

MINUTES OF THE MEETING
HOUSE APPROPRIATIONS COMMITTEE
50TH LEGISLATIVE SESSION

The meeting of the House Appropriations Committee was called to order by Chairman Rep. Gene Donaldson on March 21, 1987 in Room 104 of the State Capitol.

ROLL CALL:

All members were present at the meeting. Also in attendance were Judy Rippingale, LFA and Denise Thompson, Secretary.

HB 593: (98:A:.38)

Rep. Jan Brown presented the bill saying it was called the private enterprise act requested by the Rielly Johnson and the National Federation of Independent Business. The bill has two parts. The first part essentially takes the government out of any business that would compete with private enterprise and the Business and Labor Committee amended this section to say that it would not be effective until July 1, 1989. The remainder of the bill sets up a private enterprise review commission.

There were no other proponents to the bill.

OPPONENTS:

(98:A:3.48) Ms. Ellen Feaver, Director of the Department of Administration spoke against the bill saying the bill authorizes a commission to study whether government activities compete with the private section, whether those activities are authorized by statute and whether it is in the public interest for private enterprise to perform those activities instead of government. She said she doesn't oppose the study, but has a number of concerns about the bill. Section 4 being effective July 1, 1989 second guesses the commission's findings. It presumes that the commission would determine that certain activities would have to be conducted in a certain set of criteria even before the commission does its work. The study is a gigantic undertaking. The scope of the study is entirely unmanageable. If the bill were narrower in scope, it could end up a productive policy of some specific areas of concern. The \$5,000 which is appropriated in this bill will barely scratch the surface. If the committee chooses to pass this legislation an additional appropriation would be required (Exhibit 1).

LeRoy Schramm, legal counsel for the Montana University System stated that the university system has a large exemption in the bill for their dormitories and food service so probably most of this would be covered. They are concerned about some of the services that are supplied to them by other state agencies. The bill is a lot broader than the fiscal note may lead you to believe.

(98:A:11.56) If the committee does proceed, they should look at the composition of that study and balance that composition.

Lindy Ardt, representing the American Federation of State, County and Municipal Employees, stated in these economic times, a commission should not be established. It is neither cheaper nor better to purchase from the private sector.

Mr. Bob Archibald, Director of the Montana Historical Society also spoke against the bill stating his concern would be with publication of "Montana" and the sale of merchandise through the store operation both of which generate revenues which go back into providing for society activities. This legislation could restrict those activities and leave them with a substantial shortfall in funding.

Claudia Clifford, United Food and Commercial Workers, stated they were concerned about the criteria being used by the commission, to decide whether a particular service would be better done by the private sector. This commission would not have any criteria to show protection for Montana and Montana business. There is nothing to address quality and quantity of services provided.

QUESTIONS:

(98:A:19.20) Chairman Donaldson stated the wording in the bill is pretty broad in the goods and services that are offered by the private enterprise. Rep. Brown said the wording is pretty broad and may need amending.

Rep. Switzer said he felt the breadth of the area the bill would affect is certainly up to the commission, he appreciated the concept, the set up is a good one.

Rep. Peck stated he did not agree with the legislation either as he felt it had some problems but there has to be some limits to what areas they are going to get in to. They really need to look at the bill.

The hearing was closed on the bill.

HB 376: (98:A:28.25)

Rep. Loren Jenkins presented his bill regarding the paved roads between Chester and Fort Benton and Stanford to Fort Benton. He said the Highway Commission in 1961, wrote to the Board of County Commissioners in Chouteau County saying that they were going to expand their secondary system, and that the state would take over maintenance after the system was paved. The state did not take over this maintenance in 1973. If the state does not take over the maintenance, the counties are going to sue the state for back maintenance from 1973 to present. The cost of this repair is \$3 million.

(98:A;38.10) Rep. Poulsen said if the legislature allows this, they could be setting a precedent for others to do the same thing.

Mr. Don Gruell, Department of Highways, said if they do fund the maintenance for that it would be \$400,000 initial cost and \$200,000 annually after that. In addition to that would be the funding of buildings, sand house and the equipment.

Mr. Gary Wicks, Director of the Department of Administration, that the cost of the maintaining these roads is too costly and they can not afford to maintain them. He stated that letters were sent to several counties, but then they were never pursued. There are no legal binding contracts made with the counties.

