

MINUTES OF THE MEETING
GENERAL GOVERNMENT AND HIGHWAYS SUBCOMMITTEE
MONTANA STATE
JOINT SUBCOMMITTEE

January 14, 1985

The meeting of the General Government and Highways Subcommittee was called to order by Chairman Quilici on January 14, 1985 at 9:00 a.m. in Room 437 of the State Capitol.

ROLL CALL: All members were present with the exception of Senator Stimatz. Also present were Cliff Roessner and Don Witmer from the LFA office.

STATE AUDITOR

Supplemental, Termination Pay: Dick Gilbert explained the amount being requested by the agency, Exhibit No. 1. The Termination pay was for sick leave and vacation pay. Exhibit No. 2 was then passed out. It explained why additional funds were needed for contracted services. Gordon Bruce, from the Insurance Division, explained the expense of cases (9;A;83). He did not go into details of the cases, but would do so at the request of the subcommittee. Senator Keating requested more information of how many people are filing claims and whether the courts are ruling in favor of the people or the agency (Exhibit No. 14).

GOVERNOR'S OFFICE

Supplemental, Cabin Creek Coal Mines Investigation: Mr. Hayden, from the Governor's Office passed out Exhibit No. 3. He explained the request to provide interim monies to allow Montana State governmental officials to participate in the Cabin Creek Coal Mine investigations before the International Joint Commission. The money they are asking for would be used primarily for travel (9;A;342).

DEPARTMENT OF JUSTICE

Highway Patrol: Attorney General, Mike Greely, gave an overview of what the department would be asking for (9;A;501). He told the subcommittee that the amount of uniformed highway patrolmen had only increased by five members since 1970. Colonel Landon described the function of the highway patrol and its (9;A;581) structure. Exhibit No. 4 explains the requested adjustment the agency is asking for. Colonel Landon then discussed the need for funds to pay for accreditation of the Highway Patrol by the Law Enforcement Accreditation Commission. He explained the pros of getting this accreditation. He then discussed the cars of the

GENERAL GOVERNMENT AND HIGHWAYS

January 14, 1985

Page 2

highway patrol. Exhibit No. 5 shows the price increase of cars over the past few years. Exhibit No. 6 shows the cars the department wants to trade in and the projected mileage through May 31, 1985. He explained the method of recording the maintenance of the cars. They review these records monthly. He explained how some cars can be lemons, even with low mileage. Exhibit No. 7 shows the patrol car replacement graph.

Colonel Landon told the subcommittee of House Bill No. 108, which if passed, will increase the per diem of prisoners that the sheriff keep, from \$10 to \$30 a day (9;B;292).

There was discussion on the need of radios and their importance (9;B;363). The reason they didn't buy the radios last biennium, was because cars and salaries were higher priorities (9;B;464).

There was discussion of a physical fitness program for patrolmen (9;B;630). The department is in the process of developing one.

Colonel Landon then went over the Budget Modifications. Exhibit No. 8 is a request for additional Highway Patrol officers (10;A;17). Officer Steve Apear from Yellowstone County, described a typical shift in Billings (10;A;175). He explained the need for more officers. There was discussion why the new officers, if funded, should be placed in Billings. Colonel Landon said that is where the biggest problem is. Senator Keating also stated that 8 or 9 percent of the force is represented in Yellowstone County, and that there is 120,000 residents which constitutes 15 to 20 percent of the state's population (10;B;08).

Exhibit No. 9 is Budget Modification for funds to provide training for 17 new patrol officers (10;B;127). This modification could change with the number of new patrolmen they are funded for.

Exhibit No. 10 is a Budget Modification for 55 MPH Enforcement spending authority request (10;B;190). Exhibit No. 11 requests spending authority for advanced training for Patrol Officers.

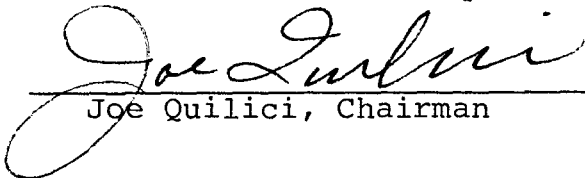
Exhibit No. 12 is a Budget Modification that asks for earmarked funds for highband radio installation for Western Montana. Colonel Landon said the money funded would be used only for radios (10;B;250). Mike Trevor, Administrator of Information Services, spoke in support of the highband radio installation (10;B;303).

The next Budget Modification, Exhibit No. 13, was for funds to support two FTE communication technician positions (10;B;391).

GENERAL GOVERNMENT AND HIGHWAYS
January 14, 1985
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It was decided by the Chairman that the subcommittee would meet the following morning at 7:00 a.m.

ADJOURN: There being no further business before the committee, the meeting was adjourned at 11:55 a.m.



Joe Quilici, Chairman

km

DAILY ROLL CALL

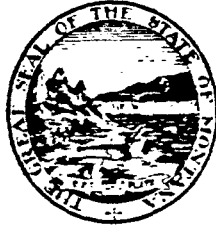
General Government and Highways SUB COMMITTEE

49th LEGISLATIVE SESSION -- 1985

Date 1/14/85

NAME	PRESENT	ABSENT	EXCUSED
Rep. Joe Quilici (Chair)	X		
Sen. Larry Stimatz (Vice Chair)			X
Sen. Delwyn Gage	X		
Sen. Tom Keating	X		
Rep. Mary Ellen Connelly	X		
Rep. Earl Lory	X		

1/14/85
Exhibit #1



STATE OF MONTANA

OFFICE OF
E. V. "SONNY" OMHOLT

STATE AUDITOR
COMMISSIONER OF INSURANCE
SECURITIES COMMISSIONER
CENTRAL PAYROLL SYSTEM

HELENA, MONTANA 59604

TO: Office of the Governor
Budget and Program Planning

FROM: E. V. "Sonny" Omholt
State Auditor

RE: Supplemental Appropriations-Terminations Pay

DATE: December 17, 1984

A Supplemental Appropriation in the amount of \$73,154.00 is herewith requested to meet Termination Pay-out as per schedule attached.


E. V. "SONNY" OMHOLT
State Auditor

EVO:dd
encl.

