

DAILY ROLL CALL

HOUSE RULES COMMITTEE

50th LEGISLATIVE SESSION -- 1987

Date January 14, 1987

NAME	PRESENT	ABSENT	EXCUSED
HANNAH, Tom (Chairman)	✓		
MARKS, Bob (Vice Chairman)	✓		
ADDY, Kelly	✓		
BROWN, Dave	✓		
EUDAILY, Ralph	✓		
IVERSON, Dennis	✓		
MERCER, John	✓		
RAMIREZ, Jack	✓		
QUILICI, Joe	✓		
VINCENT, John	✓		

MINUTES OF THE MEETING  
RULES COMMITTEE  
50th LEGISLATIVE SESSION

January 14, 1987

The fourth meeting of the House Rules Committee was called to order by Chairman Tom Hannah on Wednesday, January 14, 1987 at the hour of 4:30 p.m. in Room 428-A of the State Capitol.

ROLL CALL: All members were present.

CONSIDERATION OF SJR 6: A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA TO ADOPT JOINT RULES TO GOVERN THEIR PROCEEDINGS.

Senator Fred Van Valkenburg, chief sponsor of SJR 6, said this is the joint resolution to adopt the joint rules of the session. He explained the three changes made in the resolution since leaving the Joint Rules Committee. He explained the change on page 11 having to do with use of the telephone system. The change on page 36, line 13 had to do with a clerical error. Senator Hirsch, who took exception with the 80th day transmittal deadline on page 37, lines 11 and 12, offered a floor amendment to amend it to the 67th day. Senator Van Valkenburg further pointed out that the Joint Rules Committee in a prior meeting had decided to amend the rules which would allow the Joint Rules Committee to vote by houses rather than individually. (Amendment is found on page 43, line 18 of third reading bill.)

PROPOSERS: None

OPPOSERS: Rep. Gene Donaldson, chairman of the House Appropriations Committee, specifically objected to the transmittal deadlines for revenue bills and appropriation bills. He said historically, the Senate revenue bills have been transmitted to the House prior to the time that the House transmitted appropriation and revenue bills. The House will never have the opportunity of having all the pieces in its hands. The Revenue Estimating Committee will only estimate based on current law the actual amount of incoming revenue.

He said that unless there is some time between the transmittal dates, the House will never have time to deal with the question of a balanced budget. This is especially critical for this session because of the numerous areas that need to be addressed. Rep. Donaldson offered no amendments at this time.

Rep. Bob Thoft, chairman of the Long-Range Planning Subcommittee of the Appropriations Committee, reiterated Rep. Donaldson's comments. The Legislature should have all the pieces in order to come up with a balanced budget.

There being no further opponents and no questions asked by the committee, Senator Van Valkenburg closed. He said that if the committee had occasion to amend, the Secretary of the Senate requested an amendment to page 23, following line 24 which would include that resolutions to confirm appointments by the governor have no deadline for requests and introductions. This amendment was offered for clarification purposes.

Rep. Marks formally moved the amendment:

Page 23, line 24.  
Following: line 24  
Insert: "Resolutions to express confirmation  
of appointments                      No deadline              No deadline"

The motion was seconded by Rep. Vincent and CARRIED unanimously.

For purposes of discussion, Rep. Marks brought up the subject dealing with the transmittal deadline of revenue bills and amendments. The concern he has with moving back the deadlines is that it may not allow enough time to package things up in order to create the options. The idea that the House is able to send to the Senate a balanced budget is a useful tool but is mostly a symbolism.

Rep. Quilici feels time is needed to at least get a clear look at the revenue picture.

Rep. Ramirez said we are dealing with a difficult situation. We are talking about major restructuring no matter what is done. Some of these measures have not even gotten to the committee for consideration. He said that if we are going to move these transmittal dates up before we have all the chips, we should have to move the Senate transmittal dates up at least 10 days before the House transmittal deadline. He also said that the governor doesn't even have his bills drafted yet, and he figured that we wouldn't see any of the substantive revenue bills until the 30th day.

