

MINUTES OF THE MEETING
FINANCE AND CLAIMS COMMITTEE
MONTANA STATE SENATE

April 19, 1983

The 25th 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 at 10:38 a.m. by Senator Himsl, Chairman.

ROLL CALL: All members present.

Senator Himsl said the purpose of this meeting was to hear the last bills coming over from the House, and they had had long and thorough hearings in the last few weeks. The bills today would not have public hearings, as such, and he would hope the sponsors could be brief.

CONSIDERATION OF HOUSE BILL 928: Representative Bengtson, chief sponsor of House Bill 928 said this is the bill that takes the coal tax money and distributes it to the Arts Council for the Cultural and Aesthetic grants projects. The Education subcommittee worked this portion of the Long Range Building Committee projects, and funded about 83% with about 71% of the money. The last of the money was distributed to other projects that had not been recommended. The committee that recommended them to us had heard them all. House Bill 110 sets into place a permanent review process. 16 members in the advisory project that reviews them in the future. It is important that this bill is put in place and the criteria in 928 is very strict. I think everybody in the legislature and in the Arts community felt they were going in 6 different directions at once. The 16 members will be people representing the fine arts. After the review they will be subjected to legislative approval. We left money for the operating expenses in the amount of \$649,000.

Representative Bengtson went through the bill which outlined the criteria etc, at length, she commented on many of the projects and explained why some decisions were made, She said there were many other people who could testify.

SENATOR HIMSL: I don't think we need any further testimony unless there are questions on the projects by the committee.

SENATOR STORY: It is my understanding that the projects you funded did not come quite up to the anticipated revenue.

REPRESENTATIVE BENGTON: We left a little bit of money, particularly if there are some things you would like to add rather than to do a juggling act with what we have set in place. We had funded one of the projects that was pulled out and put back in. They had a little money left.

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SENATOR STORY: I understand \$7,000 would not break it?

REPRESENTATIVE BENGTON: There is \$12,000 left.

SENATOR STIMATZ: On page 2, line 18. It mentions the audit and talks about the bookkeeping system. Has this been done in the past? If you require an audit it can cost a lot of money--Anywhere from \$400 to \$1200.

REPRESENTATIVE BENGTON: I am not sure how extensive the audit would be.

NORMAN ROSTOCKI, LFA: It says keep the records for 3 years and there will be an audit if necessary.

SENATOR HAMMOND: I would move the amendments on page 2, line 4, etc. This is the amendments Norm prepared for Representative Bengton and myself. (attached to the minutes)

Senator Himsl read the language as amended and asked, is it your intention if \$25,000 now they can invest it and not do anything with it and then come in for another \$25,000 the next time? Representative Bengton and Norman Rostocki both answered no and it was explained in the end of the language.

SENATOR HIMSL: The net effect would be the same. The X Y Z project would get \$25,000 and they would not have to spend it, but would have to account periodically what they were doing with it.

ROSTOCKI: I will try to give you a practical example. Some project that can't recieve the money until they raise money at a local level, to allow them to get it. If they have not come up with the \$10,000 locally, we allow them to accumulate the payments until they get the money.

REPRESENTATIVE BENGTON: Is there any chance to get it and invest it and save it up?

ROSTOCKI: We shied away from that particular situation. When they get the money they have a project ready to use it for. It stays in the states hands until they are ready to use it. If they have a project that says raise the money locally, and it it took 12 months, they would lose the first 12 months according to the language. This would preclude some people getting the money.

REPRESENTATIVE BENGTON: Tom Crosser from the Governors' office ran across this also as they reviewed it.

DISPOSITION OF HOUSE BILL 928: Senator Hammond had moved the "Bengton" amendments just discussed.

QUESTION was called on Senator Hammonds amendments. Voted, passed, unanimous.