Rep. Jenkins closed presenting the committee with copies of the letters and other materials (Exhibit 2).

EXECUTIVE ACTION: (98:B:15.31)

Rep. Thoft moved to TABLE HB 593. Rep. Bardanouve called the question. There was a roll call vote. Reps. Donaldson, Thoft, Winslow, Bardanouve, Bradley,, Connelly, Iverson, Menahan, Menke, Miller, Peck, Quilici, and Spaeth voted YES. Reps. Devlin, Manuel, Nathe, Poulsen, Rehberg, Swift, and Switzer voted NO. The motion CARRIED 13 to 7.

Rep. Thoft moved to TABLE HB 376. Rep. Bradley called the question. Reps. Iverson, Swift, Manuel, Peck and Rehberg voted NO. The motion CARRIED.

HB 744: (98:B:20.00)

Rep. Jack Ramirez of Billings presented the bill saying it appropriated money for a County Boundary Commission to prepare a plan for consolidating and reorganizing counties and a plan for consolidating services (Exhibits 3 & 4). This would just study these boundaries for court systems and

entire judicial systems. He also presented amendments (Exhibit 4).

Rep. Bardanoue spoke as a proponent of the bill as well as Reps. Connelly and Switzer. Rep. Iverson said he liked the concept but maybe there should be a better geographical balance on the commission itself.

(99:A:3.25) Rep. Winslow moved an amendment which Ms. Ripplingale explained to the committee to change the language and insert the leaders shall appoint a member from each congressional district. Rep. Quilici called the question. The motion CARRIED unanimously.

Rep. Iverson expressed concern that there is not enough money in the appropriation to adequately do the study.

(99:A:6.38) Rep. Bardanoue moved to raise the appropriation to \$50,000 on page 4, line 1 from \$30,000. Rep. Winslow called the question. The motion CARRIED unanimously.

Rep. Rehberg moved to have the meetings in at least the following cities, "insert "at least". Rep. Peck called the question. The motion CARRIED unanimously.

Rep. Winslow moved to incorporate the amendments presented by Rep. Ramirez which were inserted into the gray bill. The motion CARRIED unanimously.

Rep. Winslow moved to DO PASS HB 744 AS AMENDED gray bill. Reps. Devlin, Iverson, and Manuel voted NO. The motion CARRIED.

EXECUTIVE ACTION: (99:A:10.52)

Rep. Winslow addressed amending HB 460 (Exhibit 5 & 6), and presented the two alternatives.

Rep. Winslow moved alternative 1 to take out the statute and earmarking out of the bill. Rep. Quilici called the question. The motion CARRIED unanimously.

Rep. Winslow moved to DO PASS 460 AS AMENDED. Rep. Devlin voted NO. The motion CARRIED.

Rep. Thoft moved to TABLE HB 778. Rep. Bardanoue called the question. The motion CARRIED unanimously.

(99:A:16.53) HB 838: Rep. Thoft moved to TABLE HB 838. Rep. Bardanoue called the question. Reps. Quilici, Connelly, Iverson, and Swift voted NO. The motion CARRIED.

SB 216: Rep. Bardanouve moved to TABLE SB 216. Rep. Devlin called the question. Reps. Quilici and Connelly voted NO. The motion CARRIED.

HB 881: (99:A:23.44) Rep. Winslow moved to amend HB 881 to cut the appropriation in half and establish one facility for at a cost of \$750,000 and sunset the program for the 1989 legislative session and also cut the training in half.


Rep. Quilici called the question. The motion carried unanimously.

Rep. Quilici moved to adopt the amendments and put it in the form of the gray bill. Rep. Devlin called the question. The motion CARRIED unanimously.

Rep. Bradley moved to DO PASS AS AMENDED. Rep. Devlin called the question. There was a roll call vote. Reps. Donaldson, Winslow, Bradley, Connelly, Iverson, Manuel, Miller, Poulsen, Quilici, and Rehberg voted YES. Reps. Thoft, Bardanouve, Devlin, Menahan, Menke, Nathe, Peck, Swift and Switzer voted NO. The motion CARRIED 10 to 9.

ADJOURNMENT:

There being no further business, the meeting was adjourned.