NAME	TERMINATE DATE	SALARY	BENEFIT	TOTAL
BEHM, KATHLEEN	10-31-84	11,285.19	2,482.74	13,767.93
ISAAK, JO	02-28-85	10,263.93	2,258.06	12,521.99
PHELPS, ROY	01-07-85	11,072.77	2,436.01	13,508.78
MEAGHER, JOYCE	01-04-85	6,667.28	1,466.89	8,134.17
MEAGHER, TERRY	01-04-85	8,268.92	1,819.16	10,088.08
SEIFFERT, NORMA	01-06-85	12,403.26	2,728.72	15,131.98
TOTAL OF THE ABOVE		59,961.35	13,191.58	73,152.93

1/14/85
Exhibit #2

Montana Insurance Department

Request For Additional Budget Appropriation (Supplemental)

Fiscal Year 1985

I. CONTRACTED SERVICES

During the latter part of fiscal year 1984 and in the cost of fiscal year 1985, the department has recognized a substantial increase in contested administrative decisions which was instrumental in creating a deficit figure under contracted services as of October, 1984 of approximately \$2,000.

Among the more uncontrollable and unpredictable areas in forecasting budget expenditures is the contested administrative case load. As a regulatory agency, one obvious key function performed is regulation of the insurance industry in the state of Montana. As a result, the department becomes involved in many quasi-judicial type hearings with all the trappings necessary for a fair hearing as necessitated by statute.

Consequently, when hearings are demanded for cause, the department must respond to these contested cases as well as those initiated by the Insurance Department as a result of complaint investigation and follow up. No exact data being available for predicting costs of contested cases; the department suffers from an unexpected escalation of lengthy, complicated cases and resultant increased costs.

Our current administrative case load being as it is, the current level budget is not adequate for the department's mandated obligations concerning adjudication of complaints and provisions for fair hearings. Among the most severely affected are consulting and professional services, and legal fees and court costs.

Expenditures 2102 & 2108

	<u>Fiscal Year 1982</u>	<u>Fiscal Year 1983</u>	<u>Fiscal Year 1984</u>	<u>October Fiscal Year 1985</u>
Consulting and Professional Services (2102):	2,868	12,999	1,560	9,724
Legal Fees and Court Costs (2108):	83	253	1,184	6,725

Supplemental
(Additional)

	<u>Fiscal Year 1985</u>
1. *A. Consulting and Professional Services (2102):	\$ 3,600
**B. Legal Fees and Court Costs (2108):	2,800
2. Contracted Services (Footnote)	<u>10,000</u>
Total	<u><u>\$16,400</u></u>

1.*Recent events occurring on a contested case against a domestic insurance company has required the Insurance Department to request assistance from the Montana Attorney General and a contracted attorney.

Estimated Cost Fiscal Year 1985

*Attorney General Fee - 80 Hrs. @ \$45/hr. = \$3,600
*Attorney Fee - 80 Hrs. @ \$35/hr. = \$2,800

2. Supplemental funds required for contracted services operating expenses because funds expended as of October 1984 except for "Line Items". Additional consulting, auditing and legal fees need to be accommodated. Additional estimated cost Fiscal Year 1985 contracted services \$10,000.

1/14/85
Exhibit #3

SUPPLEMENTAL APPROPRIATION REQUEST
GOVERNOR'S OFFICE

To provide interim monies to allow Montana State governmental officials to participate in the Cabin Creek Coal Mine investigations before the International Joint Commission (IJC).

Background

On December 26, 1984, the IJC accepted a reference from the U.S. State Department and the Canadian Ministry of External Affairs to conduct an investigation of the transboundary water impacts of the proposed Cabin Creek Coal Mine. The IJC will spend 18 months (beginning in January 1985) analyzing the Cabin Creek case and then will recommend the conditions to the U.S. and Canadian governments under which it believes the mine could open without harming the water downstream.

In mid-January, 1985, the IJC will appoint a joint U.S.-Canadian investigative board to study the problem posed by the proposed mine. The investigative board will have from 8-10 members, two of whom would be representatives from Montana State Government. The investigative board will develop a detailed work plan for the investigation and will appoint 3-5 technical committees to assist them in investigating the various problems presented by mine (i.e. adequacy of the reclamation plan, impacts to Flathead River, fisheries, etc.). In addition to the Montana board members, up to ten technical experts from Montana State agencies will be asked to serve on these technical committees.

Since 1974, Montana has been preparing for the Cabin Creek IJC reference through such actions as the \$2.5 million Flathead Environmental Impact Study that was completed in 1982, water quality monitoring of Flathead Lake and its tributaries, Bureau of Mine investigations at the proposed mine site in Canada and the creation of the Flathead Basin Commission, the Border Waters Clearinghouse, and the Ad Hoc Committee on Canadian Relations. In 1982 and 1983, Montana provided extensive comments on Sage Creek Coal Company's mine application to the Premier of British Columbia.

It will cost Montana approximately \$400,000 to make a strong case for its concerns by participating in the IJC deliberations (Jan. 1985-July 1987). Proposed funding services include:

\$200,000 - in-kind services by state agency personnel that serve on the Investigative Board and the Technical Committees.

\$100,000 - from the Montana Legacy Program via a grant application.

\$95,000 - requested Federal support through Senator Baucus's office.

\$5,000 - pledged by the Flathead Basin Commission should Federal funds be made available to the State.

Need for Supplemental Budget Request

A supplemental appropriation from the General Fund is being requested because funding via the sources listed above will not be available until May of 1985 at the earliest. If Montana obtains Federal funding to participate in the IJC deliberations a portion will be used to reimburse the general fund for this supplement request. Financial assistance for Montana's participation in the IJC deliberations, excluding in-kind contributions, will commence early-mid February, 1985. These costs primarily include Montana state agency costs for travel to and from Investigative Board and Technical Committee meetings in Washington, D.C., Northwestern Montana, and in Canada. Other costs include secretarial and contracted services.

DEPARTMENT OF JUSTICE
1986-87 Biennium Budget Comparison
Current Level Services

Program: 13 Highway Patrol Division

Exec# 156
LFA # 162

	Fiscal Year 1986			EXEC-LFA DIFFERENCE
	AGENCY REQUEST	EXECUTIVE BUDGET	L F A BUDGET	
F. T. E. 's	229.6	229.6	229.6	
PERSONAL SERVICES:				
Personal Services	6,949,146	6,949,069	6,914,239	(34,830)
Vacancy Savings		(277,962)	(266,602)	11,360
Sub-total	6,949,146	6,671,107	6,647,637	(23,470)
OPERATING EXPENSES:				
Contracted Services	166,590	161,665	152,421	(9,244)
Supplies & Materials	615,445	603,850	596,248	(7,602)
Communications	78,572	78,572	77,619	(953)
Travel	284,471	276,029	281,014	4,985
Rent	64,057	62,071	63,787	1,716
Utilities	13,826	11,288	11,306	18
Repair & Maint.	224,493	224,496	233,228	8,732
Other Expenses	15,526	15,321	8,827	(6,494)
Inflation	55,152	58,150	39,561	(18,589)
Sub-total	1,518,132	1,491,442	1,464,011	(27,431)
EQUIPMENT	1,196,376	976,500	770,640	(205,860)
TOTAL PROGRAM	9,663,654	9,139,049	8,882,288	(256,761)
FUNDING:				
General Fund	3,242,545	3,017,010	2,739,871	(277,139)
other funds	6,421,109	6,122,039	6,142,417	20,378
TOTAL FUNDING	9,663,654	9,139,049	8,882,288	(256,761)



