

MINUTES OF THE MEETING  
APPROPRIATIONS COMMITTEE  
50TH LEGISLATIVE SESSION

The meeting of the Appropriations Committee was called to order by Chairman Rep. Gene Donaldson on March 7, 1987, at 7:30 a.m. in Room 104 of the State Capitol.

ROLL CALL: All members were present at the meeting except Reps. Winslow, Bardanouve, Manuel, Poulsen, and Rehberg who were excused. Also in attendance were Keith Wolcott, Madalyn Quinlan, and Pam Joehler, LFA and Denise Thompson, Secretary.

HB 385:

Rep. Quilici began by saying the General Government Subcommittee recommended this bill to be tabled. The bill asks the Department of Justice to permit registration of light trucks and vehicles by mail and requiring the department to give notice by mail. It was tabled because the bill is line itemed in Rep. Peck's HB 291.

(42:A:2.30) Rep. Quilici moved to TABLE HB 385. The motion carried unanimously.

HB 291:

Rep. Quilici stated the subcommittee recommended this bill do pass as amended. Rep. Quilici had an amendment distributed (Exhibit 1). Clayton Schenk, LFA explained the amendment saying the wording that has been added basically states it would revert the entire fund balance of the Motor Vehicle Account. The intent of the amendment is to change the language so it would simply revert the amount generated in excess by this bill for the \$2 fee generated plus the cost of the renewal notices to the general fund. Any excess amount would be the only amount to revert to the general fund.

Rep. Quilici moved the amendments be approved. Rep. Devlin called the question. The motion CARRIED unanimously.

Susan Hansen, Administrative Officer, Department of Justice, commented on the bill saying there is a concern on the department's part that HB 291 in its present form, if enacted, will require an amendment to HB 740; the bill changing the procedure for the justice of the peace to distribute the fines that they collect. It sets up a percentage and under HB 740, 50 percent of the money they collect goes to the state treasury and 50 percent to the

county general fund. Under the 50 percent that goes to the state treasury, certain percentages are allotted to the general fund, fish and game account, highways, etc. This bill puts money into the motor vehicle account which is not included in the percentages. These percentages should be adjusted. The bill is currently in the Senate.

The LFA was instructed to follow up on that and check with the Senate to have HB 740 held until the amendments could be drafted and presented there.

Rep. Quilici moved to DO PASS 291 AS AMENDED. Rep. Spaeth called the question. There was a roll call vote. Reps. Donaldson, Bradley, Connelly, Menahan, Peck, and Quilici voted YES. Reps. Thoft, Devlin, Iverson, Manuel, Menke, Miller, Spaeth, Swift, and Switzer voted NO. The motion failed by a vote of 6 to 9.

Rep. Spaeth moved to TABLE HB 291. Rep. Devlin called the question. Reps. Quilici, Menahan, Bradley, Connelly, Donaldson, and Peck voted NO. The motion CARRIED.

HB 385:

Rep. Kadas was asked to give a brief overview on his bill and its purpose.

Rep. Kadas stated the highways committee felt it was pretty important that this particular item be funded. That is why Rep. Peck's bill was passed in the way it was and \$2 additional on the speeding fines to pay for that. The reason this bill is here is to make sure that it stays funded once it is funded and it doesn't get cut in the next round of 5, 10 or 15 percent cuts that will go through in this coming biennium. It would save money in the long run. The subcommittee felt because they line itemed the appropriation, they didn't need his bill. He still thinks the legislature needs his bill because he wants to make sure that this program gets funded. It is well worth it and it is a good investment on the legislature's part.

(42:a:20.55) Rep. Bradley moved to reconsider action on HB 385 and give a do pass recommendation. Reps. Devlin, Thoft, Switzer, Swift and Menke voted NO. Rep. Bradley moved HB 385 DO PASS. Rep. Quilici called the question. Reps. Switzer, Devlin, Thoft, Menke and Swift voted NO. The motion CARRIED.

Rep. Harper who was in attendance at the meeting, remarked he was on the highway committee and one thing the committee did this time, they gave the full committee, in Rep. Peck's bill; three things that they thought were pretty important.

They gave the finance committee a new source of funding that doesn't raise taxes, doesn't raise fees, it puts \$2 on a ticket that is ridiculously low. It is a free source of funding. It lets speeding violators fund a very valuable program which is the light vehicle registration program. It will tend to maybe slow down traffic to the degree necessary to keep them under the line, the federal dividing line, when they determine what highway funds for states are going to be sanctioned. It also raises the speed limit of the state of Montana to 65 if the federal government agrees. He asked the committee to consider the benefits this bill would offer the state.

Rep. Devlin moved to reconsider action on HB 291. Rep. Quilici called the question. Rep. Miller voted NO. There was a roll call vote. Reps Donaldson, Bradley, Connelly, Devlin, Menahan and Quilici voted YES. Reps. Thoft, Iverson, Menke, Miller, Spaeth, Swift, and Switzer voted NO. The motion FAILED by a vote of 6 to 7.

HB 492: (42:A:32.52)

Rep. Quilici said this bill received a do pass recommendation in the subcommittee. With the passage of this bill, the drug match would be funded and also the forensic science lab. These fees have not been increased since 1965.

(42:A:34.30) Rep. Quilici moved HB 492 DO PASS. Rep. Menke called the question. There was a roll call vote. Reps. Donaldson, Bradley, Connelly, Iverson, Menahan, Miller, Quilici, and Spaeth voted YES. Reps. Thoft, Devlin, Menke, Swift, and Switzer voted NO. The motion CARRIED by a vote of 8 to 5.

HB 607:

Rep. Quilici stated the subcommittee recommended a do pass as amended on HB 607. The amendment was distributed (Exhibit 2). The amendments strike: "HB 84 and it shall be paid through a bill." The subcommittee thought it should be more precise regarding how the program would be funded. They also struck the language that the program would not be funded by general fund in the event HB 84 did not pass. Rep. Quilici explained the bill would allow for signs designating such things as lakes and other tourist attractions, in an attempt to benefit the tourism in the state, to be erected. This would let people know that such areas exist.

(42:A:38.00) Rep. Keenan, sponsor of the bill, said the bill would take an inventory of the kind of signs which currently exist for backpacking, historical sites, etc.

Rep. Quilici moved the amendments be approved. There was discussion on the amendments and different ways this could be handled. Rep. Menahan stated there should be wording not referring to a bill number but "the proceeds of an accommodations tax bill", should be inserted which would be sufficient rather than a bill number.

The issues in the amendments were segregated and the first issue was discussed regarding the proceeds. Rep. Menahan stated the funding for these should come out of a tourism bill. The motion was amended to reject amendments 1, 2, 3, and 4 and accept amendment 5. Rep. Menahan stated again that the wording should be on page 1, line 15, following the proceeds, insert "derived from the tourist accommodation tax bill. The motion was withdrawn.

Rep. Quilici moved to approve only amendment 5 on Exhibit 2 which takes out the portion of using general fund. Rep. Devlin called the question. The motion CARRIED unanimously.

Rep. Quilici moved HB 607 AS AMENDED TO PASS. Rep. Menahan called the question. The motion carried unanimously.

HB 694: (42:B: 1.32)

Rep. Quilici said the subcommittee recommended this bill be tabled with concurrence of the sponsor. The bill which Rep. Fred Thomas sponsored, is to require liability insurers to report certain information relating to liability insurance. The insurance industry came in and opposed this. They felt the insurance commissioner could come in and do this without the bill.

Rep. Thomas replied, yes it can be done but it has not been done. The legislature needs to determine if they want to require that it be done or not. If they want to assure that it is done, then they need to pass this bill.

Rep. Spaeth asked Rep. Thomas if this was a policy question and if so did he feel we should do it. Rep. Thomas answered yes he felt it was a benefit.

Rep. Quilici questioned Rep. Thomas if the legislative council took the available data that has been presented to the subcommittee and used the available data that is already put out by the companies. Rep. Thomas stated they did not ask them to do that. They asked the insurance industry a particular set of questions. They got very little response from them.