SENATOR STORY: On page 6, line 9, I would like to add new language

to include the Livingston Paradise Project, \$12,000. This project does indeed qualify for most of the criteria they set forth. There is no student participation and not a local mill levy that is involved. I think the thing that cleared it was the name. What it is being used for is a contract with 2 native artists that would have a lecture and some music. They have done it before and did show it in Europe. They are professional people but the contract would take this project to 20 schools in Montana.

SENATOR AKLESTAD: How did Senator Story come up with the \$12,000?

SENATOR STORY: That was the amount that was asked for.

SENATOR REGAN: I am not unsympathetic. It is an unfair shot. The committee apparently considered the project and reviewed it. If you consider 90 projects and recommend 37 there are 53 projects that may be as deserving.

SENATOR STORY: We have not put in for any irrigation systems or water systems, and if you will look, Park County has nothing in the barrel.

SENATOR REGAN: I would like to address the question to Representative Bengtson. Esther, was it considered and how did it rate? Did you rank it in the reviews?

REPRESENTATIVE BENGTSON: No, we did not rank them. We wanted more participation by the school children and as much as possible to fund the non-professionals. It is an excellent program and we are much impressed with it. These other projects had to come first. We wanted to keep just a little amount of money. With the Moss mansion out we are all right.

QUESTION was called on Senator Story's amendment to include the Paradise project at Livingston. Voted, passed, Senator Regan voted no.

MOTION by Senator Dover that House Bill 928, as amended be concurred in. Voted, passed, Unanimous vote and Senator Hammond to carry the bill.

CONSIDERATION OF HOUSE BILL 833: Representative Manuel explained the bill by saying this was the original LRB program. We pulled out the bonding program and put it in 928. He said this bill is the cash program and the earmarked fund.

Representative Manuel walked the committee through the bill going through each project, where it was and what it was. He said there is a minor error on page 17 line 12 where it says Mountain View School, it should say Montana Vets' Home but he had signed a clerical amendment that would automatically take care of it.

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SENATOR KEATING: On page 13, line 17. The game range. There is matching funds? The \$300,000 is federal?

REPRESENTATIVE MANUEL: It is earmarked out of Fish and Wildlife. The \$900,000 has been authorized but they need this match.

SENATOR KEATING: Where is this game range?

REPRESENTATIVE MANUEL: About \$41,000 for two smaller ones, one ranch and some leases that come out of this. The Marshall ranch on the Still Water River about 5 or 6,000 acres. It borders some federal land. The testimony they had said a little over \$1 million for the ranch.

RON HOLLIDAY, Administrator, Parks Division, Fish Wildlife and Parks: It is in the Still Water County near Absarokee on the Still Water River.

SENATOR DOVER: A lot of roofs have been repaired, renovating and insulated.

REPRESENTATIVE MANUEL: Some of each.

SENATOR DOVER: They are coming up with metal roofs. Have you considered them at all?

PHIL HAUCK, State Architect, Department of Administration: They are very expensive and we did discuss them, yes.

SENATOR DOVER: Phil, are they that much out of line with no maintenance?

HAUCK: We considered metal roofs and we did put some on roofs up at the Swan Youth Camp.

SENATOR ETCHART: Before getting off the Marshall ranch, I have a question. Representative Mueller is here. I will move we strike that from the bill and ask Representative Glen Mueller to talk about it.

ACTION ON HOUSE BILL 833: MOTION by Senator Etchart to strike \$259,000 on page 13 for the Marshall ranch.

REPRESENTATIVE MUELLER, District 21, Libby said the Marshall ranch, or the Carlyle Ranch when I was there, -- I was the district manager for the Forest there and I called a local rancher down there and said I wanted to check some information I had given on the House floor. (Rep. Mueller held up a map and showed the committee where a trail was located.) There is now a car trail that goes from the Still Water River up to the green land which is forest lands. Now there is an access there. It is a sort of sheep trail up to the forest boundaries. I asked the Fish and Wildlife about it when they said no access. There used to be access in this other area, but the ranger has closed it off.