	Fiscal Year 1987			EXEC-LFA DIFFERENCE
	AGENCY REQUEST	EXECUTIVE BUDGET	L F A BUDGET	
	229.6	229.6	229.6	
	6,962,725	6,961,275	6,924,420	(36,855)
	6,962,725	6,682,824	6,657,749	(25,075)
	166,254	154,149	153,856	(293)
	615,445	583,850	596,248	12,398
	78,572	78,572	77,619	(953)
	284,471	276,029	281,014	4,985
	64,057	62,408	63,787	1,379
	14,452	11,288	11,306	18
	224,493	224,496	233,578	9,082
	15,526	15,321	8,827	(6,494)
	60,652	62,494	101,477	38,983
	1,523,922	1,468,607	1,527,712	59,105
	1,275,634	1,062,030	847,740	(214,290)
	9,762,281	9,213,461	9,033,201	(180,260)
	3,328,346	3,079,071	2,881,451	(197,620)
	6,433,935	6,134,390	6,151,750	17,360
	9,762,281	9,213,461	9,033,201	(180,260)

CATEGORY	REQUESTED ADJUSTMENTS		COMMENTS
	Amount FY '86	Amount FY '87	
Personal Serv	180,175	180,180	Recommended vacancy savings would require a 19% decrease in operating expense if personnel services and operating expense were funded from same source. The Department of Justice requests vacancy savings of 1.25%.
Personal Serv	34,830	36,855	Adjustment made to position control and not included in LFA budget.
Contract Serv	9,400		Funds to pay for accreditation of the Highway Patrol by the Law Enforcement Accreditation Commission.
Supplies & Mat	28,528	8,528	To establish a quarter-master system for uniform replacement. This would provide \$50,000 per year for replacement plus \$20,000 in FY 1986 for start up cost
Other Expense	6,490	6,490	To provide relocation expenses for Highway Patrol Officers transferred in FY 86
Equipment	205,860	214,290	To purchase in FY 86: 70 cars at 12,844 per vehicle; 13 radar units at \$1,000 per unit; 100 sirens at \$600 per unit; and 3,500 for copier to be shared with Driver Services Bureau. FY 87: 70 cars at \$14,129 per vehicle; 13 radar units at \$1,000 per unit; and 100 sirens at 600 per unit.
Total Adjust	465,283	446,343	
LFA Budget	8,882,288	9,033,201	
Total Agency Req	9,347,571	9,479,544	

Exhibit #4

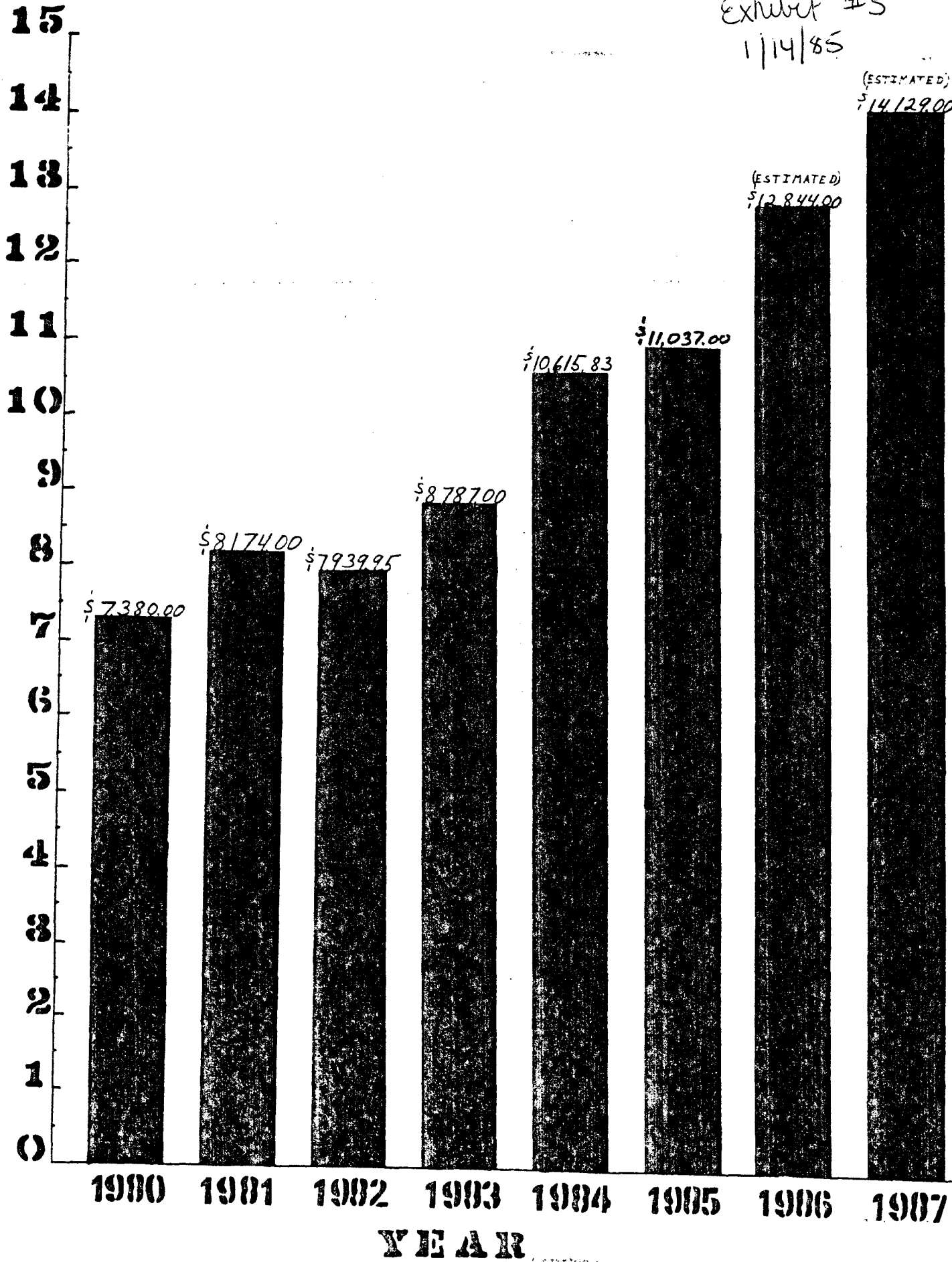
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Exhibit #5
1/14/85