Rep. Bradley moved HB 694 DO PASS. Rep. Quilici opposed the motion saying the commissioners office could handle this function with the data that is coming out of the industry right now if they would take the time. Rep. Miller also spoke against the motion. Rep. Quilici called the question. There was a roll call vote. Reps. Bradley, Connelly, Iverson, Menahan, Spaeth, and Switzer voted YES. Reps. Donaldson, Thoft, Devlin, Menke, Miller, Quilici, and Swift voted NO. The motion FAILED 6 to 7.

Rep. Spaeth made a substitute motion to DO NOT PASS HB 694; then withdrew his motion. Rep. Devlin moved to TABLE HB 694. Rep. Connelly voted NO. The motion carried.

LONG RANGE SUBCOMMITTEE REPORT:

HB 621: (42:B:19.06)

Rep. Thoft, chairman of the Long Range Subcommittee stated this was the oil overcharge bill and the committee recommended the bill do pass as amended. The amendments were presented to the committee (Exhibit 3). He explained how the oil overcharge monies came about. Rep. Quilici said the bill allocates funds to various agencies within the states under the guidelines set down by the U.S. Department of Energy, by the courts, and by Congress. He referred to page two of the exhibit and reviewed it with the committee.

SRS Reserve Acct - The proposal as amended puts \$1.550 million out of Exxon monies and \$950 thousand in stripper well monies into the SRS reserve account. This reserve account is set up by SRS to fund the LIEAP program, and the weatherization programs. The original act called for \$5.7 million into this reserve to be allocated at the discretion of the SRS. The committee saw fit to amend it to put \$3.2 million into low income home weatherization, they have also set some guidelines as to how you would spend these particular funds. Rep. Thoft stated he had one concern, in the event the federal government does not properly fund the LIEAP program, he hoped there may be enough money in there to see that program is properly funded.

They also agreed to put \$2.1 million into a Transloading Facility with this money going to the Department of Commerce. This will fall under the federal guidelines because by utilizing this facility you will save energy costs, and fuel costs in transportation. Transportation is one of the

reasons that we are having such a tough time selling our commodities outside the state.

There are grants to conservation districts for Agricultural Energy Conservation (DNRC) of \$500 thousand.

Retrofit of State Buildings (DNRC) - These are on a payback. By retrofitting certain state buildings you can save energy costs and after you see a substantial savings in energy costs, the subcommittees will go back and reevaluate there utility costs to these retrofits; \$2 million is involved.

Institutional Conservation Programs - \$1 million under DNRC

Technical Assistance to Local Governments of \$235 thousand to help them comply and formulate grants for retrofits and conservation programs within counties and local governments.

Low-Pressure Sodium Vapor Light (Hwys)- for \$124 thousand of Amoco money and \$87 thousand of stripper monies are for lights only in eastern Montana. BPA supplied funds to place these lights along the highways in the western part of the state. They do save a lot of energy.

(42:B:30.00) State Energy conservation program for Small Energy Consumers for \$305,439 and \$338,000.

Weed Control for \$139,042 for petroleum based weed control measures.

There is also \$234,916 for administration costs. These total \$12,763,397 of oil overcharge funds. The funds have to be within a certain category or the money will just revert back to the federal government.

Mr. Dave Hunter, Budget Director, OBPP stated that there are some amendments to the bill, the executive has no problem with the amendments. There are two important points to remember. They must ensure that the appropriations that are made to meet the federal criteria so they can spend the money. They did specifically check out all of the projects and specifically looked at the weed control program and worked the the committee to draft the language, there are no problems with the projects and the language. Second, The Department of Energy requires that his office has a unified plan that the administration has to submit to them after this bill becomes law so to the extend that there are other bills that appropriate oil overcharge money, the subcommittee did pass Rep. Connelly's bill up to full committee without recommendation. He asked if the committee decides to make that appropriation, they should amend it into Rep. Quilici's bill rather than passing out two separate bills so they can meet that unified plan.

(42:B:33.00) Mr. Jim Smith, Montana Human Resource Development Council stated he worked with the departments involved and the administration; and with the sponsor. They support the bill as amended.

There were no opponents to the bill.

QUESTIONS:

Rep. Iverson asked for an explanation of the transloading facility. Rep. Quilici stated the facility provides for the restitution to those areas for motor fuels. It provides new jobs and helps economic development. Rep. Iverson was concerned about the proposals for the facility and if there was only one proposal. Mr. Hunter said there were at least three locations who have expressed interest in that and the RFP process giving anyone wishing to bid on it 2 months to reply.

Rep. Spaeth asked Mr. Hunter if the department has put together a request yet. Mr. Hunter said no. He said if the bill proceeds, they would proceed with drafting the proposal for requesting documents. Rep. Spaeth was concerned with the way the amendment was worded in regard to this, amendment 4 on Exhibit 3. He felt the amendment should be changed to read "and accept proposals for no less than two months following the issuance of request for proposals".

Mr. Hunter remarked the intent would be that this is a grant to a local community, they would be the owners and operators and there would be no continuing state responsibility for this facility other than the award of the grant.

(43:A:2.37) Rep. Quilici closed on the bill saying that he thinks everything in the appropriation is within the guidelines set forth by the Congress, the court and the Department of Energy and as far as the transloading facility, there are other states that have been doing exactly the same kind of thing with these Exxon overcharge monies to help with their jobs and economic development. With the amendments in there it gives every community on a railroad a chance to bid for these particular funds.

Rep. Thoft moved to APPROVE the amendments of the subcommittee. Rep. Spaeth made a substitute motion to move the amendments but on amendment number 4 that the staff change the amendment to say "and accept proposals for no less than two months following the issuance of request for proposals".

Rep. Menahan called the question. The motion CARRIED unanimously.

(43:A:6.24) Rep. Connelly moved to amend page 6 line 12. Since the amendment that just passed changed that figures from \$1,942,000 to \$1,000,000, she asked to strike "1,000,000" now in the language and insert "\$800,000" and on line 17; following \$455,000, insert: There is appropriated \$200,000 for fiscal 1988 from this federal special revenue fund to be used for grants to school districts for energy conservation in new elementary schools. (See page two of Exhibit 3.)

Rep. Thoft said that HB 663 furnishes money for a new school house in West Glacier. That was why the bill was tabled. The subcommittee on Long Range Planning felt that it was inappropriate to do that.

Rep. Connelly stated the bill does not ask for any particular area, it sets up a fund where they have to apply.

(43:A:12.21) Rep. Spaeth followed, he did not like the amendment on HB 621.

(43:A:13.08) Van Jamison, DNRC, stated, line 12 on page 6 which appropriates money to the institutional conservation programs for schools and hospitals. The answer is they can not do energy conservation in new schools under that program. The federal guidelines prohibit the use of these funds in any buildings that were constructed subsequent to April 20, 1977.

Rep. Spaeth asked then that they could not do this even if they wanted to. Mr. Jamison said you could move some money that was in the stripper pot and allocate it to one of the five programs over to Exxon and then appropriated \$200,000 from there to do this activity.

Rep. Connelly asked F. Woodside Wright if he would speak on the issue. He stated he owned a time sharing ranch and is a taxpayer in the district which is in need of a school. In its amended form, this bill is basically a good idea. It is a good idea because it does meet the concept of energy conservation, regardless of what amendments need to be made in the bill. It does promote energy conservation, and it does meet a particular need for West Glacier, which lost its school building recently. The board members have voted to build and have received bids on their building. They may be short on the amount of money they can raise and this is as one of those other areas for possible monies.

Rep. Connelly withdrew her previous amendment. Mr. Hunter stated that Rep. Connelly's wished to amend the Exhibit 3, Page 3, line 13, strike \$1,550,000 and insert \$1,750,000.



You will reduce the stripper from \$950,000 to \$750,000 in the SRS reserve account. Then take the institutional conservation program from \$1,000,000 to \$800,000 and then insert with language from 663 with stripper money. That would accomplish what she wished. Rep. Connelly moved the above amendment.

Rep. Peck called the question. There was a roll call vote. Reps. Bardanoue, Bradley, and Quilici voted YES. Reps. Donaldson, Thoft, Devlin, Iverson, Menahan, Menke, Miller, Nathe, Peck, Spaeth, Swift, and Switzer voted NO. The motion FAILED 3 to 12.

Rep. Devlin moved to amend page 4, following line 3, insert: ", and geographical proximity to raw materials."