Rep. Gene Donaldson, Chairman

DAILY ROLL CALL

APPROPRIATIONS

COMMITTEE

50th LEGISLATIVE SESSION -- 1987

Date 3/21/87

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 3/21/87 BILL NO. House Bill NUMBER 593

NAME	AYE	NAY
Rep. Gene Donaldson, Chairman	✓	
Rep. Bob Thoft, Vice Chairman	✓	
Rep. Cal Winslow, Vice Chairman	✓	
Rep. Francis Bardanoue	✓	
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 CARRIED

13 1

Denise Thompson
Secretary

Rep. Gene Donaldson
Chairman

MOTION: Rep. Thoft moved to TABLE HB 593.

ROLL CALL VOTE

HOUSE APPROPRIATIONS COMMITTEE
 DATE 3/21/88 BILL NO. House Bill NUMBER 881

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

16 9

Denise Thompson
Secretary

Rep. Gene Donaldson
Chairman

MOTION: Rep. Bradley moved to DO PASS AS AMENDED HB 881.

[Redacted]

[Redacted]

[Redacted]

COMMISSIONERS

ROY L. SCHELLS, CHAIRMAN
 BILLINGS
 S. N. MALVORSON, VICE CHAIRMAN
 BOZEMAN
 OTIS S. WATERS, MEMBER
 BUTTE
 GEORGE M. GOSMAN, MEMBER
 BILLINGS
 TED JAMES, MEMBER
 GREAT FALLS
 JOHN D. WHEELER, SECRETARY
 HELENA



EXHIBIT
 DATE 3/21/61
 HB 376
 FRED GUINNELL, JR.
 STATE HIGHWAY ENGINEER

HIGHWAY COMMISSION

STATE HIGHWAY DEPARTMENT

HELENA, MONTANA

September 28, 1961

IN REPLY REFER TO
 PS-HTB

Board of County Commissioners

Chouteau County
 Fort Benton, Montana

Gentlemen:

After considerable deliberation and investigation, the State Highway Commission has decided to establish a State Secondary System. This system will consist of a number of important routes now on the present Secondary System which are considered to be of statewide interest and usage.

For your information, we are enclosing a copy of a statement explaining the criteria which were considered and evaluated in the selection of eligible routes for inclusion in the State Secondary System.

In addition to these criteria which were used in evaluating the relative merits of the various routes, there are other basic conditions which must be complied with if a State Secondary System is to meet the objectives of statewide interest and usage. These conditions are described briefly in the following:

1. To achieve statewide importance, an otherwise eligible route must be paved throughout its length in order to provide unrestricted traffic service to the motorist.
2. The only difference between a route on the State Secondary System and a route on the regular Secondary System is that the State Highway Commission agrees to assume the burden and cost of maintaining routes on the State Secondary System because of their statewide importance. Also, prior to the assumption of the maintenance responsibility by the State Highway Commission, it must be determined that the highway in question has been properly maintained by the county involved. In the event that any maintenance deficiency exists, the county must agree that the deficiency will be corrected by county forces or by paying the State Highway Commission for the cost of bringing the highway up to normal maintenance standards.
3. Since all State funds for construction on the Secondary

ALEX BLEWETT, CHAIRMAN
GREAT FALLS

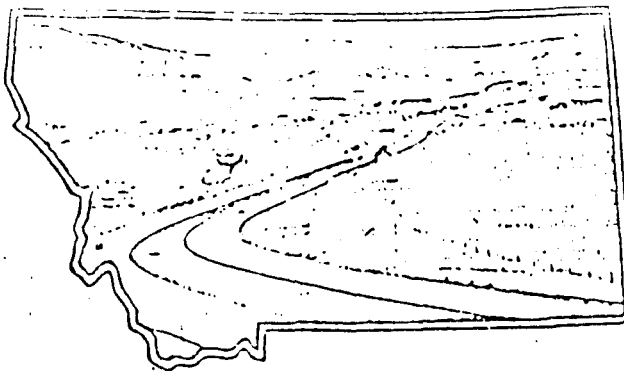
B. N. HALVORSON, VICE CHAIRMAN
KALISPELL

JOSEPH M. NASS, MEMBER
POPLAR

ARNOLD M. SWANSON, MEMBER
BOZEMAN

DALLAS W. VAN DELINDER, MEMBER
BILLINGS

JOHN D. WHEELER, SECRETARY
HELENA



HELENA, MONTANA

September 12, 1966

6
TIM BABCOCK
GOVERNOR

PAUL M. JOHNSON
STATE HIGHWAY ENGINEER

IN REPLY REFER TO:

20-6TB

TO : PAUL M. JOHNSON, STATE HIGHWAY ENGINEER
FROM : H. T. BUSWELL, ADMINISTRATIVE COORDINATOR
SUBJECT: PRESENT STATUS OF STATE-MAINTAINED SECONDARY SYSTEM

As instructed during the August Commission meeting, I have prepared the following report concerning the present status of the State-Maintained Secondary System which was approved by the State Highway Commission to become effective on November 1, 1961.

This system was established for the reason that a number of counties were reporting that they did not have the money or the equipment to maintain several Secondary System routes which had been completed to oiled standards or were substantially completed to such standards. Many of these routes were of significant statewide interest and usage and would normally be included in the Primary System except for the fact that there was no mileage available to permit their inclusion in the 7% System.

In the preliminary analysis, routes were selected for consideration which qualified under the following criteria:

1. System integration with connections at both ends to existing highways of importance.
2. Trunkline service for through traffic.
3. A substantial measure of statewide interest.
4. Service to a substantial volume of traffic which would be predominantly of statewide origin.
5. The cost of maintaining the highway placed an unreasonable burden on the county road funds.

In order to establish a priority rating system, a formula was devised assigning points to the following factors:

1. Present traffic volumes.
2. Potential traffic volumes of the route upon completion to oiled standards.

3. The amount of the potential traffic that would be of state-wide origin.
4. The proportion of the potential traffic that would be of statewide origin.
5. The distance savings to traffic through use of the Secondary System highway as compared with alternate routings via existing paved highways.
6. The extent to which the cost of maintaining the Secondary System highway placed a burden on the county finances. This was measured by comparing the annual maintenance cost with the total money available in the county road fund if the full ten-mill levy were to be applied by the county involved.

A total of 34 Secondary System routes, amounting to 1,178 miles, were analyzed under this procedure. Under the point system, priority ratings were assigned to each route for comparison purposes.

It was the opinion of the Commission members that an 8% System might eventually be approved for Montana and that the mileage to be approved for state maintenance as an initial increment should be limited to the additional mileage that could be included in the Primary System if an 8% System were to be approved. This was done with the thought that the same routes, which were included in the initial increment of the State-Maintained Secondary System, would be transferred to the Primary System if an 8% System were to be approved at some future date.

The routes which were investigated have been classified into the following categories:

CATEGORY 1
ROUTES IN THE INITIAL SYSTEM HAVING A PAVED SURFACE
THROUGHOUT AND BEING ELIGIBLE FOR IMMEDIATE MAINTENANCE

<u>Rank</u>	<u>FAS No.</u>	<u>Location</u>	<u>Miles</u>	<u>Annual Mtce. Cost</u>
✓2	208	Somers - Big Fork	6.9	\$ 9,315
✓4	249	Nashua - Fort Peck	10.6	14,210
✓5	401	Whitehall - Southwest	12.1	16,115
✓7	244	Winnett Cutoff	24.7	33,000
✓8	209-326	Clearwater - Echo Lake	92.8	125,100
✓18	376	Harlem - Hayes	50.0	67,000
✓21	256	Plentywood - Raymond	18.6	21,000
✓22	291	Belgrade Cutoff	7.5	10,100
✓23	289	Norris - Bozeman	29.1	39,200
✓24	303-397	Bridger - Bailey - Chance	21.4	28,700
		TOTAL.....	270.7	\$375,500

Mr. Johnson
 September 12, 1966
 Page Three

CATEGORY 2
ROUTES IN THE INITIAL SYSTEM WHICH HAVE SINCE BEEN COMPLETED
TO OILED SURFACE AND ARE NOW BEING MAINTAINED BY THE STATE

Rank	FAS No.	Location	Miles	Annual Mtce. Co
✓1	247	Glasgow - Ophelia - Canada	61.0	\$ 82,350
✓3	499	Madison Canyon - Quake Lake	23.1	31,185
✓6	412	Lolo Pass	32.6	44,010
✓9	319	Broadus - Biddle - Wyoming Line	29.4	39,690
TOTAL.....			146.1	\$197,235