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PROJECTED MILEAGE THROUGH MAY 31, 1985

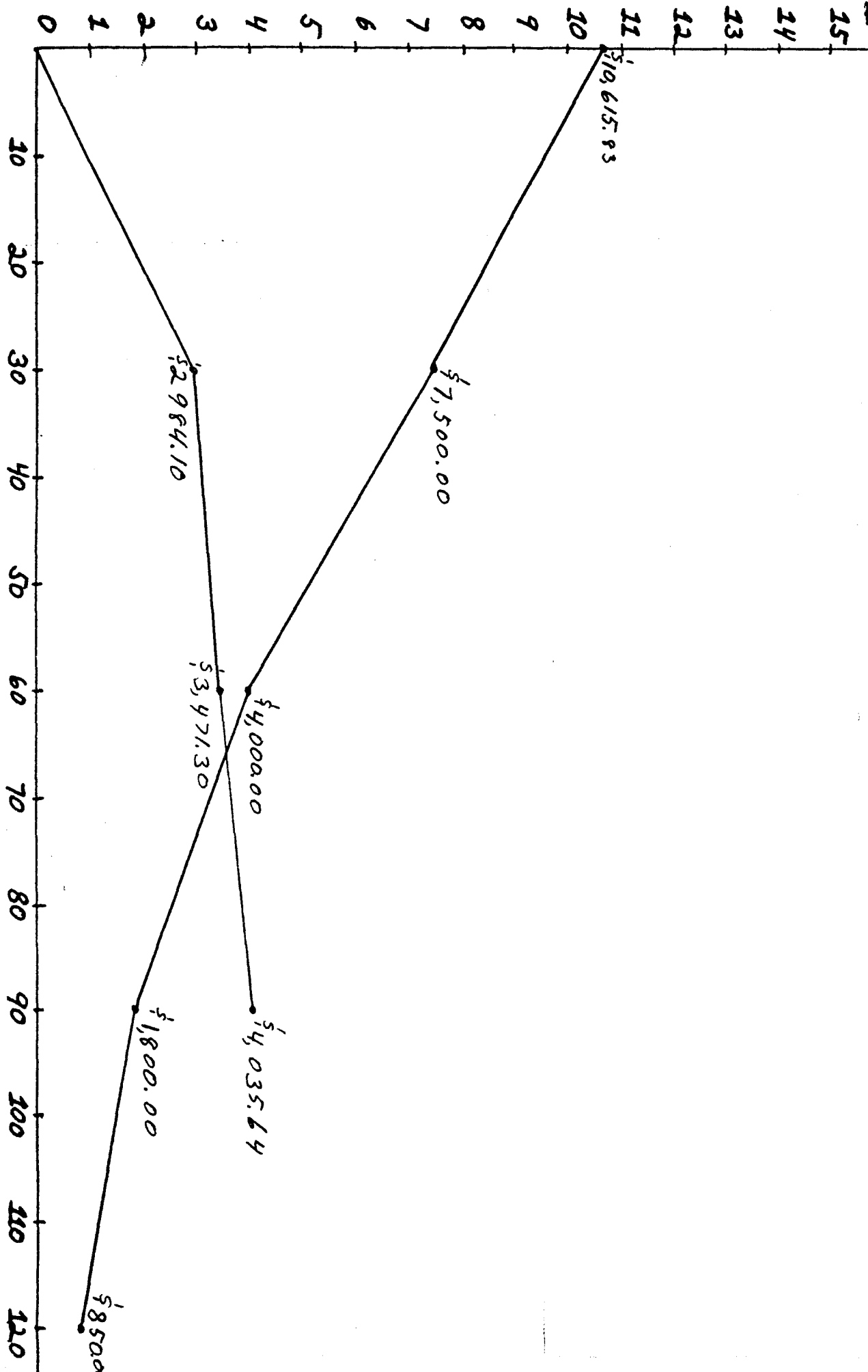
Exhibit #6
1/14/85

	CAR #	MILEAGE
1.	1102	114189
2.	1782	112337
3.	2732	103949
4.	1431	103772
5.	2652	103000
6.	2462	101989
7.	2582	100937
8.	2262	98734
9.	1592	98400
10.	2502	98310
11.	3042	96850
12.	3192	96439
13.	3093	96300
14.	1942	95775
15.	1642	94900
16.	1522	93810
17.	2083	92719
18.	1562	91809
19.	3252	91534
20.	2093	90339
21.	2852	89789
22.	1792	89774
23.	3102	88899
24.	2922	88689
25.	1712	88010
26.	1552	87940
27.	2062	87450
28.	2672	86354
29.	1542	86282
30.	3002	86220
31.	2792	86054
32.	1972	85000
33.	1932	84699
34.	1561	84454
35.	1532	83964
36.	1211	82730
37.	2002	82684
38.	1962	82345

39.	3031	82054
40.	2602	81412
41.	1772	80394
42.	2862	80194
43.	1051	79780
44.	2933	79609
45.	1903	79269
46.	2112	79144
47.	2393	78564
48.	1203	78539
49.	1841	77430
50.	1252	77429
51.	1802	77120
52.	2153	76754
53.	1573	76714
54.	2032	75755
55.	1872	75504
56.	2273	75420
57.	2041	75350
58.	3013	75124
59.	2553	74999
60.	1583	74779
61.	2103	74724
62.	1892	74477
63.	2513	74039
64.	1011	73564
65.	1953	73445
66.	2562	73014
67.	1179	72299
68.	2973	71454
69.	2242	70730
70.	2993	70689

PATROL CAR REPLACEMENT GRAPH

EXHIBIT # 7
 8/14/85



COSTS IN THOUSANDS

MILES IN THOUSANDS

BUDGET MODIFICATION

Department of Justice
1986-87 Biennium

Program: Highway Patrol Division - 13
Executive Page Number: 156

TITLE: ADDITIONAL HIGHWAY PATROL OFFICERS

REQUEST: The Department requests highway earmarked funds to support 13 new Highway Patrol officers (FY 86 - 7 FTE, FY 87 - 13 FTE).

JUSTIFICATION: The additional officers are needed to provide 24 hour coverage in high accident metropolitan areas, to continue to provide coverage in some rural areas and to address growing problems created by increased traffic and vehicle miles traveled in Montana. The Patrol tentatively plans to locate the officers as follows: 1 traffic officer in Sanders County, 10 traffic officers in the Billings area, 1 safety education officer in billings to cover the eastern third of the State, and 1 safety education officer in Missoula to cover the western third of the State. Demand for patrol coverage in populated areas will force a major reallocation of personnel to equalize workload.