Rep. Thoft stated this facility would probably be used more for incoming freight than outgoing freight and he didn't want to amend the bill which might damage the possibility of having it in the best location and also for income purposes.

Rep. Bradley called the question.

Rep. Bradley expressed concern that there was nothing allotted to the highways and also the airports.

(43:A:38.00) Mr. Dave Hunter stated regarding the highway area, they have a priority list from the department. The Highway Department's number one project was the lights west of the divide which the governor recommended. Regarding the airport, the only proposal they received was with regard to the West Yellowstone Airport for a \$60,000 repair job. The governor chose to recommend that money be funded in the long range building program instead. They did not receive any other proposals relative to the air transportation area.

EXECUTIVE ACTION:

(43:A:39.40) Rep. Quilici moved that HB 621 DO PASS AS AMENDED. Rep. Menahan called the question. Rep. Spaeth voted NO. The motion CARRIED.

HB 551: Rep. Thoft moved to TABLE HB 551 as it was rolled into HB 621. Rep. Menahan called the question. The motion CARRIED unanimously.

HB 653: Rep. Thoft stated this bill was for money that would have been dedicated to energy share assistance from \$125% of poverty to \$150% of poverty.

Rep. Thoft moved to TABLE HB 653. Rep. Menahan called the question. Rep. Connelly and Quilici voted NO. The motion CARRIED.

HB 698: Rep. Thoft stated HB 698 indicates the low income people are to be given priority for the work generated by the weatherization program. There is language in the bill somewhere encouraging that.

Rep. Quilici stated that he had talked with the sponsor of HB 698 and as long as the language on page 3 sub 5 is inserted into 621 he has no problem with HB 698 being tabled.

Rep. Thoft moved that HB 698 be TABLED. The motion CARRIED unanimously.

HB 663: Rep. Thoft moved that HB 663 DO NOT PASS. Rep. Connelly made a substitute motion to DO PASS HB 663. There was a roll call vote. Reps. Bradley, Connelly, and Quilici voted YES. Reps. Donaldson, Thoft, Devlin, Iverson, Menahan, Menke, Miller, Nathe, Peck, Spaeth, Swift and Switzer voted NO. The motion FAILED 3 to 12. The vote was reversed on the DO NOT PASS motion of Rep. Thoft.

There was a 5 minute break.

Rep. Miller stated he had checked on the workers' compensation rates and how it will affect the institutions budget. They would be approximately \$1,300,000 short over the biennium. If the rest were included it would be well over \$2 million. He asked Mr. Dave Hunter to speak in regard to that issue.

Dave Hunter spoke on the issue saying his office, and the LFA used a 12 percent rate increase in July 1988, and July 1989 in workers compensation rates in putting together the personal service costs for all agencies. Those were in the budget in September and October when they started the process. Then in January 1, the Workers Compensation Division increased the rates by 15 percent. Suddenly all of the figures were off because their base was 15 percent too low. As a result, the OBPP recommended to the legislature, and added in the fund balance table but not in the individual agencies budgets, about \$2 million to fund those 15 percent workers' compensation rate increases but they are not in the OBPP numbers agency by agency. They are not in the LFA's and to date they are not in any of the subcommittee's. What is important is to see what happens with the workmans' compensation reform. If the bill were to fail there would be a 60 to 80 percent rate increase July 1, and the \$2 million is no where close to being enough

especially in institutions. If the bill passes the house as it did in the Senate there is a possibility there will be no increase. He said it is important to consider the subcommittee actions as they have been taken to date, know that there is potentially a problem out there and when the house acts on the workers comp bill, OBPP and LFA will have to look at the rates and see if there is still a problem and make the appropriate amendments in the Senate side. There currently is not enough information as to the outcome of the workmans' compensation issue to be able to tie down a number.

HB 5: (43:B:4.39)

Rep. Thoft District #63, presented his bill on the Capital Construction (Exhibit 5). He explained the revenue portion of the bill (Exhibit 6). The subcommittee accepted the executive recommendation with four exceptions: 1) Eliminated Funding for Yellowstone Airport roof (\$65,000); 2) Reduced Funding for Registrar's Bureau, Dept of Justice (\$150,000); 3) Added Funding for Legal Fees and Costs, Montana State Prison (\$75,000); and 4) Added funding for Water and Sewer Mains, University of Montana (168,400). This is an increase of \$28,400.

He explained that there was a list of projects attached and there were many amendments to the bill dealing with changes in dollar figures for the most part and a considerable amount of boiler plate language in the bill. Mr. Thoft referred to the amendments attached, and the additional amendment that came from MSU to allow MSU to construct an energy management control system on the MSU campus. It does not appropriate any money. The cost would be \$1,890,000 they would go ahead and do this from plant funds and other areas and they can repay that from energy conservation.

Rep. Thoft moved to adopt amendments 1-17 on Exhibit 6. Rep. Menahan called the question. The motion CARRIED unanimously.

Rep. Thoft moved to adopt the amendment on Exhibit 7, page 6 line 4. Rep. Menahan called the question. The motion CARRIED unanimously.

Rep. Thoft moved HB 5 DO PASS AS AMENDED. Rep. Quilici called the question. The motion carried unanimously.

HB 6: (43:B:38.37)

Rep. Thoft discussed HB 6 which covers the RIT monies (Exhibit 8). He stated the bill was a big disappointment to

him as the money was not being used where it was intended. He expressed concern with using almost \$4.5 million for administrative fees in the bill. He also felt the Silicosis benefits were rather unrelated and that they would be able to fund through Item 6 on the Exhibit.

QUESTIONS:

Rep. Nathe asked what other monies they had to appropriate to these kind of things.

(44:A:1.25) Larry Fasbender, Director, Department of Natural Resources and Conservation spoke in regard to the Water Development bill. He stated that the Popular River monitoring was approved as a modified in the subcommittee. That is an ongoing modified that they had in the department and is in the regular budget.

There was discussion on the capping of wells which is done by the Department of Natural Resources and Conservation. Mr. Fasbender stated that the amounts are estimates on the cost for those wells and they take bids and the bid is awarded to the lowest bidder. Rep. Switzer asked what kind of holes the DNRC is responsible to plug.

Carolee Cheney referred to item 10, Exhibit 8 for abandon oil wells, there are 5 refineries. She stated they reviewed the applications and reviewed from the applicant to see if there was a liable party before any of this money is put out. They will make certain there is no liable party.

Rep. Miller expressed concern regarding item #15, the Montana State Library for \$177,970. Rep. Thoft remarked this is a 4 year project, there will be no more money appropriated after the next biennium.

Rep. Thoft expressed concern regarding the DWC Silicosis Benefits and the Agency Operations of \$4.6 million. He felt it wasn't intended to be used for these things.

(44:A:26.40) Mr. Hunter spoke in regard to the Silicosis benefits. The use of the money for this does not address an additional legal issue above and beyond what is in the current biennium. He also reviewed Amendment three on Exhibit 8 regarding the Hazardous Waste Issue.

Rep. Thoft moved to APPROVE amendments 1 through 4. There was discussion on the motion.

There was concern expressed about the SRM company and their operation for disposing of hazardous waste. There is no guarantee that SRM will service all customers. Rep. Cohen stated the mass of the hazardous waste is considered from

very small generators. SRM will not service those small generators.


Rep. Quilici called the question. Reps. Miller and Bradley voted NO. The motion CARRIED.

(44:B:8.00) Rep. Bradley moved to delete the Urban Forestry Project, item 33. Rep. Quilici spoke against the amendment. There was a roll call vote. Reps. Donaldson, Bradley, Devlin, and Nathe voted YES. Reps. Thoft, Iverson, Menahan, Miller, Menke, Quilici, Spaeth, Swift and Switzer voted NO. The motion FAILED by a vote of 4 to 9.

Rep. Thoft moved to DO PASS HB 6 as amended. Reps. Bradley, Spaeth, Iverson, Miller, and Nathe voted NO. The motion CARRIED.

ADJOURNMENT:

There being no further business before the committee the meeting was adjourned.