The other purpose is for game. They would have many thousands of animals ranging there. There is high snow up there. My concern is also in purchasing a going ranch and taking it off the market. I do have a real concern about buying a complete going ranch. Worlds of public land already available for the game. I do admit access is a problem. If we don't have a higher priority for purchasing land for putting game on than this, I question what we are doing.

REPRESENTATIVE BARDANOUVE: If you bring in citizens against the project it would be only fair to present the other side. If you strike this, even if not in favor of this particular ranch, you remove them from even considering any other ranch or alternative. They have to have some land. It is an increasing concern in the city. Montana ranchers are a minority. Session after session we criticize the Fish and Game for getting land. Ranchers are increasingly putting up "no hunting" signs. They complain about the trespassing. We should not forclose people who are willing to put their money up, from the opportunity of buying land. Sooner or later, with the hordes of urban people who are hunting and fishing, and who buy licenses, there will be a real promotion and the ranchers may come out on the losing end of things. I think the ranchers should be concerned and not hamstringing Fish and Game from purchasing land. There is a large amount of National forest land above this, but the access is almost prohibitive. If you have some 10,000 elk up there and you cannot get it out, what is the use of it? If you remove this money, you keep them from buying anything for years. I would urge you to consider this from an urban standpoint. There are more votes there.

JIM FLYNN, Director, Fish, Wildlife and Parks spoke to the motion before the committee. He said he would give a little prospective to some of the things that are asked of us today. In the past few years driving in Montana and visiting with the sporting public, I find two main concerns. 1. The need for more effective law enforcement and 2. purchase of and acquiring land in Montana for Wildlife. Since the session has begun, two other ideas have come up. One is a request from Representative Spaeth that you lease some property in Red Lodge for an elk range. There is a request from a sport group to purchase 17 acres for \$35,000 to preserve some goose hunting. We had originally requested that general authority so that we could look for an appropriate piece of property to purchase for big game. We have a willing seller who has approached the state. The figure they are asking is no more than several available, so it might not be the one we buy when we purchase a big game ranch. We are trying to purchase pieces of property where the primary use is for wild life. At the present time all our property we have contracted for 5600 AUM's for various individuals. Some for share crops and also timber contractors for using our property. These properties are not shut up and everything else stops. The primary management is for wild life but we do include these other things. In this

property a little over 1 mile of the Still Water River which would be available to the public. In addition, about 4 miles of other streams would be available if the property is in state ownership. I would point out this is the number 2 priority of the sporting public, which says they want the dollars to be used for.

SENATOR AKLESTAD: How much per acre are we looking at?

FLYNN: Approximately 6300 acres and \$1.6 million.

SENATOR OCHSNER: About \$3500 in AUM.

SENATOR HAMMOND: Has the department considered the leasing of property for access use?

FLYNN: We may lease 95,000 acres. We do combine both.

SENATOR HAMMOND: I would like to see more of that kind of use. When you buy it, it takes it off the tax roll. In Canada they only lease.

SENATOR STORY: I would like to ask Mr. Flynn a question. Are you getting 6,000 acres for \$300,000?

Flynn: \$900,000 in federal money for the purchase of a big game ranch. Last year and this year we had no cash available for a match. We think the federal bucks will be available this year. We would come up with about \$1.6 million.

SENATOR BOYLAN: Is there any possibility you could buy this, keep some access, and sell it back to a neighboring farmer or rancher?

FLYNN: The department is already to identify the areas we own now with this in mind and would start disposing of some as sell-back property. That would be an alternative.

QUESTION was called on Senator Etcharts motion to delete the \$259,000. Voted, passed. Roll call vote 11-7.