<u>FISCAL DATA:</u>	<u>FY 1986</u>	<u>FY 1987</u>
<u>F. T. E.'s</u>	7.0	13.0
<u>Personal Services</u>	<u>\$166,348</u>	<u>\$308,932</u>
<u>Operating Expenses:</u>		
Contracted Services	2,082	3,007
Supplies & Materials	33,557	46,506
Communications	941	1,856
Travel	10,775	20,012
Rent		
Utilities		
Repair & Maintenance	5,105	9,483
Other Expenses	5,950	5,304
Subtotal	<u>58,410</u>	<u>86,168</u>
<u>Equipment</u>	<u>113,372</u>	<u>104,886</u>
<u>Total Request</u>	<u>\$338,130</u>	<u>\$449,986</u>
<u>Funding:</u>		
General Fund	171,782	191,054
Other Funds	<u>166,348</u>	<u>308,932</u>
<u>Total Funds</u>	<u>\$338,130</u>	<u>\$449,986</u>

MONTANA HIGHWAY PATROL
TEN YEAR PLAN FOR MANPOWER

1985 Through 1994

Proposed - 1984

The proposed ten year plan is an effort by the Montana Highway Patrol to upgrade its uniformed strength within an acceptable level for ensuring adequate service to Montana citizens throughout the far reaches of the State. The Montana Highway Patrol believes the citizens of all communities in the State should have an officer within reasonable response time for emergency calls.

FY 1986 and FY 1987

11 Traffic Officers
2 Safety Education Officers

1 Traffic Officer would be stationed in Sanders County

10 Traffic Officers would be stationed in Billings. This would allow for 24 hour coverage of the Billings area. This would eliminate much "call out" time by the officers now stationed there.

1 Safety Education Officer would be stationed in Billings to cover the eastern third of the State.

1 Safety Education Officer would be stationed in Missoula to cover the western third of the State.

FY 1988 and FY 1989

12 Traffic Officers
1 Safety Education Officer

1 Traffic Officer each would be stationed in the following areas:

Bozeman	Dillon	Medicine Lake
Broadus	Great Falls	Missoula
Chester	Hamilton	Terry
Columbia Falls	Lincoln	Wibaux

1 Safety Education Officer would be stationed in Great Falls.

FY 1990 and FY 1991

12 Traffic Officers
1 Safety Education Officer

1 Traffic Officer each would be stationed in the following areas:

Chinook	Miles City	Simms
Hardin	Missoula	Stanford
Helena	Seeley Lake	Superior
Joliet	Sheridan	Wolf Point

1 Safety Education Officer would be stationed in Butte.

FY 1992 and FY 1993

12 Traffic Officers
1 Safety Education Officer

1 Traffic Officer each would be stationed in the following areas:

Big Timber	Cut Bank	Troy
Billings	Glendive	Wolf Creek
Bozeman	Kalispell	
Choteau	Missoula	

2 Traffic Officers would be stationed in Great Falls.
1 Safety Education Officer would be stationed in Glendive.

FY 1994 and FY 1995

9 Traffic Officers

1 Traffic Officer each would be stationed in the following areas:

Bigfork	Circle	Helena
Big Sandy	Culbertson	Livingston
Billings	Great Falls	St. Ignatius

The long range plan would increase the Montana Highway Patrol Traffic Officers by 56, the Safety and Education Officers by 5. This reflects a gradual increase of 6.1 officers per year to provide adequate coverage throughout the State.

Following the achievement of equitable distribution of manpower, the Montana Highway Patrol should be able to keep pace with increased population and traffic growth by supplementing its uniformed strength by one or two officers per year barring any unforeseen rapid growth rate.

The following is a breakdown of the Patrol's uniformed officers and the changes since 1971:

<u>BIENNIUM</u>	<u>OFFICERS</u>	
1970 - 1971	195	Uniformed officers including Driver Examiners.
1972 - 1973	25	New officers added to the Field Services program (not Driver Examiners).
1980 - 1981	(22)	Twenty-six Driver Examiners were converted to civilian status, but four were retained as patrolling officers.
1981 - 1983	2	Three positions were actually added but one position was earlier moved to the Criminal Investigation Bureau.
<hr/>		
Total	200	Current Strength

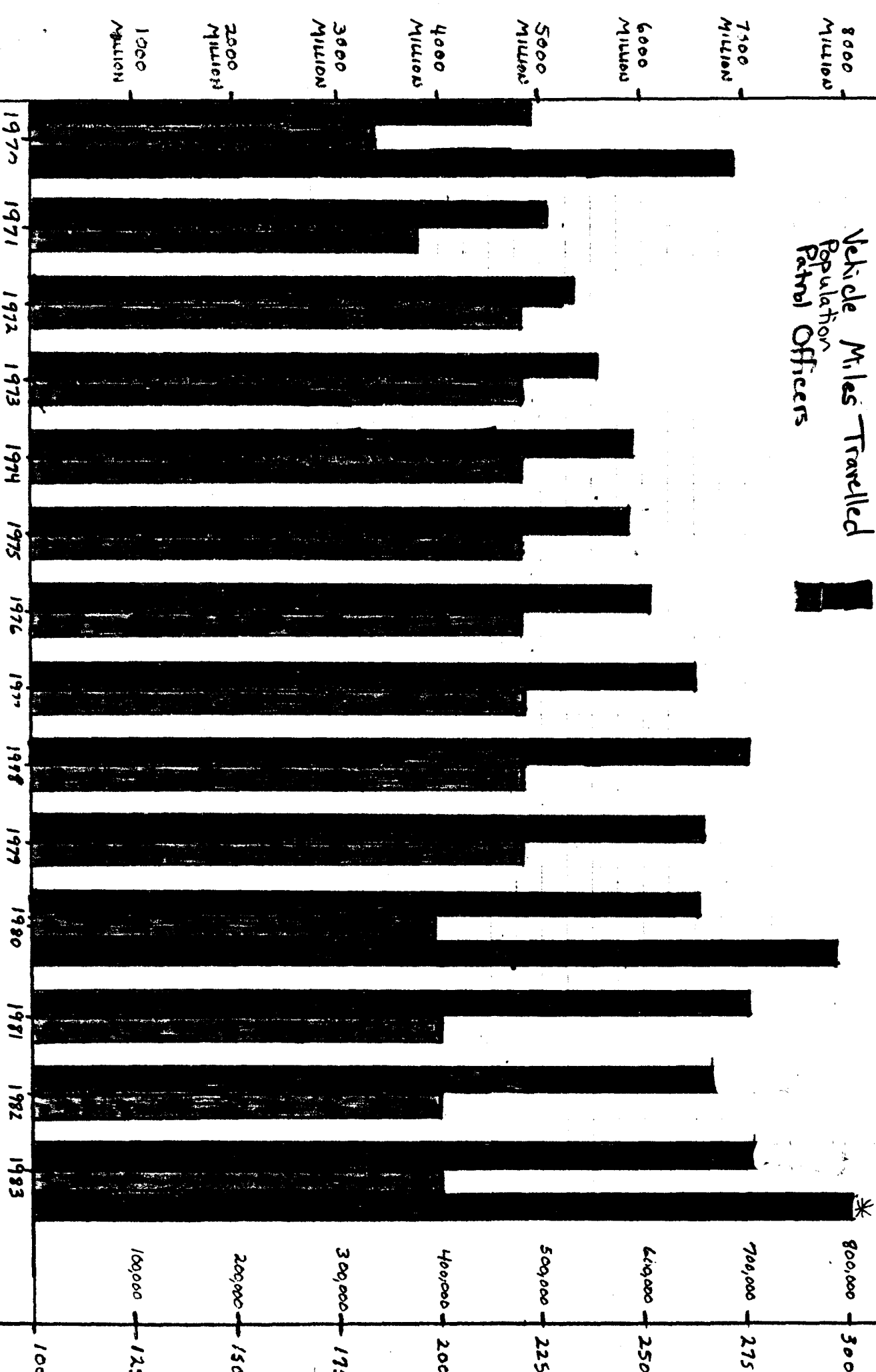
STATE OF MONTANA
 Vehicle Miles Travelled - Population - Highway Patrol Officers