  
Rep. Gene Donaldson, Chairman

DAILY ROLL CALL

APPROPRIATIONS COMMITTEE

50th LEGISLATIVE SESSION -- 1987

Date 3/7/87

NAME	PRESENT	ABSENT	EXCUSED
DONALDSON, GENE Chairman	✓		
THOFT, REP. BOB Vice Chair	✓		
WINSLOW, REP. CAL			✓
BARDANOUE, FRANCIS			✓
BRADLEY, DOROTHY	✓		
CONNELLY, MARY ELLEN	✓		
DEVLIN, GERRY	✓		
IVERSON, DENNIS	✓		
MANUEL, REX			✓
MENAHAN, RED	✓		
MENKE, LARRY	✓		
MILLER, RON	✓		
NATHE, DENNIS	✓		
PECK, RAY	✓		
POULSEN, HAROLD			✓
QUILICI, JOE	✓		
REHBERG, DENNIS			✓
SPAETH, GARY	✓		
SWIFT, BERNIE	✓		
SWITZER, DEAN	✓		

ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE \_\_\_\_\_ BILL NO. \_\_\_\_\_ NUMBER \_\_\_\_\_

NAME	AYE	NAY
Rep. Gene Donaldson, Chairman		✓
Rep. Bob Thoft, Vice Chairman		✓
Rep. Cal Winslow, Vice Chairman	<del>✓</del>	<del>✓</del>
Rep. Francis Bardanouve	<del>✓</del>	<del>✓</del>
Rep. Dorothy Bradley	✓	
Rep. Mary Ellen Connelly	✓	
Rep. Gerry Devlin		✓
Rep. Dennis Iverson		✓
Rep. Rex Manuel	<del>✓</del>	<del>✓</del>
Rep. Red Menahan		✓
Rep. Larry Menke		✓
Rep. Ron Miller		✓
Rep. Dennis Nathe		✓
Rep. Ray Peck		✓
Rep. Harold Poulsen	<del>✓</del>	<del>✓</del>
Rep. Joe Quilici	✓	
Rep. Dennis Rehberg	<del>✓</del>	<del>✓</del>
Rep. Gary Spaeth		✓
Rep. Bernie Swift		✓
Rep. Dean Switzer		✓

TALLY

*passed*

3      10

Denise Thompson  
Secretary

Rep. Gene Donaldson  
Chairman

MOTION: Rep. Connelly moved to change the amount  
of SRS funds from \$1,500,000 to \$1,750,000 and to  
change the institutional conservation from \$1,000,000 to \$800,000.

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ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE 3/7/87 BILL NO. House Bill NUMBER 663

NAME	AYE	NAY
Rep. Gene Donaldson, Chairman		✓
Rep. Bob Thoft, Vice Chairman		✓
Rep. Cal Winslow, Vice Chairman		
Rep. Francis Bardanouve		
Rep. Dorothy Bradley	✓	
Rep. Mary Ellen Connelly	✓	
Rep. Gerry Devlin		✓
Rep. Dennis Iverson		✓
Rep. Rex Manuel		
Rep. Red Menahan		✓
Rep. Larry Menke		✓
Rep. Ron Miller		✓
Rep. Dennis Nathe		✓
Rep. Ray Peck		✓
Rep. Harold Poulsen		
Rep. Joe Quilici	✓	
Rep. Dennis Rehberg		
Rep. Gary Spaeth		✓
Rep. Bernie Swift		✓
Rep. Dean Switzer		✓

TALLY

FAILED

3

12

Denise Thompson  
Secretary

Rep. Gene Donaldson  
Chairman

MOTION: Rep. Connelly made a substitute motion to DO PASS HB 663.

The vote was reversed on a DO NOT PASS motion of Rep. Thoft.



ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE 3/7/87 BILL NO. House Bill NUMBER 621

NAME	AYE	NAY
Rep. Gene Donaldson, Chairman	✓	
Rep. Bob Thoft, Vice Chairman	✓	
Rep. Cal Winslow, Vice Chairman	<del>✓</del>	
Rep. Francis Bardanouve	<del>✓</del>	
Rep. Dorothy Bradley	✓	
Rep. Mary Ellen Connelly		✓
Rep. Gerry Devlin	✓	
Rep. Dennis Iverson	✓	
Rep. Rex Manuel	<del>✓</del>	
Rep. Red Menahan		✓
Rep. Larry Menke	✓	
Rep. Ron Miller	✓	
Rep. Dennis Nathe	✓	
Rep. Ray Peck		✓
Rep. Harold Poulsen	<del>✓</del>	
Rep. Joe Quilici	✓	
Rep. Dennis Rehberg	<del>✓</del>	
Rep. Gary Spaeth	✓	
Rep. Bernie Swift	✓	
Rep. Dean Switzer	✓	

TALLY CARRIED 12 3

Denise Thompson Secretary Rep. Gene Donaldson Chairman

MOTION: Rep. Devlin moved to amend page 4, following line 3,  
insert: ", and geographical proximately to raw materials."

ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE 3/7 BILL NO. House Bill NUMBER 694

NAME	AYE	NAY
Rep. Gene Donaldson, Chairman		✓
Rep. Bob Thoft, Vice Chairman		✓
Rep. Cal Winslow, Vice Chairman		
Rep. Francis Bardanouve		
Rep. Dorothy Bradley	✓	
Rep. Mary Ellen Connelly	✓	
Rep. Gerry Devlin		✓
Rep. Dennis Iverson	✓	
Rep. Rex Manuel		
Rep. Red Menahan	✓	
Rep. Larry Menke		✓
Rep. Ron Miller		✓
Rep. Dennis Nathe		
Rep. Ray Peck		
Rep. Harold Poulsen		
Rep. Joe Quilici		✓
Rep. Dennis Rehberg		
Rep. Gary Spaeth	✓	
Rep. Bernie Swift		✓
Rep. Dean Switzer	✓	✓

TALLY

*failed*

6 7

Denise Thompson  
Secretary

Rep. Gene Donaldson  
Chairman

MOTION: Rep. Bradley moved HB 694 DO PASS.

ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE 3/7 BILL NO. House Bill NUMBER 492

NAME	AYE	NAY
Rep. Gene Donaldson, Chairman	✓	
Rep. Bob Thoft, Vice Chairman		✓
Rep. Cal Winslow, Vice Chairman		
Rep. Francis Bardanouve		
Rep. Dorothy Bradley	✓	
Rep. Mary Ellen Connelly	✓	
Rep. Gerry Devlin		✓
Rep. Dennis Iverson	✓	
Rep. Rex Manuel		
Rep. Red Menahan	✓	
Rep. Larry Menke		✓
Rep. Ron Miller	✓	
Rep. Dennis Nathe		
Rep. Ray Peck		
Rep. Harold Poulsen		
Rep. Joe Quilici	✓	
Rep. Dennis Rehberg		
Rep. Gary Spaeth	✓	
Rep. Bernie Swift		✓
Rep. Dean Switzer		✓

TALLY

MOTION CARRIED

8

5

Denise Thompson  
Secretary

Rep. Gene Donaldson  
Chairman

MOTION: Rep. Quilici moved HB 492 DO PASS.

ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE 3/7/87 BILL NO. House Bill NUMBER 6

NAME	AYE	NAY
Rep. Gene Donaldson, Chairman	✓	
Rep. Bob Thoft, Vice Chairman		✓
Rep. Cal Winslow, Vice Chairman		
Rep. Francis Bardanouve		
Rep. Dorothy Bradley	✓	
Rep. Mary Ellen Connelly		
Rep. Gerry Devlin	✓	
Rep. Dennis Iverson		✓
Rep. Rex Manuel		
Rep. Red Menahan		✓
Rep. Larry Menke		✓
Rep. Ron Miller		✓
Rep. Dennis Nathe	✓	
Rep. Ray Peck		
Rep. Harold Poulsen		
Rep. Joe Quilici		✓
Rep. Dennis Rehberg		
Rep. Gary Spaeth		✓
Rep. Bernie Swift		✓
Rep. Dean Switzer		✓

TALLY

FAILED

4      9

Denise Thompson  
Secretary

Rep. Gene Donaldson  
Chairman

MOTION: Rep. Bradley moved to delete Item #33

Butte-Silver Bow Government - Urban Enhancement/Urban

Forestry for \$100,000.

ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE 3/7

BILL NO. House Bill

NUMBER 291

NAME	AYE	NAY
Rep. Gene Donaldson, Chairman	✓	
Rep. Bob Thoft, Vice Chairman		✓
Rep. Cal Winslow, Vice Chairman		
Rep. Francis Bardanouve	✓	
Rep. Dorothy Bradley	✓	
Rep. Mary Ellen Connelly	✓	
Rep. Gerry Devlin	✓	
Rep. Dennis Iverson		✓
Rep. Rex Manuel		
Rep. Red Menahan	✓	
Rep. Larry Menke		✓
Rep. Ron Miller		✓
Rep. Dennis Nathe		
Rep. Ray Peck		
Rep. Harold Poulsen	✓	
Rep. Joe Quilici	✓	
Rep. Dennis Rehberg		
Rep. Gary Spaeth		✓
Rep. Bernie Swift		✓
Rep. Dean Switzer		✓
		✓

TALLY

*failed*

6 7

Denise Thompson  
Secretary

Rep. Gene Donaldson  
Chairman

MOTION: Rep. Devlin moved to reconsider action on HB 291.

ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE 3/7 BILL NO. HB NUMBER 291

NAME	AYE	NAY
Rep. Gene Donaldson, Chairman	✓	
Rep. Bob Thoft, Vice Chairman		✓
Rep. Cal Winslow, Vice Chairman		✓
Rep. Francis Bardanouve		✓
Rep. Dorothy Bradley	✓	
Rep. Mary Ellen Connelly	✓	
Rep. Gerry Devlin		✓
Rep. Dennis Iverson		✓
Rep. Rex Manuel		✓
Rep. Red Menahan	✓	
Rep. Larry Menke		✓
Rep. Ron Miller		✓
Rep. Dennis Nathe		✓
Rep. Ray Peck	✓	
Rep. Harold Poulsen		✓
Rep. Joe Quilici	✓	
Rep. Dennis Rehberg		✓
Rep. Gary Spaeth		✓
Rep. Bernie Swift		✓
Rep. Dean Switzer		✓

TALLY

FAILED

6      9

Denise Thompson  
Secretary

Rep. Gene Donaldson  
Chairman

MOTION: Rep. Quilici moved DO PASS HB 291 AS AMENDED.

**Amend House Bill 291, 3rd Reading (Blue)**

**1) Page 2, line 11**

**Strike: "remaining in the account"**

**Insert: "funds generated by the \$2 surcharge and not used for the purpose of funding the light vehicle mail reregistration and reminder notice procedure"**

Amend House Bill 607, 3rd Reading (Blue)

- ①  
withdrawn
- 1) Page 1, line 14  
Strike: ":"
  - 2) Page 1, Line 15  
Strike: "(1)"  
Following: "the proceeds of "  
Insert: "House Bill No. 84, if House Bill No. 84 is"
  - 3) Page 1, Line 16  
Strike: "A BILL"
  - 4) Page 1, Line 17  
Strike: "THAT INCLUDES"  
Insert: "including"
- 
- ②  
passed
- 5) Page 1, Lines 20 through 23  
Strike: All of subsection (2).



Amendments to House Bill 621

1. Page 3, line 13.  
Strike: "\$4,660,958"  
Insert: "\$1,550,000"
  2. Page 3, line 16.  
Strike: "\$1,089,042"  
Insert: "\$950,000"
  3. Page 3, line 22.  
Following: line 21  
Insert: "(4) There is transferred to the Exxon weatherization account \$3,200,000 from the Exxon payment contained in the federal special revenue fund. These funds are appropriated to the department of social and rehabilitation services for use in the home weatherization program created in 90-4-201.  
  
(5) The department of social and rehabilitation services shall encourage human resource development councils and other public or nonprofit entities that receive weatherization funds to hire individuals who are eligible for general relief under Title 53, chapter 3, to work in home weatherization projects, to the maximum extent possible.
  4. Page 4, line 1.  
Following: "solicit"  
Strike: "proposals"  
Insert: "and accept proposals for no less than two months following the passage of this act"  
*issuance of request for proposals*
  5. Page 5, line 13.  
Following: line 12  
Insert: "NEW SECTION. Section 8. Biological agents for weed control. (1) The department of agriculture is authorized to expend funds for the collection and distribution of biological agents to control leafy spurge and spotted knapweed. The project will reduce energy consumption by reducing the need for repeated chemical application.  
  
(2) The department of natural resources and conservation is authorized to administratively transfer funds to the department of agriculture for the project described in subsection (1)."
- Renumber subsequent sections.
6. Page 6, line 12.  
Strike: "\$1,089,042"  
Insert: "\$1,000,000"
  7. Page 7, line 10.  
Following: line 9  
Insert: "(9) There is appropriated from the stripper well payment contained in the federal special revenue fund to the department of natural resources and conservation \$139,042 for collection and

March 3, 1987

**Long-Range Planning Subcommittee Action  
Oil Overcharge Proposals  
1989 Biennium**

<u>Proposal</u>	<u>Exxon</u>	<u>Amoco</u>	<u>Stripper</u>	<u>Diamond Shamrock</u>	<u>Total</u>
* SRS Reserve Acct	<del>\$1,550,000</del> <i>1,750,000</i>		<del>\$950,000</del> <i>750,000</i>		\$2,500,000
Low-Income Home Weatherization (SRS)	3,200,000				3,200,000
Transloading Facility (Commerce)	2,100,000				2,100,000
Grants to Conserv Districts for Agric Energy Conservation (DNRC)	500,000				500,000
Retrofit of State Buildings (DNRC)			2,000,000		2,000,000
Institutional Conservation Pgm (DNRC)	<del>1,000,000</del> <i>300,000</i>		<i>200,000</i>		1,000,000
Technical Assistance Local Govts (DNRC)	235,000				235,000
Low-Pressure Sodium Vapor Lights (Hwys)		\$124,000	87,000		211,000
State Energy Conserv Pgm for Small Energy Consumers (DNRC)	305,439		338,000		643,439
Weed Control (Agric)			139,042		139,042
Admin (DNRC)				\$234,916	234,916
<b>Total Approved</b>	<b>\$8,890,439</b> =====	<b>\$124,000</b> =====	<b>\$3,514,042</b> =====	<b>\$234,916</b> =====	<b>\$12,763,397</b> =====

\* House Bill 621 also appropriates the remaining balance of the \$1,666,000 appropriation of Exxon oil overcharge approved in House Bill 22 by the June 1986 special session.

## OIL OVERCHARGE

Oil overcharge monies are allocated to states by the federal Department of Energy (DOE) or the federal court system as a result of litigation against oil companies overcharging for oil products. The funds are awarded as restitution. States must use the funds to assist those who were harmed as defined by DOE criteria.

Oil overcharge monies may not be used to replace state funds and may only be used in authorized program areas. Under DOE regulation, oil overcharge monies are to be allocated by the Governor. He must make signed assurances to the court and DOE that the funds will be expended according to the established criteria. A plan must be submitted for approval to DOE prior to expenditure of funds.

### Funds available:

	Award Amount	Interest as of June 30, 1987	Total
Exxon	\$ 9,584,666	\$ 971,773	\$10,556,439
Stripper	3,290,875	223,167	3,514,042
Diamond Shamrock	220,444	14,472	234,916
Amoco	124,000	0	124,000
Total	\$13,219,985	\$1,209,412	\$14,429,397

### Limits on usage of funds:

Exxon monies may be spent only on the following 5 approved programs administered by the indicated agencies:

- 1) State Energy Conservation Program - DNRC
- 2) Institutional Conservation Program - DNRC
- 3) Energy Extension Service - DNRC
- 4) Low Income Energy Assistance Program (LIEAP) - SRS
- 5) Weatherization Assistance Program - SRS

Stripper, Diamond Shamrock and Amoco monies may be spent on the same programs as Exxon or on any of the following programs:

- 1) Highway and bridge maintenance and repair
- 2) Ridesharing programs (vanpooling, carpooling)
- 3) Public transportation projects
- 4) Residential or commercial building energy audits
- 5) Grant or loan programs for weatherization or other energy conservation equipment installation
- 6) Energy assistance programs
- 7) Airport maintenance or improvement
- 8) Reduction in airport user fees
- 9) Energy conservation or energy research offices and administration

### Single Program Plan:

The Department of Energy requires that states present a single program plan for any monies allocated to the 5 program eligible for Exxon expenditures. Any monies proposed for those programs must be allocated to DNRC or SRS to meet DOE criteria. Allocations to the additional programs eligible under "Stripper" may be made separately.