SENATOR KEATING: I have an amendment. The amendment was drawn up on the yellow bill and the page and line numbers are incorrect. It follows the coal tax aquisition, and is the Les Mason Memorial at Whitefish. This is merely language. I am not deleting the appropriation. It holds up the money pending a biological study. As an explanation: There are of course, 2 groups of people who are involved. The group of landowners on the lake and another group of home owners just off the lake. The county commissioners of Flathead County appropriated \$30,000 to do a biological study on Whitefish Lake for the purpose of ascertaining whether the lake could support another access to the lake. The study is being done by the University of Montana biology lab which is located on Flathead Lake and will provide their comments as to nutrients in the water. The west end is all private property. There is no public access at that end of the lake. The ownership

on the east side where many homes obtain their domestic water from the lake and are very concerned about nutrients polluting their domestic water. The homes are concerned that a public access be not permitted unless the biological study supports that the lake can support the park. The amendment is merely to delay the purchase of the land until the outcome of the study is determined.

SENATOR JACOBSON: I am a little confused. If this study has been going on for a while why wasn't it brought before the LRB and discussed at the time it was proposed? Why not?

REPRESENTATIVE MANUEL: For our information, I thought they were going to hook up to the Whitefish City Sewer. It was developed without pollution into the lake.

SENATOR HIMSL: They have just formed a district. A water control, sewer control district in the whole area. They have received some money from the county. They are in the other bill with \$100,000. It deals with the total amount of pollution. It follows up on 208. They try to find the point sources and they found the pollution is coming in from lumbering sources and a number of others. They have not been able to ascertain what the whole pollution process has been on the bodies of water. The other bodies of water will be studied also.

SENATOR JACOBSON: This study is not specifically around this project

SENATOR HIMSL: It is a program the subdivision has negotiated with.

NANCY NYE, member of the Whitefish Study Commission, said the lake looks as though it is being rapidly polluted. We are a citizen committee called the Whitefish Basin Committee. They got \$30,000 from the County Commissioners and the study is in process. The Whitefish Basin Commission is just starting to set in place the sewer and water board. \$100,000 has been appropriated. The function of this board will be to look at all the pollution factors and decide which should be allowed and have a statement on it. They are only now beginning to function. We would hope you would consider this amendment to let the board take a look at this. We just ask that the study be completed before you buy the land.

SENATOR REGAN: I would speak against this amendment. From the information I have received from the Fish, Wildlife and Parks, any acquisition is subject to the Montana Environmental Policy Act. (Senator Regan read the letter) The MEPA will make sure this is environmentally sound before they allow the purchase. People can rest assured that the sewage will be taken proper care of. This amendment would mean no acquisition for the next 3 years. An amendment of this type hampers their acquisition and development. As long as we know it will take place only with clearance from MEPA, we are most assuredly safe.

SENATOR THOMAS: Could I ask Senator Brown a question? The overwhelming number of people you have heard from want this, don't they?

SENATOR BROWN: (holding up a sheaf of letters) I have received these from the people in the area and only a few letters that are against the project. The overwhelming number are for it. This was written up in the newspapers (he held up some newspaper clippings he said were from the local papers) and said this had been discussed 2 years ago in LRB so it was not something new. He said the Water Base Line Study has nothing to do with the Park proposal. Dr. Stanford in the Great Falls Tribune said it might create as much as 4 homes on the land. It would be possible to build 7 homes on the same land if it were sold to a developer. That would certainly be a much greater source of pollution.

RON HOLIDAY: I have nothing to add, but I can answer questions. I did write the letter that Senator Regan read.

SENATOR KEATING: I would like to ask Miss Nye, you have not had a chance to give public testimony before now?

NYE: After the hearing we did find out. We did not know about it before then, but have been writing letters since then.

SENATOR KEATING: Then they did not establish an opportunity for a public hearing?

SENATOR HIMSL: I would take exception. Originally, on February 15 they were represented by the Chamber of Commerce and a lot of other groups. I have a letter from Dean Jellison, an attorney, who was familiar with the development in the area indicating that "I am sure you have noticed that it has received front page publicity including the Whitefish Pilot". They knew about it. This is not in my territory, but in my county. I have received word from thousands of people who want access to that lake. The city park and a small state park are the only public access. I understand as an owner of lake shore property what you are saying, but if we are going to respond and represent the majority of the people, there is no question of which way we turn.