<u>Year</u>	<u>Vehicle Miles Travelled (in millions)</u>	<u>Patrol Officers</u>	<u>Population</u>
1970	4,867	185	694,409
1971	5,379	194	
1972	5,373	220	
1973	5,689	220	
1974	5,823	220	
1975	5,723	220	
1976	6,121	220	
1977	6,511	220	
1978	7,021	220	
1979	6,703	220	
1980	6,607	198	786,690
1981	7,003	200	
1982	6,668	200	
1983	7,179	200	800,000 (estimated)

Vehicle Miles Travelled Population Highway Patrol Officers

1970 - 1983

Vehicle Miles Travelled
Population
Highway Patrol Officers



* Estimate

Exhibit #9
1/14/85

BUDGET MODIFICATION

Department of Justice
1986-87 Biennium

Program: Highway Patrol Division - 13
Executive Page Number: 157

TITLE: RECRUIT SCHOOL

REQUEST: The Department requests funds to provide training for 17 new patrol officers.

JUSTIFICATION: The 17 officers include 11 officers in FY 86, and 6 officers in FY 87. The request for FY 86 includes four officers for the 55 MPH Enforcement Project which will be federally funded. The Highway Patrol will train the officers in an 11-week school held at the Law Enforcement Academy. Officers are not sworn or assigned until they have successfully completed recruit school training.

<u>FISCAL DATA:</u>	<u>FY 1986</u>	<u>FY 1987</u>
<u>F. T. E.'s</u>	2.35	1.3
<u>Personal Services</u>	<u>\$39,139</u>	<u>\$21,651</u>
<u>Operating Expenses:</u>		
Contracted Services	8,958	4,886
Supplies & Materials	915	468
Communications		
Travel	5,632	3,240
Rent		
Utilities		
Repair & Maintenance	520	520
Other Expenses		
Subtotal	<u>16,025</u>	<u>9,114</u>
<u>Equipment</u>		
<u>Total Request</u>	<u>\$55,164</u>	<u>\$30,765</u>
<u>Funding:</u>		
General Fund	55,164	30,765
Other Funds		
Total Funds	<u>\$55,164</u>	<u>\$30,765</u>

BUDGET MODIFICATION

Department of Justice Program: Highway Patrol Division - 13
1986-87 Biennium Executive Page Number: 157

TITLE: 55 MPH ENFORCEMENT

REQUEST: The Department requests authority to spend federal funds provided by the National Highway Traffic Safety Administration to enforce the 55 MPH conservation speed limit on interstate and primary highways.

JUSTIFICATION: This project would consist of four FTE patrol officers whose sole duties would be enforcement of the 55 MPH conservation speed limit in areas which studies show have a higher than average speed. Specific problem areas are targeted in an attempt to lower the State's speed compliance level to that required by federal guidelines. Noncompliance on Montana highways could result in a loss of federal funds for construction of highways.

<u>FISCAL DATA:</u>	<u>FY 1986</u>	<u>FY 1987</u>
<u>F. T. E.'s</u>	4.0	4.0
<u>Personal Services</u>	\$ <u>95,056</u>	\$ <u>95,056</u>
<u>Operating Expenses:</u>		
Contracted Services		
Supplies & Materials	9,867	9,867
Communications		
Travel	34,348	34,348
Rent		
Utilities		
Repair & Maintenance	1,792	1,792
Other Expenses		
Subtotal	<u>46,007</u>	<u>46,007</u>
<u>Equipment</u>		
<u>Total Request</u>	<u>\$141,063</u>	<u>\$141,063</u>
<u>Funding:</u>		
General Fund		
Other Funds (fed. special)	<u>141,063</u>	<u>141,063</u>
<u>Total Funds</u>	<u>\$141,063</u>	<u>\$141,063</u>

DEPARTMENT OF HIGHWAYS

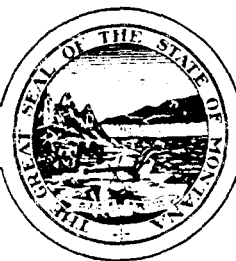
RECEIVED HDQ

NOV 19 1984

MONT. HIGHWAY PATROL

2701 PROSPECT

TED SCHWINDEN, GOVERNOR



STATE OF MONTANA

HELENA, MONTANA 59620

November 14, 1984

RE: Compliance - 55 MPH Speed Limit

Colonel Robert W. Landon
Chief Administrator
Highway Patrol Division
Montana Department of Justice
Helena, MT 59620

Dear Colonel Landon:

I was very pleased to note that the data for federal fiscal 1984 indicated a reduction in the percentage of vehicles exceeding Montana's 55 mile per hour speed limit. As I am sure you are aware, it is vital that we maintain compliance with this requirement and that we avoid the loss of federal highway funds which could result from the federal government determining that Montana is not in compliance with this requirement.

On behalf of the Montana Highway Commission and Department, I want to commend you and your staff on this accomplishment; please keep up the good work.