CATEGORY 3
ROUTES IN THE INITIAL SYSTEM FOR WHICH THE STATE HAS AGREED
TO ASSUME MAINTENANCE UPON COMPLETION TO OILED STANDARDS

Rank	FAS No.	Location	Miles	Annual Mtce.
10	242	Malta - Loring - Canada	54.4	\$ 73,440
11	223	Fort Benton - Chester	56.3	76,005
✓12	230	Fort Benton - Stanford	167.3	90,850
13	271-272	Avon - Helmville - Montana 20	32.9	44,000
14	281	Boulder - Cardwell	31.1	41,985
✓15	232	Havre - Wild Horse - Canada	43.7	58,995
16	323	Ekalaka - Alzada	71.7	96,790
17	461	St. Regis - Paradise	22.5	30,375
20	253	Terry - Brockway	46.7	63,045
✓7	518	East Havre - Montana City	57.0	
TOTAL.....			426.6	\$575,910

✓ Routes maintained by State.

CATEGORY 4
ROUTES OUTSIDE THE INITIAL SYSTEM WHICH THE STATE SHOULD CONSIDER FOR
MAINTENANCE IF THE SYSTEM IS ENLARGED AND THE HIGHWAY IS COMPLETED TO OILED STANDARD

Rank	FAS No.	Location	Miles	Annual Mtce. Cost
19	462	Rock Springs - Van Hornum	41.5	\$ 56,205
25	252	Circle - Weldon - Montana 24	37.9	51,165
26	294	Ringling - Martinsdale	29.2	39,420
27	293	Boxeman - Wildall	38.4	51,840
28	274	Anaconda - Ralston	22.0	29,700
29	279	Helena - Lincoln (Flesher Pass)	40.6	54,810
30	219-378	Chouteau - Conrad	31.9	43,065
31	201	Fairview - Montana 16	11.8	15,930
32	471	Thompson Falls - Idaho	15.4	20,760
33	261	Wibaux - Sidney	49.5	66,315
34	382	Perma - Hot Springs	16.0	21,600
TOTAL.....			384.2	\$451,110

TOTAL OF ALL CATEGORIES

System are allocated under State law to the various counties, there are no special funds available to the State Highway Commission for any necessary construction on the State Secondary System. Under these conditions, it is necessary for the individual counties involved to assign first priority to essential construction or reconstruction of sections of those routes which are considered eligible for inclusion in the State Secondary System. This provision is based on the assumption that if a route is of sufficient importance to be placed on the State Secondary System, it automatically becomes of sufficient importance to be assigned first priority for construction or reconstruction purposes.

You will be pleased to learn that the following route, or routes, are considered to qualify for inclusion in the State Secondary System, subject to the conditions described in the foregoing.


FAS Route 223 - From a point on U.S. #87 at Fort Benton northerly to a point on U.S. #2 at Chester (Fort Benton-Chester Road)

FAS Route 230 - From a point on U.S. #87 at Stanford northwesterly to a point on U.S. #87 at Fort Benton (Stanford-Fort Benton Road)

At such time as these highways are completed throughout with a paved surface and it is evident that the highways have been maintained by the county to normal maintenance standards, the State Highway Commission will enter into an agreement with the county whereby the State will assume the maintenance responsibility for the highway and the county will be relieved of such responsibility.

We hope that you will be pleased to learn that the State Highway Commission will assume the responsibility for maintaining the routes described above at such time as the stipulated conditions have been complied with.