SENATOR BROWN: I have clippings of 15 articles from the local newspapers. I have brochures and letters from my area and I have a petition here with 1160 signatures on it. I certainly support the park.

SENATOR STORY: Some say the study will be complete in September, and another says in June. Which is it?

NYE: The study will be complete in June and it will take 4 more months to complete the work on it. There were no articles in the Whitefish Pilot until the night before they voted on the proposition.

SENATOR KEATING: In commenting, I am inclined that we should not reject the amendments and allow the Parks department to purchase it. We are pre-supposing the lake can handle an additional park. If we acquire the land and then find it can not support the Park then what? This amendment merely delays the aquisition until we are more certain the lake can handle the park. To buy the park now and then find out the lake will not support it leaves us with a piece of land that is a detriment to the state.

QUESTION was called on the Keating motion. Voted and defeated.

SENATOR REGAN: On page 2, line 8 in defining other funds. University auxiliary funds and appropriate other funds, it looks as if any fees held by the University, such as student fees, could be used for any of these projects without thier consent. I have trouble knowing what is going on here.

SENATOR VAN VALKENBURG: It says other funds--other than and included in there is the student fees. \$40,000 in 928. I understand it belongs to F,W&P.

REPRESENTATIVE MANUEL: The question is whether it is owned and controlled by the state.

HOLLIDAY: Yes, it is in the State Park System.

SENATOR HAMMOND: Why the two bills to this park?

REPRESENTATIVE MANUEL: It is a combination of two sources of funds. This is the way to get it financed.

SENATOR AKLESTAD: I would like to know on the maintenance of the University--isn't that in their budget?

REPRESENTATIVE MANUEL: Small ones are. These are larger specific projects.

SENATOR AKLESTAD: Fishing access? That doesn't come within the Fish and Game Departments?

REPRESENTATIVE MANUEL: This doesn't deal with those.

DISPOSITION OF HOUSE BILL 833: MOTION by Senator Dover that House Bill 833, as amended, be concurred in. Voted and passed. Senator Hims1 will carry the bill.

RECONSIDERATION OF HOUSE BILL 909: Senator Lane said he would make a motion to reconsider House Bill 909. This would have a committee to go into a study on the DDD program. When they asked to revise this, it would strike all the last and set up only a committee to study the utilities. I have a letter from the Governor and this is one bill we are scratching out all the money. He read the amendments, and said we talked to the Governor and he is for making this study. It is very important to the people in Boulder. The Governor has said he don't want to

do away with the school. He wants to cut down on a lot of the costs. I would move we reconsider this bill.

Voted, passed, unanimous.

DISPOSITION OF HOUSE BILL 909: Motion by Senator Story we adopt the amendments.

SENATOR AKLESTAD: I am a little hesitant about the cost. It has to come out of something. We have studies galore. LFA studied it in the biennium and presented it to the committee.

SENATOR LANE: The study it made was to close the school. Now they have said the Governor is not going to close the school. They have got to do something to make it more efficient.

QUESTION was called on the amendments. Voted, passed.

MOTION by Senator Dover that House Bill 909, as amended, be concurred in. Voted, passed, unanimous. Senator Lane will carry the bill.

CONSIDERATION OF HOUSE JOINT RESOLUTION 9: Representative Hand, Dillon, said this has to do with the granting of authority for a swim center at Dillon. The land and excavation is donated. The students themselves increased fees to pay for it. No appropriation from the general fund at the present time. It gives them a license to look for funds elsewhere. It would be a 20 x 60 foot pool. This is the only 4 year college that does not have a good pool.

REPRESENTATIVE KEYSER spoke as a proponent for the bill. He said the Board of Regents did not put this on the LRB. We are just asking you to give us the authority to do it. It will not cost the state of Montana a dime.