### Governor's Allocation:

Legislation will be proposed to the 1987 legislative session to provide appropriations to implement the allocations.

### Exxon:

1) \$1,666,000 to SRS for weatherization. This supports the appropriation made by the June Special Session for weatherization in FY87.

2) \$5,750,000 to SRS to create a trust fund for LIEAP and weatherization. The director of SRS will be allowed to spend the interest earnings on either program at his discretion. The director will be allowed to use the principal to replace federal funds if the allocation for either program is reduced.

3) \$2,100,000 to the Department of Natural Resources and Conservation (DNRC) to be administratively appropriated to the Department of Commerce for a grant to build a transloading facility. Commerce will accept proposals on a competitive basis from Montana communities to build the facility.

4) \$500,000 to DNRC for grants for energy conservation programs in agriculture.

5) \$235,000 to DNRC for a grant to the Montana Department of Government Energy Office for technical assistance to local governments and school districts.

6) \$305,439 to the DNRC for the State Energy Conservation Program.

### Stripper, Diamond Shamrock, and Amoco:

1) \$2,000,000 to DNRC for energy retrofit revolving loan for state buildings.

2) \$1,089,042 to DNRC for the institutional conservation program. These funds will be available to schools and hospitals on a competitive basis. The budget also contains approximately \$1 million of federal grant money, bringing the total funds available to schools and hospitals to \$2 million.

3) \$288,000 to DNRC for the State Energy Conservation Program.

4) \$50,000 to DNRC for energy conservation research and analysis.

5) \$234,916 to DNRC for administration of the Energy Conservation Programs. (Diamond Shamrock)

6) \$211,000 to the Department of Highways to install low pressure sodium vapor lights east of the divide.



STATE OF MONTANA

Office of the Legislative Fiscal Analyst

STATE CAPITOL  
HELENA, MONTANA 59620  
406/444-2986

JUDY RIPPINGALE  
LEGISLATIVE FISCAL ANALYST

March 7, 1987

To: Representative Thoft  
Chairman, Long-Range Planning Subcommittee

From: Madalyn Quinlan *MQ*  
Associate Fiscal Analyst

Subject: Oil Overcharge Bills

All of the House Bills which dealt with oil overcharge monies were tabled by the Long-Range Planning subcommittee, with the exception of Representative Quilici's bill, House Bill 621 and House Bill 662

House Bill 551 (Sands) was tabled by the long-range planning subcommittee after the subcommittee voted to appropriate \$1.6 million in each year of the 1989 biennium for low-income home weatherization. The appropriation was incorporated into House Bill 621.

House Bill 653 (Addy) was tabled by the long-range planning subcommittee after the subcommittee voted not to appropriate monies for Energy Share. The main concern of the subcommittee was that an appropriation to Energy Share would obligate the state to provide energy assistance in the future to individuals who are below 150 percent of the poverty level but above the 125 percent covered by current energy assistance programs.

House Bill 663 (Connelly) was sent to the House Appropriation Committee with no recommendation from the Long-Range Planning subcommittee.

House Bill 698 (Driscoll) was tabled by the Long-Range Planning Subcommittee after the subcommittee voted to approve \$1.6 million for each year of the 1989 biennium for low-income home weatherization. The appropriation and the language encouraging weatherization contractors to hire individuals who are eligible for general assistance are incorporated in the subcommittee amendments to House Bill 621.

MQ1A:kj:rt3-7b.



STATE OF MONTANA

Office of the Legislative Fiscal Analyst

STATE CAPITOL  
HELENA, MONTANA 59620  
406/444-2986

JUDY RIPPINGALE  
LEGISLATIVE FISCAL ANALYST

March 7, 1987

To: Representative Thoft  
Chairman, Long-Range Planning Subcommittee

From: Madalyn Quinlan *MQ*  
Associate Fiscal Analyst

Subject: Long-Range Building Program (House Bill 5)

The long-range building bill contains the appropriations for planning, major maintenance, and construction of state buildings. The building program is supervised by the Architecture and Engineering Division of the Department of Administration.

Long-range building projects are funded from the capital projects account, state and federal special revenue funds, and university auxiliary funds. The capital projects cash account receives supervisory fees, 20.25 percent of cigarette tax collections, and the interest earnings on the investment of the balances in the cash account and the 1981 and 1983 bond series accounts. A 1 percent supervisory fee is paid to the Architecture and Engineering Division for supervision of building projects that are funded from other than the cash account.

Funds available for appropriation in the long-range building cash account are projected to total \$7,496,414 in the 1989 biennium. The general government subcommittee has recommended that \$1,122,773 be used to fund the architecture and engineering division, leaving \$6,373,641 available for capital construction projects. The long-range planning subcommittee has approved building projects, to be funded from the cash account, totaling \$6,246,547. Therefore, the ending fund balance in the LRBP cash account is projected to be \$127,094.

Other funds for capital construction projects include \$5,133,200 of Fish, Wildlife and Parks special revenue, \$1,522,000 of Highway state special revenue, \$639,500 of university auxiliary funds, and \$1,385,540 of federal and other funds. In total, \$14,926,787 is appropriated in House Bill 5, as amended, for capital construction projects.

There are three new construction projects in the long-range building bill. These appropriations are \$1.4 million to construct a new FWP headquarters building in Kalispell, \$1.2 million to construct a new FWP headquarters building in Billings, and \$420,000 for an addition to the Helena job service office. Other large appropriations include \$1,038,000 for remodeling cottages at Montana Developmental Center in Boulder and \$1,229,300 to begin improvements on the electrical distribution system at Montana State University.

MQ1A:kj:rt2-7.



## STATE OF MONTANA

*Office of the Legislative Fiscal Analyst*STATE CAPITOL  
HELENA, MONTANA 59620  
406/444-2986JUDY RIPPINGALE  
LEGISLATIVE FISCAL ANALYST

March 7, 1987

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**LONG-RANGE BUILDING CASH ACCOUNT**  
**1989 Biennium**

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Estimated Beginning Cash Balance		\$2,395,349
Revenues		
Cigarette Tax	\$4,293,000	
Interest Earnings	668,065	
Supervisory Fees	120,000	
Deferred Payments (EMC)	20,000	
Total Revenues		<u>5,101,065</u>
Funds Available for Appropriation		\$7,496,414
Expenditures		
A & E Operating Expenses		\$1,122,773
Projects Approved by LRP Subcommittee		<u>6,246,547</u>
Ending Fund Balance		<u><u>\$ 127,094</u></u>

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1) The LRP Subcommittee has adopted the executive recommendation with four exceptions:

Eliminated Funding for Yellowstone Airport roof	\$ (65,000)
Reduced Funding for Registrar's Bureau, Dept of Justice	(150,000)
Added Funding for	
Legal Fees and Costs, Montana State Prison	75,000
Water and Sewer Mains, University of Montana	<u>168,400</u>
Net Funding Increase	<u><u>\$ 28,400</u></u>

2) The cigarette tax estimate for the 1989 biennium is that of the Legislative Revenue Estimating Subcommittee.

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MQ1A:kj:lrba.