Very truly yours,


Fred Quinnell, Jr.
State Highway Engineer

MONTANA

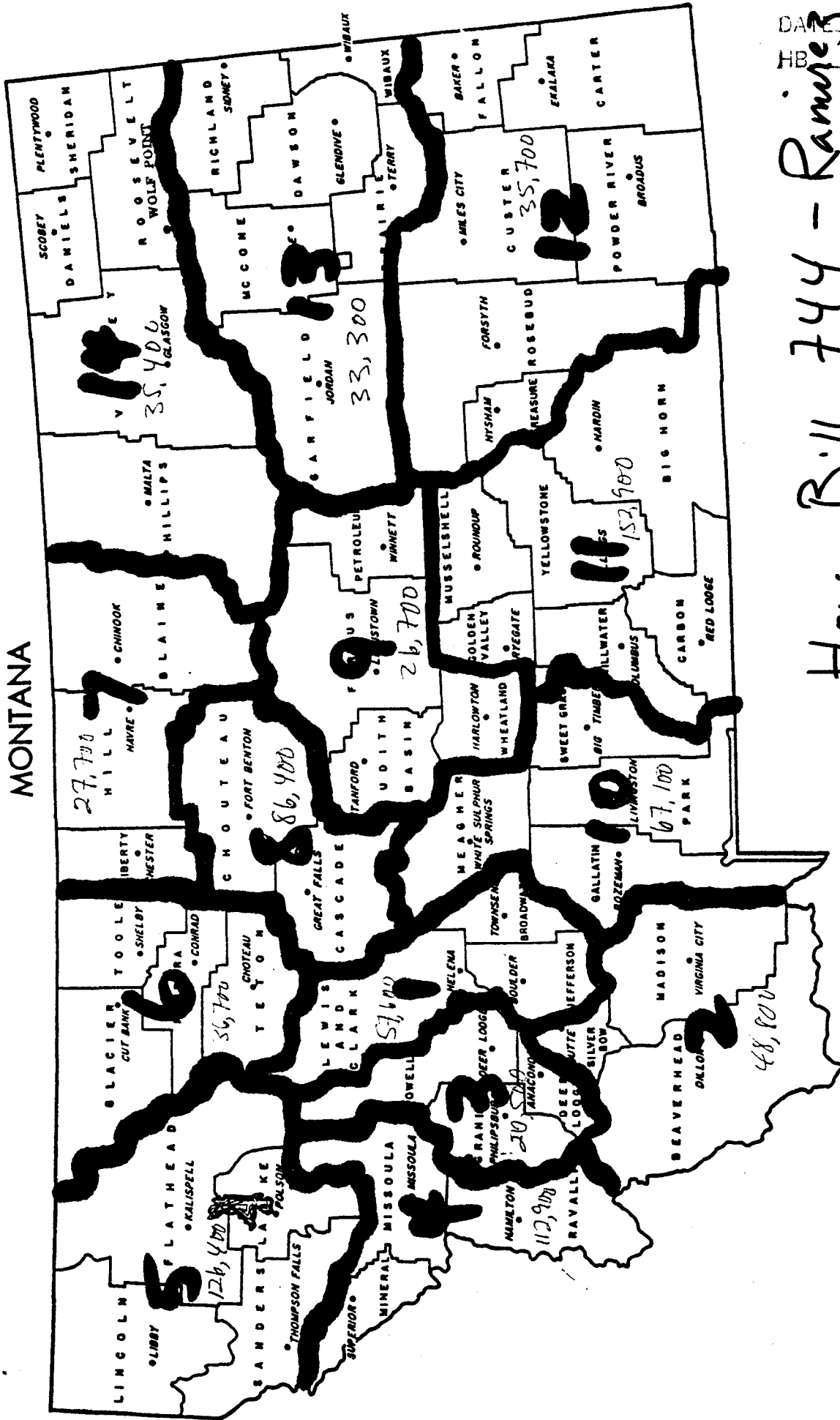


EXHIBIT 3
DATE 3/21/87
HB 744

House Bill 744 - Ramirez

Amendment #13

No. 1052 - County Outline Map
STATE PUBLISHING COMPANY
Helena

Introduced 1986

March 21, 1987

AMENDMENTS TO HOUSE BILL 744 (blue copy)
(Representative Ramirez)

1. Title, line 10.
Following: "COUNTIES"
Insert: "AND A PLAN FOR CONSOLIDATING SERVICES"
2. Title, line 12.
Strike: "CONTINGENT"
3. Title, line 13.
Following: "COMMISSION'S"
Strike: "PLAN"
Insert: "PLANS"
4. Page 2, line 6.
Following: "Constitution"
Insert: "; and
WHEREAS, if the voters reject county consolidation and reorganization, an alternative plan will be needed to reduce the expense of county government by consolidating services"
5. Page 2, lines 7 and 8.
Following: "that"
Strike: "a ~~study-of~~ PLAN FOR county consolidation and reorganization is"
Insert: "plans for consolidating county services and for eventual consolidation and reorganization of counties are"
6. Page 2, line 15.
Following: "reorganization"
Insert: "and a plan for consolidating services"
7. Page 2, line 21.
Following: "COUNTIES"
Insert: "and a plan for consolidating services within districts consisting of two or more existing counties"
8. Page 2, lines 22 and 23.
Following: "DESIGNATE"
Strike: "TWO COMMISSIONERS"
Insert: "one commissioner from each congressional district, after conferring to achieve geographic representation"
9. Page 3, line 3.
Following: "PREPARE"
Strike: "A PLAN"

