Lane

Boylan

BE CONCURRED IN

XXXXXX
DO PASS

NC.

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 3/16/83HBill No. 156 Time 8:18

Name	YES	NO	ABSENT	EXCUSED
Senator Etchart, VC		✓		
Senator Dover		✓		
Senator Keating				
Senator Smith		✓		
Senator Thomas	✓			
Senator Van Valkenburg	✓			
Senator Stimatz	✓			
Senator Story		✓		
Senator Ochsner		✓		
Senator Haffey	✓			
Senator Jacobson	✓			
Senator Regan		✓		
Senator Lane	✓			
Senator Aklestad		✓		
Senator Hammond		✓		
Senator Tveit				
Senator Boylan	✓			
Senator Himsl, Chairman		✓		

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Sylvia Kinsey
SecretarySenator Himsl
ChairmanMotion: Sub - 4, Cm -yesA - m - y H

STANDING COMMITTEE REPORT

March 16..... 19 83.....

MR. President.....

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

having had under consideration House..... Bill No. 185.....

Connelly (Hmsl)

Respectfully report as follows: That House..... Bill No. 185.....

BE CONCURRED IN

DOXPASS

W.C.

STANDING COMMITTEE REPORT

March 16, 1983 19.....

MR. **President**.....

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

having had under consideration **House** Bill No. **449**.....

Respectfully report as follows: That **House** Bill No. **449**,
third reading, blue bill, be amended as follows:

1. Page 2, line 20.

Following: "BORROWER."

Strike: "NO"

Insert: "A"

Following: "LOAN"

Strike: "MAY"

Insert: "extended beyond the fiscal year end must"

Following: "BE"

Insert: "repaid"

(continued)

DO PASS

2. Page 2, line 21.

Strike: lines 21 through line 25 in their entirety"

Insert: "within one calendar year of the date the loan is approved.

Under unusual circumstances the director of the department of administration may grant one extension of a loan for up to 1 year. The department of administration shall prepare a written justification and proposed repayment plan for each loan extension authorized, and shall furnish a copy of the written justification and proposed repayment plan to the house appropriations and senate finance and claims committees at the next legislative session."

And, as so amended,
BE CONCURRED IN

SENATE COMMITTEE

FINANCE AND CLAIMS

Date 3/16A Bill No. 449 Time 8:49

Name	YES	NO	ABSENT	EXCUSED
Senator Etchart, VC	✓			
Senator Dover		✓		
Senator Keating	✓			
Senator Smith	✓			
Senator Thomas	✓			
Senator Van Valkenburg	✓			
Senator Stimatz		✓		
Senator Story	✓			
Senator Ochsner	✓			
Senator Haffey		✓		
Senator Jacobson	✓			
Senator Regan		✓		
Senator Lane	✓			
Senator Aklestad			✓	
Senator Hammond	✓			
Senator Tveit			✓	
Senator Boylan	✓			
Senator Himsl, Chairman		✓		

11 5

Sylvia Kinsey
Secretary

Senator Himsl
Chairman

Motion: U. V. Sub - y - sub 2,

SC - LFA - 1 / re 51,

SENATE COMMITTEE

FINANCE AND CLAIMS

Date

3/16

Bill No.

449 Time 8:52

Name	YES	NO	ABSENT	EXCUSED
Senator Etchart, VC	✓			
Senator Dover	✓			
Senator Keating	✓			
Senator Smith	✓			
Senator Thomas	✓			
Senator Van Valkenburg	✓			
Senator Stimatz	✓			
Senator Story	✓			
Senator Ochsner	✓			
Senator Haffey	✓			
Senator Jacobson	✓			
Senator Regan			✓	
Senator Lane	✓			
Senator Aklestad			✓	
Senator Hammond	✓			
Senator Tveit			✓	
Senator Boylan	✓			
Senator Himsl, Chairman		✓		

Sylvia Kinsey
Secretary

Senator Himsl
Chairman

Motion:

9-1

eth 2 v. am
(m)

STANDING COMMITTEE REPORT

March 16

19 83

MR. **President**

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

having had under consideration **House** Bill No. **548**

Marks (Van Valkenburg)

Respectfully report as follows: That **House** Bill No. **548**,
third reading, blue bill, be amended as follows:

1. Page 1, line 9.

Following: "AMENDMENTS;"

Insert: "DELETING THE CRIMINAL PENALTY RELATING TO EXPENDITURES IN
EXCESS OF APPROPRIATIONS;"

2. Page 2, line 1.

Following: "court"

Insert: "or his designated representative"

3. Page 2, line 2.

Following: "committees"

Insert: "or a designated representative"

4. Page 2, line 3.

Following: "regents"

Insert: "or its designated representative"

~~DO PAGE~~

(continued)

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5. Page 4, line 10.
Following: "any"
Insert: "significant"

6. Page 4, line 14.
Following "state"
Strike: "earmarked"
Insert: "special"

7. Page 4, lines 23 and 24.
Following: "knowledge" on line 23
Strike: "or reasonably should have had knowledge"

8. Page 4, line 25.
Following "to"
Insert: "an appropriation subcommittee, the house appropriations committee, or the senate finance and claims committee of"

9. Page 5, line 3.
Following: "biennium"
Insert: "(2)"
Renumber: following subsection

10. Page 5, line 11.
Following: "other"
Strike: "REASONABLE"

11. Page 5, line 22.
Following: "other"
Insert: "reasonable"

12. Page 6, line 10.
Following: "future"
Insert: "significant"

13. Page 6, line 21.
Strike: "earmarked"
Insert: "special"

14. Page 11, line 9.
Following: "CIVIL"
Strike: "and criminal"

15. Page 11, line 10 through line 17.
Following: "violation"
Strike: Subsection (a) in its entirety
Renumber: subsequent subsections

16. Page 12, line 1.
Following: "of"
Strike: "a standing committee of the legislature"
Insert: "the legislative finance committee"

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17. Page 12, lines 11 and 12.

Following: "resolution," on line 11

Strike: "a standing committee of the legislature"

And, as so amended,
BE CONCURRED IN

yc.

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____

Bill No. ⁵⁴⁸~~449~~ Time ^{9:13}_____

Name	YES	NO	ABSENT	EXCUSED
Senator Etchart, VC	✓			
Senator Dover	✓			
Senator Keating	✓			
Senator Smith	✓			
Senator Thomas	✓			
Senator Van Valkenburg	✓			
Senator Stimatz	✓			
Senator Story	✓			
Senator Ochsner	✓			
Senator Haffey	✓			
Senator Jacobson	✓			
Senator Regan	✓		✗	
Senator Lane	✓			
Senator Aklestad			✓	
Senator Hammond	✓			
Senator Tveit			✓	
Senator Boylan	✓			
Senator Himsl, Chairman		✓		

Sylvia Kinsey
Secretary

Senator Himsl
Chairman

Motion: ✓✓ Am.