Sincerely,

Ilert Hellebust, Chairman
Montana Highway Commission
18 Cypress Drive
Havre, Montana 59501

IH:REC:jm:1HH

cc: Mike Greely, Attorney General
Gary J. Wicks, Director, Department of Highways

Exhibit #11
1/14/85

BUDGET MODIFICATION

Department of Justice Program: Highway Patrol Division - 13
1986-87 Biennium Executive Page Number: 157

TITLE: ADVANCED TRAINING FOR PATROL OFFICERS

REQUEST: The Department requests authority to spend federal funds provided by the National Highway Traffic Safety Administration for advanced training for patrol officers.

JUSTIFICATION: Training would be provided in the following areas: advanced traffic investigation, driving under the influence, legal, and management. Funding for these training programs has been provided by NHTSA in the past.

<u>FISCAL DATA:</u>	<u>FY 1986</u>	<u>FY 1987</u>
<u>F. T. E.'s</u>		
<u>Personal Services</u>		
<u>Operating Expenses:</u>		
Contracted Services	32,000	32,000
Supplies & Materials		
Communications		
Travel		
Rent		
Utilities		
Repair & Maintenance		
Other Expenses		
Subtotal	<u>32,000</u>	<u>32,000</u>
<u>Equipment</u>		
<u>Total Request</u>	<u>\$32,000</u>	<u>\$32,000</u>
<u>Funding:</u>		
General Fund		
Other Funds (fed. special)	<u>32,000</u>	<u>32,000</u>
Total Funds	<u>\$32,000</u>	<u>\$32,000</u>

BUDGET MODIFICATION

Exhibit #12
1/14/85

Department of Justice
1986-87 Biennium

Program: Highway Patrol Division - 13
Executive Page Number: 157

TITLE: Highband Radio Installation for Western Montana

REQUEST: The Department requests highway earmarked funds to purchase highband radio and dispatch equipment for Western Montana.

JUSTIFICATION: This modification will allow the Highway Patrol to complete installation of the highband mobile communications and radio dispatch system for all of Montana. The completed system will allow better supervision of patrol officers, ensure more timely response to highway traffic emergencies, improve communication for officers in the field, and provide highband radio communication capabilities to the Departments of Livestock; Fish, Wildlife and Parks; Public Service Commission; Revenue; and to the Disaster and Emergency Services Division; Fire Marshal Bureau, Criminal Investigation Bureau and the Governor.

<u>FISCAL DATA:</u>	<u>FY 1986</u>	<u>FY 1987</u>
<u>F. T. E.'s</u>		
<u>Personal Services</u>		
<u>Operating Expenses:</u>		
Contracted Services		
Supplies & Materials	77,950	
Communications		
Travel		
Rent		
Utilities		
Repair & Maintenance		
Other Expenses		
Subtotal	<u>77,950</u>	
<u>Equipment</u>	<u>311,800</u>	
<u>Total Request</u>	<u>389,750</u>	
<u>Funding:</u>		
General Fund		
Other Funds (state special)	<u>389,750</u>	
Total Funds	<u>\$389,750</u>	

Amount requested is for biennium.

HIGHWAY PATROL
COMMUNICATIONS

PLAN TO COMPLETE HIGHBAND RADIO INSTALLATIONS IN WESTERN
HALF OF THE STATE INCLUDING THE BUTTE AND MISSOULA REGIONS.

Radio Equipment

FY 1986 - 1987

<u>Locations</u>	<u>Item</u>	<u>Approx. Cost</u>
Libby	VHF Repeater	\$ 2,400
	VHF Antenna	240
	Duplexer	833
	100 ft. TX Line	112
	Miscel.	50
Eureka	VHF Repeater	2,400
	VHF Antenna	240
	Duplexer	833
	100 ft. TX Line	112
	Miscel.	50
Big Mountain	VHF Repeater	2,400
	VHF Antenna	240
	Duplexer	833
	100 ft. TX Line	112
	Miscel.	50
Kalispell	VHF Base Station	2,300
	UHF Base Station	2,500
	VHF Antenna	240
	UHF Antenna	150
	100 ft. TX Line	112
	Miscel.	100
	Tower	2,000
Lakeside	VHF Base Station	2,300
	UHF Base Station	2,500
	VHF Antenna	240
	UHF Antenna	150
	100 ft. TX Line	112
Plains	Miscel.	100
	VHF Repeater	2,400
	VHF Antenna	240
	VHF Duplexer	833
	100 ft. TX Line	112
TV Mtn	Miscel.	50
	VHF Base Station	2,300
	UHF Base Station	2,500
	VHF Antenna	240

<u>Locations</u>	<u>Item</u>	<u>Approx. Cost</u>
	UHF Antenna	\$ 150
	100 ft. TX Line	112
	Miscel.	100
Missoula	VHF Base Station	2,300
	UHF Base Station	2,500
	VHF Antenna	240
	UHF Antenna	150
	100 ft. TX Line	112
	Miscel.	100
University Mtn.	VHF Repeater	2,400
	VHF Antenna	240
	Duplexer	833
	100 ft. TX Line	112
	Miscel.	50
Union Peak	VHF Repeater	2,400
	VHF Antenna	240
	Duplexer	833
	100 ft. TX Line	112
	Miscel.	50
Philipsburg	VHF Repeater	2,400
	VHF Antenna	240
	Duplexer	833
	100 ft. TX Line	112
	Miscel.	50
Hamilton	VHF Repeater	2,400
	VHF Antenna	240
	Duplexer	833
	100 ft. TX Line	112
	Miscel.	50
Dillon	VHF Repeater	2,400
	VHF Antenna	240
	Duplexer	833
	100 ft. TX Line	112
	Miscel.	50
Ennis	VHF Repeater	2,400
	VHF Antenna	240
	Duplexer	833
	100 ft. TX Line	112
	Miscel.	50
Livingston	VHF Repeater	2,400
	VHF Antenna	240
	Duplexer	833
	100 ft. TX Line	112
	Miscel.	50

<u>Locations</u>	<u>Item</u>	<u>Approx. Cost</u>	
Butte	VHF Base Station	\$ 2,300	
	UHF Base Station	2,500	
	VHF Antenna	240	
	UHF Antenna	150	
	100 ft. TX Line	112	
	Miscellaneous	100	
XL Heights	VHF Base Station	2,300	
	UHF Base Station	2,500	
	VHF Antenna	240	
	UHF ANTenna	150	
	100 ft. TX Line	112	
	Miscellaneous	<u>100</u>	74,000
Helena	Control Console	20,000	
Missoula	Control Console	20,000	
Helena	Test Equipment	<u>10,000</u>	50,000

<u>Number</u>	<u>Item</u>	<u>Approx. Cost</u>	
10	Pager Units	\$ 3,000	
20	Hand Held Portables	20,000	
5	Towers	10,000	
3	Interface Panels	4,500	
60	Mobile Units	144,900	
	Miscellaneous Hardware	<u>5,000</u>	
	Total		187,400
Contract Installation of Base Stations and Repeaters on Western Montana Transmitter Sites--(Biennium Request)			<u>77,950</u>
Grand Total			<u>\$389,750</u>

Exhibit #13
1/14/85

BUDGET MODIFICATION

Department of Justice Program: Highway Patrol Division - 13
1986-87 Biennium Executive Page Number: 157

TITLE: COMMUNICATIONS TECHNICIANS

REQUEST: The Department requests funds to support two FTE communication technician positions.