SENATOR STORY: What effect does a resolution have in authorizing it?

REPRESENTATIVE HAND: This is the proposition you have to have to try to raise money. It is the authority you have to have to move.

SENATOR REGAN: I hope if you build it you will build it to Olympic standards in size.

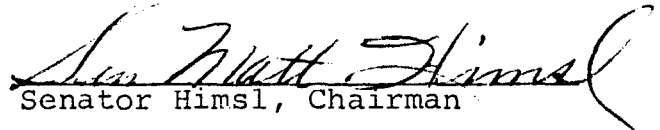
SENATOR AKLESTAD: The state is not going to be involved. On page 1, line 23, it says bonds under certain sections, to be paid back by revenues from state lands pursuant to etc. Doesn't that put the state in the funding mechanism?

REPRESENTATIVE HAND: That would come from interest and what they can handle there.

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DISPOSITION OF HOUSE JOINT RESOLUTION 9: Motion by Senator Stimatz that HJR 9 be concurred in. Voted and passed. Senator Stimatz to carry the bill.

Senator Himsl said this should finish the bills coming into the committee, and with that he would adjourn the committee meeting.


Senator Himsl, Chairman

ROLL CALL

FINANCE AND CLAIMS COMMITTEE

48th LEGISLATIVE SESSION - - 1983

Date 4-19-83

NAME	PRESENT	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 Hims1, Chairman	✓		

VISITORS' REGISTER

NAME	REPRESENTING	BILL #	Check One	
			Support	Oppose
- Neil Bucklew	U of M	833	✓	
- Alan Williams	W of M	833	✓	
- Dennis Vague	MSU	833	X	
- Julie Frederick	ASUM	833	X	
- Dan Nelson	MT. Arts Council	928	X	
- J. D. Hoopes	MT. Arts Advocacy	928	✓	
- Lynn Walker	Whitfish Chamber	833	✓	
- Martin Gilman	Mason Park Proposal	833	✓	
- Annie Stiering	Trail Co. / MT. Arts Ch.	928	✓	
- E. L. Stiering	"	"	✓	
- Bob Brown	Sen. Dist. 10 Whitfish	"	✓	
- Phil Hauck	Dept. of Admin	833	✓	
- Tom Connell	" " "	833	✓	
- Ron Holliday	Dept. of Fish Wildlife Parks	833	✓	
- Jim Flynn	DEPT FWP	833	✓	
- CURT CHISHAM	DEPT INSTRUCTION	833	✓	
- Norm Rostocki	LFA	928		
- M.G. Jim Duffly	DMA	833	✓	
- C. J. Guberton	DMA - DES	833	✓	
- H. E. Cottrell	DMA	833		
- Dan Russell	D of I	833	—	
- Jeanne-Marie Souvigney	ASUM	928/833		
- Monte Fack	UM	833		
- Betty Snyder	Les Mason Park	833	X	
- J. Fred Freese	"	833	X	
- Phyllis Freese	"	833	X	

DATE: _____

COMMITTEE ON _____

VISITORS' REGISTER

[illegible]

(Please leave prepared statement with Secretary)

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PROPOSED AMENDMENT TO HOUSE BILL 928 - (Blue Copy)
(Senator Hammond)

1. Page 2, line 4.

Following: ~~"period"~~

Insert: "except that a grantee may accumulate grant payments"

2. Page 5, line 13.

Strike: "through"

Insert: "thru"

I have drafted this amendment to clear up a technical problem in HB 928, the cultural and aesthetic bill.

The first amendment allows a project to accumulate six month grant payments. The way the bill was written limited a grantee to receiving no more than 25 percent of a grant total in a six month period.

The second amendment changes the name of "growth through art" to "growth thru art" to match the name of the organization.

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*+ Story
Am, Livingston cof*

3. Page 6 line 9.

Following: line 9

Insert: "Livingston Paradise Project \$12,000."