Amendments to House Bill 5

1. Page 2, Line 23.  
Strike: Lines 23 through 25
2. Page 3, Line 8.  
Following: "Develop"  
Insert: "Wildlife Management and Parks"
3. Page 3, Line 8.  
Strike: "400,000"  
Insert: "379,000"
4. Page 3, Line 17.  
Strike: "650,000"  
Insert: "425,000"
5. Page 3, Line 18.  
Strike: "100,000"  
Insert: "179,000"
6. Page 3, line 19.  
Strike: "Display, Capitol Complex"  
Insert: "Projects"
7. Page 3, Line 20.  
Following: Line 19  
Insert: "Ashley Creek Headgate  
31,500 FW&P License Fees"
8. Page 5, Line 7.  
Following: Line 6  
Insert: "Legal Fees and Costs, Montana State Prison  
75,000" (insert sum under "CPF")
9. Page 5, line 7.  
Strike: "225,000"  
Insert: "75,000"
10. Page 5, Line 12.  
Following: Line 11  
Insert: "Helena Job Service Office Addition  
250,000 DOLI Bond Proceeds  
67,000 Federal Reed Act Funds  
103,000 Federal" (insert sums under  
"Other Appropriated Funds")
11. Page 5, Line 16.  
Following: "300,000"  
Insert: "Federal"
12. Page 5, Line 17.  
Following: Line 16  
Insert: "Armory Storage Additions  
300,000 Federal" (insert sum under "Other Appropriated Funds")

13. Page 6, Line 4.  
 Following: Line 3  
 Insert: "Water and Steam Mains, UM  
 168,400 Capital Projects Fund  
 15,600 Auxilliary" (insert sum under  
"Other Appropriated Funds")

14. Page 6, Line 7.  
 Strike: "414,500"  
 Insert: "409,000"

15. Page 6, Line 8.  
 Strike: "300,000 Federal"  
 Insert: "50,000 Private"

16. Page 6, Line 9.  
 Strike: "145,000"  
 Insert: "108,700"

17. Page 6, Line 10.  
 Following: Line 9  
 Insert:  
 "Section 8. Gartside dam construction. The following money is appropriated to the department of fish, wildlife, and parks in the amounts indicated for purposes of dam construction:

<u>Agency/Program</u>	<u>CPF</u>	<u>Other Approp Funds</u>
Gartside Dam Construction		\$ 93,000 Parks Federal Revenue
		250,000 Land and Water Conservation Funds

In accordance with 85-1-101, the department of natural resources and conservation shall manage the construction of the project.

Section 9. Authority to accept donation. The department of fish, wildlife, and parks is authorized to accept the donation of labor and materials to reconstruct boating facilities at Finley Point on Flathead Lake.

Section 10. Helena job service office addition. Funding for the Helena job service office addition is appropriated from unspent 1980 and 1981 department of labor and industry bond proceeds and from Reed Act funds and federal operating funds, which must be transferred to the capital projects fund by the department of labor and industry. Funds of \$67,000 must be requisitioned and used pursuant to funds available under Section 903 of the Social Security Act and 39-51-404, for administrative expenses of the unemployment insurance program. These funds must be expended within 2 years after the effective date of this act.

Section 11. Recovery of uninsured losses. The department of administration has the authority to pay fees and expenses, not to exceed



the amount recovered, associated with litigation to recover damages incurred by the state as a result of the December 30, 1985, explosion at Montana state prison.

<u>Agency/Program</u>	<u>Other Appropriated Funds</u>
Prison Loss Recovery	\$200,000

Section 12. Building demolition or sale and removal. (1) The department of administration may solicit bids for the demolition or for the sale and removal of the following buildings:

	<u>Building Name</u>
Montana Developmental Center	Cottage No. 5 Old Administration Building Old Laundry Storage Tire/Rubber Storage Garage Hog House Old Granary Turkey House Ranch House Garage Chicken House Old Machine Shed Root Cellar
Montana Veterans' Home	Old Main & Annex Old Dorm Boiler Room Superintendent's Residence
Montana State Hospital	Bolton Former Children's Unit Apartment Building "A" W.S. Superintendent's Residence Old Butcher Shop Byron Hall Former Lighthouse Maintenance Shop Lumber Storage Old Barn
Pine Hills School	Lewis & Clark Lodge

(2) The director of the department of institutions shall certify to the department of administration that each of the buildings set forth in subsection (1) is surplus to the needs of the department and the state by reason of the building's age, deteriorated physical condition, safety considerations, or license deficiencies and has no residual economic or useful life. If the cost of repairing the deficiencies would preclude reasonable restoration and refurbishing efforts, the

director of the department of administration may grant an order to proceed with demolition if:

(a) a successful contractor or bidder agrees to demolish or remove the building and reclaim the building site based on the salvage value of the building itself; and

(b) the demolition or removal of the building does not violate the provisions of the state antiquities law, as provided in Title 22, chapter 3, part 4, relative to established heritage properties under state ownership.

(3) The director of the department of administration may permit the director of the department of institutions to use the prison industries program, established in 53-1-301 through 53-1-304, to demolish and remove selected institutional buildings listed in subsection (1). The proceeds from the sale of salvageable material obtained through the demolition process must be deposited in the prison industries proprietary account. Permission may only be granted after the office of budget and program planning and the legislative finance committee determine that the proceeds from the sale of salvageable material will support the cost of demolition and removal.

Section 13. Sale of state land at Montana state prison. Pursuant to the provisions of 77-2-302 requiring that the board of land commissioners consult with an appropriate legislative committee prior to the sale of buildings formerly used by a state institution, the board is hereby authorized to sell the following properties if it determines this sale to be in the best interest of the state. Sale proceeds must be deposited in the capital projects fund. The board is authorized to pay costs of necessary surveys, appraisals, and all other costs associated with the sale of land from the proceeds of the sale. The land that may be sold is:

(1) approximately 10 acres of land formerly known as the Bratten Ranch, with approximately 14 structures. This property borders on Main street in the city of Deer Lodge, a Montana power company substation, and department of highways garage.

(2) approximately 10 acres of land formerly known as the Valiton Ranch, located 1 mile south of the Deer Lodge city limits. Included on this property are seven outbuildings and a duplex residence.

(3) approximately one-half acre of land and a single-family residence with detached two-car garage. This property is commonly known as the Brickyard property, south of the city of Deer Lodge.

(4) approximately one-half acre of land and a single-family residence with detached garage, located on the prison ranch about 7 miles north of Deer Lodge on the frontage road; and

(5) approximately 5 acres of land commonly known as the Old Brickyard, located south of Deer Lodge on the Eastside Road."

Renumber subsequent sections.

Agency\ Project	Capital Projects Funds	Other Appropriated Funds
<b>Department of Administration</b>		
Asbestos Abatement, Phase II	\$500,000	
Replace Roofs, Capitol Complex	103,500	
Handicapped Modifications, Capitol Complex	235,700	
Fire Protection, Capitol Complex	50,000	
Energy Retrofit		200,000 Federal
<b>Montana School for the Deaf and Blind</b>		
Improve Handicapped Access	32,800	
<b>Department of Fish, Wildlife and Parks</b>		
<b>Boat Facilities Program</b>		
Develop Property		50,000 FW & P License Fees
Fishing Access Site Protection		140,000 Federal
Creston Hatchery Supplemental		379,000 Real Estate Trust Earnings
Improve Regional Headquarters		150,000 FW & P License Fees
Helena Office Mechanical Supplemental		150,000 Federal
Construct Region 1 Headquarters, Kalispell		225,000 FW & P License Fees
Construct Region 5 Headquarters, Billings		41,000 FW & P License Fees
Improve Warehouse Complex		65,000 FW & P License Fees
Improve Waterfowl Habitat		1,400,000 FW & P License Fees
Improve Big Horn Sheep Habitat		1,200,000 FW & P License Fees
Centennial Projects		80,000 FW & P License Fees
Ashley Creek Headgate		425,000 Wildlife Earned Revenue
Fishing Access Site Acquisitions		179,000 Wildlife Earned Revenue
		50,000 Federal
		31,500 FW & P License Fees
		409,000 Fishing Licenses

50,000 Private  
 108,700 FM & P License Fees

Land Transfer, Region 3 Headquarters, Bozeman

Department of Highways

Miscellaneous Repairs and Improvements Statewide	750,000	Highway State Special Revenue
Construct New Section Headquarters, Columbia Falls	99,700	Highway State Special Revenue
Construct Laboratory Addition, Great Falls	34,000	Highway State Special Revenue
Construct Steam Cleaning Bldgs, Glendive & Miles City	80,000	Highway State Special Revenue
Construct Combination Shop, Phase I, Wolf Point	103,000	Highway State Special Revenue
Construct Shop Addition, Kalispell	71,000	Highway State Special Revenue
Construct Sandhouses Statewide	156,000	Highway State Special Revenue
Construct Equipment Storage Garages, Statewide	228,300	Highway State Special Revenue