Rep. Quilici said he wants to give the Appropriations Committee a few days to look at the revenue picture.

Rep. Marks suggested moving the appropriation deadline forward. It would, however, give the Senate less time to look at the whole picture.

Rep. Vincent suggested amending the transmittal of appropriation bills to the 70th day and the transmittal of revenue bills from both House to the Senate and Senate to the House by the 65th day.

Rep. Quilici suggested moving the appropriation transmittal deadline up to the 74th day and the transmittal of revenue bills to the 70th day.

Rep. Ramirez said it wouldn't make a whole lot of difference of when the revenue deadline is. The right will be about where the revenue is going to come from. We need to set a reasonable budget and go from there.

Rep. Quilici argued that there are those governmental agencies that always think there is a windfall somewhere. We need to know what the revenue picture is in order to show these people that the revenue is not there unless more is implemented.

Rep. Ramirez commented that if a simultaneous transmittal deadline of revenue bills is allowed before the appropriation bills transmit, it will be hard for the House to agree on revenue measures. He feels this would put the House at a disadvantage.

Rep. Vincent said the cards need to be laid on the table by the 70th legislative day. Rep. Ramirez agreed with Rep. Vincent in that the Legislature needs to be talking about this matter now. He said that some of these bills will be incredibly complex. If too short of fuse is put on the revenue side, we're headed for deep trouble.

It was Rep. Addy's desire to stand fast on the historic custom of trying to transmit a balanced budget to the Senate.

Rep. Marks asked Senator Van Valkenburg if it would work for the Senate to receive the appropriation package by the 75th day. Senator Van Valkenburg said it was a tough question to answer because he could not speak for the whole Senate. He said he would have to consult with the chairman of the Finance and Claims Committee, but he advised the committee to do what they figured would be best for the House. His main interest is to get some rules adopted now so they know what the deadlines are. Until we get these rules adopted, we are prevented from "cracking the whip."

Rep. Ramirez said it is such a delicate thing that must be put together, and it may be the most difficult compromise he has ever seen. He said the Legislature needs to come up with a "lean and mean budget."

Rep. Hannah commented that the votes will not be there until they get down to the options.

Rep. Quilici moved to amend page 36 by changing the transmittal deadline for appropriation bills to the 74th day and the transmittal deadline for revenue bills to the 70th day.

Rep. Ramirez moved a substitute motion which would require Senate revenue bills to be transmitted to the House on or before the 55th day. The House would have to transmit its revenue bills to the Senate by the 70th day, and the House amendments to the Senate revenue bills by the 70th day.

Rep. Brown resisted the motion saying he thinks the 55th day is just too early. Rep. Mercer felt that Rep. Ramirez's motion was unrealistic and the Senate would not accept the amendment. He said we should do the best job we can with the appropriation bill. The question was called, and the motion FAILED 3-7. (See roll call vote 1.)

The committee reconsidered Rep. Quilici's prior motion. Rep. Ramirez again spoke strongly against adopting this amendment saying that people won't see what their choices are until they get the proposals in the conference committees. The question was called on Rep. Quilici's motion, and it FAILED due to a tie vote. (See roll call vote 2.)

Rep. Marks moved the following amendment:

Page 36, line 11.

Following: "(3)"

Strike: The remainder of line 11 through "day." on line 15.

Insert: "A revenue bill originating in the Senate shall be transmitted to the House on or before the 55th day, unless two-thirds of the members present and voting in the House determine that the bill may be transmitted after the 55th day. A revenue bill originating in the House shall be transmitted to the Senate on or before the 72nd day, unless two-thirds of the members present and voting in the Senate determine that the bill may be transmitted after the 72nd day."

The question was called, and the motion CARRIED 6-4. (See roll call vote 3.)

Rep. Ramirez moved to amend page 37, line 12 by striking "67TH" and inserting "80th". The question was called, and the motion CARRIED on a voice vote with Rep. Vincent voting no.