Hammond to copy

HB-833

Page 13, line 17.

Strike: "300,000"

Incur: "41,000"

Amend

Amendment to HB 833

1. Page 16, line 24

~~Following: page 15~~

Insert: "Section 7. Contingency expenditure. The amount appropriated to the Department of Fish, Wildlife, and Parks for acquisition of the Les Mason Memorial, at Whitefish Lake, may not be expended until completion of the biological survey being conducted by the University of Montana. The expenditure may not be made unless the survey indicates that the lake may biologically support the additional park."

Renumber: subsequent sections

Proposed Amendments to HB 909 (third reading copy) Senator Lane

1. Title, lines 4 and 5.

Following: "AN ACT"

Strike: "CREATING A SELECT COMMITTEE OF THE LEGISLATURE TO"

Insert: "REQUIRING THE GOVERNOR OR HIS DESIGNEE TO STUDY AND"

2. Title, lines 7 and 8.

Strike: "PROVIDING" on line 7 through ^{the second} "COMMITTEE;" on line 8

3. Pages 1 and 2.

Following: "1." on line 12 of page 1

Strike: the remainder of line 12 on page 1 through line 8 on page 2

Insert: "Study on developmental disabilities services. The governor or his designee shall conduct a study of and propose a long range plan for the delivery of services to persons with developmental disabilities. The governor or his designee shall solicit comments from the general public and especially from residents of communities where developmental disability services are provided by the state."

4. Page 2, lines 9 and 10.

Following: "Section 2."

Strike: "Committee duties. The ~~executive branch~~ ^{Select Committee} on developmental disabilities services"

Insert: "Study areas. The governor or his designee"

5. Page 3, lines 4 through 7.

Strike: lines 4 through 7 in their entirety

Renumber: subsequent subsections

6. Page 4, line 4.

Following: "legislators,"

Insert: "the general public, ^{and} architects and design experts,"

7. Page 4, line 6.

~~Following: "its"~~

Strike: ~~"final"~~ ^{its}

Insert: "preliminary"

8. Page 4, line 7.

~~Following: "its"~~

Strike: ~~"findings and"~~ ^{its}

Insert: "final"

9. Pages 4 and 5.

Strike: sections 3 through 6 in their entirety

10. Renumber: Subsequent Section

April 18, 1983

Senator Stan Stephens
President, Montana State Senate

Representative Dan Kemmis
Speaker of the House

Gentlemen:

Based on recent conversations with Senator Leo Lane and Representative Bob Marks, I believe that H.B. 909 should be taken off the table in the Senate Finance and Claims Committee, amended and passed.

In its present form, the bill appropriates funds for a legislative study of the developmental disabilities program. Senator Lane proposes to amend the bill to require the executive branch to conduct the study without an appropriation. The executive branch will identify sufficient resources to conduct the study required by the amended version of H.B. 909. I would propose to use my authority to utilize an advisory council, including legislators, to receive a broad range of input before the final recommendations are adopted and the final report written.

I know you are aware of the public interest in the developmental disabilities program and the specific concerns for the future of the Boulder River School and Hospital. H.B. 909, if amended as proposed by Senator Lane, can produce a plan that will assist the 1985 Legislature in improving the services to the developmentally disabled.

Sincerely,

TED SCHWINDEN
Governor

cc: Senator Leo Lane
Senator Matt Hims1
Representative Bob Marks
Representative Francis Bardanouve

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Following: "Section 2."