Department of Institutions

Correct Life Safety Code Deficiencies Montana Developmental Center	126,000
Correct Life Safety Code Deficiencies Cottage II, Eastmont	95,245
Repair Sewage Lagoon, Montana Development Center	20,000
Install Smoke Detectors, Montana State Hospital	10,300
Replace Roofs	309,500
Improve Handicapped Access, Montana State Hospital	124,622
Improve Handicapped Access & Install Fence Center for the Aged	21,000
Install Drainage System & Upgrade Physical Plant Eastmont	34,900
Refurbish Water Towers, Statewide	50,000
Remodel Cottages A, B & C, Montana Developmental Center	1,036,000
Repair Projects, Montana State Hospital	60,890
Construct Yard Storage and Toilets, Prison	62,000
Remodel Dining Hall, Montana State Hospital	100,000
Legal Fees and Costs, Montana State Prison	75,000

Department of Justice				
Upgrade Registrar's Bureau, Deer Lodge	75,000			
Department of Labor and Industry				
Repair Cracking, Great Falls Job Service	30,000	Federal		
Remodel and Weatherize Job Services, Statewide	135,540	Federal		
Helena Job Service Office Expansion	250,000	DOLI Bond Proceeds		
	67,000	Federal Read Act Funds		
	103,000	Federal		
Department of State Lands				
Repair Projects, Stillwater	28,200			
Department of Military Affairs				
Replace Roof, Chinook Armory	45,000			
Federal Spending Authority	300,000	Federal		
Armory Storage Additions	300,000	Federal		
University System				
Fume Hood System Problems, Montana Tech	124,000			
Renovate Fire Alarm Systems, MSU and MNC	73,000			
Eliminate PCB, EMC	20,000			
Replace/Repair Roofs, Statewide	990,000			
Improve Handicapped Accessibility, EMC & MNC	156,100			
Improve Electrical Distribution, Phase I, MSU	1,229,300	623,900	Auxiliary	
Install Exhaust System, MNC	50,000			
Repair Projects, MNC	78,100			
Major Maintenance, AES	160,000			
Water and Steam Mains, UM	168,400	15,600	Auxiliary	
Total Long-Range Building Projects Approved	\$6,246,547	\$8,680,240		\$14,926,787

Proposed Amendment to House Bill 5

1. Page 6, line 4.

Following: line 3.

Insert: "Energy Management Control System, MSU  
\$1,890,000" (insert sum under "Other Appropriated Funds")

Amendments to House Bill 6

1. Page 5, Line 23.

Insert: "MONTANA BUREAU OF MINES AND GEOLOGY  
Low Grade Bentonite for Shot Hole Plugging \$45,890"

2. Page 6, Line 2.

Strike: "\$90,000"  
Insert: "\$140,000"

3. Page 6, Line 22.

Following: "fund"

Strike: "for the development of a hazardous waste management collection and transfer project authorized by the 1985 legislature in House Bill No. 922 in the amount of \$632,313 is reauthorized."

Insert: "in the amount of \$212,000 is authorized for research and public education activities to be conducted by the department to help affected businesses minimize or eliminate the amounts of hazardous waste which they generate. Such activities may include but are not limited to:

- (1) Waste Stream minimization studies;
- (2) Coordination of a waste exchange;
- (3) Dissemination of information through newsletters, training manuals, workshops pertaining to regulatory requirements, alternative technologies and waste minimization efforts.

If it is determined by the department that the need exists for the state to consider construction of a hazardous waste management collection and transfer facility, the department is authorized from amounts remaining from the sum of \$212,000 to prepare all necessary bid documents for a hazardous waste management collection program for presentation to and approval of the 1989 legislature."

4. Page 8, Line 6.

Insert: "Section 7. Appropriations established. For any entity of state government which receives a grant under this act, an appropriation is established for the amount of the grant upon award of the grant by the department."

Legislative Revenue Estimating Subcommittee  
Resource Indemnity Trust Interest  
1987 and 1989 Bienniums

	1987 Biennium	1989 Biennium
Beginning Balance	\$2,098,067	\$706,671
DHES Carry-over		443,000
RIT Grant Reversion		420,313
Revenue	14,174,015	13,097,000
	-----	-----
Total Funds Available	\$16,272,082	\$14,666,984
Expenditures		
30% Water Development	4,252,205	3,929,100
6% Hazardous Waste	850,441	785,820
Agency Operations	4,619,285	3,779,079
DWC Silicosis Benefits	1,181,800	1,131,600
House Bill 952	232,892	
Clark Fork- Gov Office		180,000
Environmental Contingency Fund	175,000	175,000
RIT Grant Administration	108,000	140,000
RIT Grant Program	4,145,789	3,345,161
	-----	-----
Total Appropriations	\$15,565,411	\$13,465,760
	-----	-----
Ending Fund Balance - Current Law	\$706,671	\$1,201,224
	=====	=====
Pending Legislation:		
House Bill 777 (Ream)		
6 % for Superfund		\$1,228,820
House Bill 718 (Harper)		
4 % for Environmental		
Quality Protection Fund		\$348,880
		-----
Total Possible Reductions		\$1,577,700
		-----
Ending Fund Balance if Pending Legislation Passes		(\$376,476)
		=====



Table 12  
Resource Indemnity Trust Projects  
1989 Biennium

Rank	Project/Applicant	Approved Funding
1	Dept of State Lands - Upper Blackfoot Streambank Reclamation	\$107,000
3	Dept of Health and Environmental Sciences - Clark Fork Monitoring	205,590
4	Dept of Fish, Wildlife and Parks - High Ore Creek Reclamation	198,600
5	Department of State Lands - Snowshoe Creek Streambank Reclamation	107,000
6	Board of Oil and Gas Conservation - Plug Wilkstrand Simer Well #1	19,951
7	Dept of Health and Environmental Sciences - Bannack State Park - Apex Mill Cleanup	101,200
8	Toole County - Reclamation of Oil and Gas Areas	150,000
9	Department of State Lands - Nellie Grant Mine Reclamation	84,900
10	Dept of Health and Environmental Sciences - Abandoned Oil Refineries	300,000
11	Department of Fish, Wildlife and Parks - Cataract Creek Reclamation	21,565
12	Sheridan County Conservation District - Reserve Pit and Oilfield Assessment	100,000
13	Board of Oil and Gas Conservation - Plug - Sunburst Disotell Well #1	55,000
14	Board of Oil and Gas Conservation - Plug Well Leaking Gas	46,330
15	Montana State Library - Natural Resources Information System	177,970
17	Montana Salinity Control Association - Montana Salinity Control Program	300,000
19	Butte-Silver Bow Government - Anselmo Mine Reclamation	150,000
20	Lower Musselshell Conservation District - Groundwater from Abandoned Mines	272,320
22	Dept of Natural Resources and Conservation - Sodium and Salinity Sources in Pwdr River Basin	89,257
23	Department of State Lands - Drill Hole Reclamation	100,000
24	Dept of Natural Resources and Conservation - Soil Survey Program	300,000
25	Governor's Office, Deer Lodge County, & Headwaters CD - Clark Fork Reclamation	130,000
30	Montana Bureau of Mines and Geology - Deep Aquifer Databases	155,950
31	University of Montana, Botany Department - Biotic Resources of Upper Clark Fork	26,638
33	Butte-Silver Bow Government - Urban Enhancement/Urban Forestry	100,000
--	Montana Bureau of Mines and Geology - Low Grade Bentonite for Shot Hole Plugging	45,890

Total Project Funding Approved

\$3,345,161

VISITOR'S REGISTER

Appropriations COMMITTEE

BILL(S) 5, 6, 291, 385, 460, 492, 551, DATE 3/7/87

SPONSOR(S) 607, 621, 653, 663, 694, 698

NAME	REPRESENTING	BILL NO.	SUP-PORT	OP-POSE
Jim Whitley	A/E ADMINISTRATION	5	X	
Tom O'Connell	" "	5	X	
George Czynski	MT. ENV. INF. CNTR	6		
Ben Cohen	MSWCA			

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR VISITOR'S STATEMENT  
IF YOU HAVE WRITTEN COMMENTS, PLEASE GIVE A COPY TO THE SECRETARY.