JUSTIFICATION: The Highway Patrol has a large inventory of communications equipment including: 264 low band two way radios, 172 high band two way radios, 10 low band base stations, 11 high band base stations, 20 high band mobile relays, 16 handheld two way radios and six pagers. In addition to this communication equipment the Patrol also has: 220 top lights, 220 siren units and 220 radar units, which must also be installed, repaired and maintained.

Installation and maintenance of this equipment is now accomplished in several ways. The communications engineer for the Patrol oversees the installation of the equipment. Most repair work is done by local repair shops on contract and maintenance work is done as needed and not as scheduled maintenance.

This modification would provide for one communication technician in FY 85 to be located in Helena and a second technician in FY 86 to be located in Billings. These technicians would be responsible for installation of vehicle radios, highband base stations, mobile relays, and repeaters as well as scheduled maintenance of all electronic equipment.

<u>FISCAL DATA:</u>	<u>FY 1986</u>	<u>FY 1987</u>
<u>F. T. E.'s</u>	1.0	2.0
<u>Personal Services</u>	<u>\$21,372</u>	<u>\$42,762</u>
<u>Operating Expenses:</u>		
Contracted Services		
Supplies & Materials	2,964	5,928
Communications		
Travel	1,804	3,608
Rent		
Utilities		
Repair & Maintenance	633	1,266
Other Expenses		
Subtotal	<u>5,401</u>	<u>10,802</u>
<u>Equipment</u>	<u>14,145</u>	<u>15,065</u>
<u>Total Request</u>	<u>\$40,918</u>	<u>\$68,629</u>
<u>Funding:</u>		
General Fund	40,918	68,629
Other Funds		
Total Funds	<u>\$40,918</u>	<u>\$68,629</u>

To: Chairman Quilici, General Government and Highways Committee
From: Richard W. Gilbert, Assistant Deputy, State Auditor
Subject: State Auditor Supplemental Requests

Supplemental Request No. 1: Termination - Pay-outs: \$73,154

The State Auditor's Office is requesting a general fund supplemental appropriation for termination pay-out totaling \$73,154. This amount will be sufficient to pay accrued vacation and sick leave for six long-time employees of the State Auditor's Office.

During the hearing on January 14, 1985, Chairman Quilici requested that the Auditor's Office explore the possibility of funding a portion of Kathleen Behm's termination pay-out from state special revenue funds. This request was made due to the fact that this employee was budgeted within the Central Payroll Division which is partially supported by state special revenue funds. Having researched this possibility, I find that all personnel in the Central Payroll Division have been in the past and are now 100 percent supported with general funds. The state special revenue funds are spent entirely to support division operating expenses or more specifically the enhancement of the P/P/P system. Based on the existing funding of the Behm position it is appropriate that the general fund support her position fully in the supplemental request. All positions included in the termination pay-out are general funded positions.

Supplemental Request No. 2: Additional Funding for Contested Insurance Cases - \$16,400.

The committee requested the department explore the possibility of transferring funds from other divisions to the Insurance Division to meet the escalating cost of contested insurance cases in Fiscal 1985. Having had the opportunity to analyze the budgets for each division in fiscal 1985, we anticipate having adequate spending authority in other divisions which could be transferred to the Insurance Division to meet the additional costs. Therefore, we withdraw the request for the \$16,400.

Request for Additional Information:

Chairman Quilici and Members requested additional information from the Department during a hearing on January 14, 1985 relating to the outcomes of hearing regarding consumers and respondents. Because the Insurance Division is not computerized, only basic operational data is manually collected due to limitations of time and staff. However, the legal department furnished the following information concerning contested cases won by plaintiffs (consumer) through the Insurance Division:

<u>TOTAL NO. CASES</u>	<u>FAVORABLE TO DEPT. AND "CONSUMER"</u>	<u>ADVERSE TO DEPT. AND "CONSUMER"</u>
7/1/83 - 6/30/84 - 35	33	2
7/1/84 - "Present" - 13	11	2

We do not have any feasible means on tracking total dollar recovery by consumers resulting from the decisions in administrative contested cases.

We respectfully submit that a more important litmus test when reviewing hard data is the Policyholders Service Report which attempts to capture the amount of recovery dollars, as reported and confirmed by the consumer, that Insurance Division has directly made through the regulatory processes. Some cases of course, never become contested and recovery is made; yet ongoing costs for contracted services are necessitated whether contested or not. A recap of that activity follows:

<u>FY</u>	<u>VALID COMPLAINTS</u>	<u>DOLLARS (\$) RECOVERED</u>
1980	696	\$2,031,082
1981	671	\$1,559,960
1982	795	\$1,846,805
1983	776	\$1,207,423

Based on the information we are presently capturing for departmental, operational decision making, we conclude that the insurance transactions affecting out budget are certainly not matters unique to the Insurance Industry in Montana. The Insurance Division is subject to the same increased costs of legal services as any user, and all reports clearly indicate upward trends in all areas of governmental as well as private enterprise.

The Honorable Chairman and Committee members might also note that the Department collected in finer through regulatory processes the following amounts:

	<u>Amounts</u>
FY 1981	\$31,499
FY 1982	9,675
FY 1983	14,500
FY 1984	29,200
(12/31/84)	9,950

The figures are presented in the spirit of openness and frankness in response to your inquiry concerning consumer protection and recovery costs.

VISITORS' REGISTER

General Govt & Highways COMMITTEE
 State Auditor - Supplemental / Term Pay
 Gov. Office - Supplemental / Cabin or Coal Mines
 Justice - Highway Patrol
 LENS, LESO, LEA

~~BILL NO.~~ _____ DATE 1/14/85

SPONSOR _____

NAME (please <u>print</u>) <small>use black pen</small>	RESIDENCE	SUPPORT	OPPOSE
BOB HANSON	HPD		
JERRY WINKERSON	✓		
STEVE HPEAR	✓		
GAR MUNSON	✓		
NANCY Jo JUMMEN	LENS		
SUSAN HANSEN	AG STAFF		
BOB KUCHARBROD	✓ ✓		

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR WITNESS STATEMENT FORM.
PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.