Strike: "Committee duties. The executive branch on developmental disabilities services"

Insert: "Study areas. The governor or his designee"

5. Page 3, lines 4 through 7.

Strike: lines 4 through 7 in their entirety

Re-number: subsequent subsections

6. Page 4, line 4.

Following: "legislators,"

Insert: "the general public, architects and design experts"

7. Page 4, line 6.

Following: "its"

Strike: "final"

Insert: "preliminary"

8. Page 4, line 7.

Following: "its"

Strike: "findings and"

Insert: "final"

9. Pages 4 and 5.

Strike: sections 3 through 6 in their entirety

STANDING COMMITTEE REPORT

April 19, 1983

19

MR. President

We, your committee on Finance and Claims

having had under consideration House

Bill No. 333

Manuel

Hinsl

Respectfully report as follows: That House

Bill No. 333

third reading blue bill, be amended as follows:

1. Page 13, line 17.

Strike: "300,000"

Insert: "41,000"

And, as so amended,

BE CONCURRED IN

~~DOUBT~~

SENATE COMMITTEE

FINANCE AND CLAIMS

Date _____

Bill No. 833 Time 10:35

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

11-7
Senator Himsl
Chairman

Motion: Etch - y 1

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SENATE COMMITTEE

FINANCE AND CLAIMS

Date 4/7Bill No. 833 Time 11:56

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		✓		

8 10

Sylvia Kinsey
Secretary

Senator Himsl
Chairman

Motion:

Keat Am. of
Whitefish Lake St. L.

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STANDING COMMITTEE REPORT

April 19.

19 83

MR. President

We, your committee on Finance and Claims

having had under consideration House Bill No. 209

Marks

Lane

Respectfully report as follows: That House Bill No. 209, third reading, blue bill, be amended as follows:

1. Title, lines 4 and 5.

Following: "AN ACT"

Strike: "CREATING A SELECT COMMITTEE OF THE LEGISLATURE TO"

Insert: "REQUIRING THE GOVERNOR OR HIS DESIGNED TO STUDY AND"

2. Title, lines 7 and 8.

Strike: "PROVIDING" on line 7 through the second "COMMITTEE;" on line 8

3. Pages 1 and 2.

Following: "1." on line 12 of page 1

Strike: the remainder of line 12 on page 1 through line 3 on page 2

Insert: "Study on developmental disabilities services. The governor or his designee shall conduct a study of and propose a long range plan for the delivery of services to persons with developmental disabilities. The governor or his designee shall solicit comments from the general public and especially from residents of communities where developmental disability services are provided by the state."

DO PASS

continued

M.C.

April 19, 1983

..... 19

4. Page 2, lines 9 and 10.

Following: "Section 2."

Strike: "Committee duties. The select committee on developmental disabilities services"

Insert: "Study areas. The governor or his designee"

5. Page 3, lines 4 through 7.

Strike: lines 4 through 7 in their entirety

Renumber: subsequent subsections

6. Page 4, line 3.

Strike: "(7)"

Insert: "(6)"

7. Page 4, line 4.

Following: "legislators,"

Insert: "the general public, architects and design experts,"

8. Page 4, line 6.

Strike: "its final"

Insert: "preliminary"

9. Page 4, line 7.

Strike: "its findings and"

Insert: "final"

10. Pages 4 and 5.

Strike: sections 3 through 6 in their entirety

Renumber: subsequent sections

And, as so amended,

BE CONCURRED IN

..... Senator Sims

Chairman.

4/c

STANDING COMMITTEE REPORT

April 19, 19 83

MR. President

We, your committee on Finance and Claims

having had under consideration House Bill No. 923

Bengtson Hammond

Respectfully report as follows: That House Bill No. 923, third reading, blue bill, be amended as follows:

1. Page 2, line 4.
Following: "period"
Insert: "except that a grantee may accumulate grant payments"
2. Page 5, line 13.
Strike: "through"
Insert: "thru"
3. Page 6, line 9.
Following: line 9
Insert: "Livingston Paradise Project \$12,000."

And, as so amended,
BE CONCURRED IN

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STANDING COMMITTEE REPORT

April 19

83

19.....

MR. President

We, your committee on Finance and Claims

having had under consideration House Joint Resolution 9 Bill No.

Hand (Stimatz)

Respectfully report as follows: That House Joint Resolution No. 9 , xxxxxxx Bill No.

BE CONCURRED IN

~~DO PASS~~

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