Rep. Marks moved that SJR 6 BE CONCURRED IN AS AMENDED. The motion was seconded and CARRIED 8-2. (See roll call vote 4.)

ADJOURN: A motion having been made by Rep. Brown, the meeting adjourned at 5:40 p.m.

  
Rep. Tom Hannah, Chairman

# STANDING COMMITTEE REPORT

January 15 19 87

Mr. Speaker: We, the committee on RULES

report SJR 6

do pass  
 do not pass

be concurred in  
 be not concurred in

as amended  
 statement of intent attached

REP. TOM HANNAH

Chairman

## TO ADOPT JOINT RULES

### BE AMENDED AS FOLLOWS:

1. Page 23, line 24.

Following: line 24

Insert: "Resolutions to express  
confirmation of appointments No deadline No deadline"

2. Page 36, line 11.

Following: "(3)"

Strike: The remainder of line 11 through "day." on line 15.

Insert: "A revenue bill originating in the Senate shall be transmitted to the House on or before the 55th day, unless two-thirds of the members present and voting in the House determine that the bill may be transmitted after the 55th day. A revenue bill originating in the House shall be transmitted to the Senate on or before the 72nd day, unless two-thirds of the members present and voting in the Senate determine that the bill may be transmitted after the 72nd day."

3. Page 37, line 12.

Strike: "67TH"

Insert: "80th"

THIRD

BLUE

reading copy ( \_\_\_\_\_ )  
color

ROLL CALL VOTE

HOUSE RULES

COMMITTEE

DATE January 14

BILL NO. SJR 6

NUMBER 1

NAME	AYE	NAY
ADDY, Kelly		✓
BROWN, Dave		✓
EUDAILY, Ralph	✓	
IVERSON, Dennis		✓
MERCER, John	✓	
RAMIREZ, Jack		✓
OUILICI, Joe		✓
VINCENT, John		✓
MARKS, Bob - Vice Chairman		✓
HANNAH, Tom - Chairman	✓	

TALLY 3 7

Marcene Lynn  
Secretary

Tom Hannah  
Chairman

MOTION: Rep. Ramirez made a substitute motion which would require Senate revenue bills to be transmitted to the House on or before the 55th day. House would have to transmit its revenue bills to the Senate by the 70th day; and House amendments to the Senate revenue bills by the 70th day. Motion FAILED 3-7.

ROLL CALL VOTE

HOUSE RULES

COMMITTEE

DATE January 14

BILL NO. SJR 6

NUMBER 2

NAME	AYE	NAY
ADDY, Kelly	✓	
BROWN, Dave	✓	
EUDAILY, Ralph	✓	
IVERSON, Dennis		✓
MERCER, John		✓
RAMIREZ, Jack		✓
QUILICI, Joe	✓	
VINCENT, John	✓	
MARKS, Bob - Vice Chairman		✓
HANNAH, Tom - Chairman		✓

TALLY

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Marcene Lynn  
Secretary

Tom Hannah  
Chairman

MOTION: Rep. Quilici moved to amend page 36 by moving back the  
transmittal deadline for appropriation bills to the 74th day and  
moving up the transmittal deadline for revenue bills to the 70th  
day. Motion FAILED due to a tie vote.





ROLL CALL VOTE

HOUSE RULES

COMMITTEE

DATE January 14

BILL NO. SJR 6

NUMBER 4

NAME	AYE	NAY
ADDY, Kelly	✓	
BROWN, Dave	✓	
EUDAILY, Ralph	✓	
IVERSON, Dennis	✓	
MERCER, John	✓	
RAMIREZ, Jack	✓	
QUILICI, Joe		✓
VINCENT, John		✓
MARKS, Bob - Vice Chairman	✓	
HANNAH, Tom - Chairman	✓	

TALLY

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2

Marcene Lynn  
Secretary

Tom Hannah  
Chairman

MOTION: Rep. Marks moved SJR 6 BE CONCURRED IN AS AMENDED. The motion CARRIED 8-2.