Insert: "the following two plans:
(a) a plan"

10. Page 3, following line 8.

Insert: "(b) a plan for consolidating services within
the districts described in section 4."

11. Page 3, lines 9 and 10.

Following: "submit"

Strike: "its"

Following: "~~recommendations~~"

Strike: "PLAN"

Insert: "both plans"

12. Page 3, line 14.

Following: "\$77,500"

Strike: "\$30,000"

Insert: "\$50,000"

13. Page 3, lines 15 and 16.

Following: "preparing the"

Strike: remainder of line 15 through "PLAN" on line 16

Insert: "plans"

14. Page 3, line 22.

Following: "counties"

Strike: "-- public hearings. (1)"

Insert: "."

Re-number: subsections (a) through (i) as (1) through (9)

15. Page 4, following line 13.

Insert: "Section 4. Plan for consolidation of services
within districts. (1) The county boundary commission
shall prepare a plan for consolidating services in each
of the following districts or in similar districts,
each of which comprises at least two adjoining
counties:

(a) District 1: Lewis and Clark, Broadwater, and
Jefferson Counties;

(b) District 2: Silver Bow, Beaverhead, and
Madison Counties;

(c) District 3: Deer Lodge, Granite, and Powell
Counties;

(d) District 4: Missoula, Mineral, and Ravalli
Counties;

(e) District 5: Flathead, Lake, Sanders, and
Lincoln Counties;

(f) District 6: Toole, Glacier, Teton, and
Pondera Counties;

(g) District 7: Hill, Liberty, and Blaine
Counties;

(h) District 8: Cascade and Chouteau Counties;

(i) District 9: Fergus, Judith Basin, Wheatland,

and Petroleum Counties;

(j) District 10: Gallatin, Meagher, Park, and Sweet Grass Counties;

(k) District 11: Yellowstone, Big Horn, Carbon, Stillwater, Golden Valley, and Musselshell Counties;

(l) District 12: Custer, Rosebud, Treasure, Powder River, Fallon, and Carter Counties;

(m) District 13: Dawson, Richland, McCone, Garfield, Prairie, and Wibaux Counties;

(n) District 14: Phillips, Valley, Roosevelt, Sheridan, and Daniels Counties.

(2) The plan must provide for:

(a) consolidation of the following offices in each district:

(i) sheriff;

(ii) clerk of the district court;

(iii) county attorney;

(iv) county superintendent of schools;

(v) county surveyor;

(vi) county treasurer;

(vii) coroner;

(viii) public administrator;

(ix) county clerk and recorder;

(x) county commissioners;

(b) revision of any judicial districts defined in 3-5-101 that do not fall wholly within a district defined under this section, with appropriate adjustments in the number of judges assigned to each judicial district under 3-5-102; and

(c) consolidation of the offices of school superintendents for contiguous second- and third-class elementary school districts.

(3)(a) The commission's plan for consolidation of services must designate one county seat as the central location for each office listed in subsection (2)(a) and, except as provided in subsection (3)(b), provide for a branch office staffed by one or more deputies in each of the other counties in the district.

(b) The plan must provide that while a district court may be held in each county within a district, each district is served by only one clerk of the district court.

(4) If the plan calls for consolidation of the offices of school superintendent for two or more elementary school districts, it must include a procedure by which the trustees of the school districts shall select the superintendent and designate a convenient location for the consolidated superintendent's office.

(5) The commission's plan for consolidation of services may not propose to:

- (a) alter county boundaries;
- (b) relocate a county seat; or
- (c) consolidate elementary school districts."

16. Page 4, line 14.

Strike: "(2)"

Insert: "Section 5. Public hearings."

Renumber: subsequent sections.

17. Page 4, line 16.

Following: line 15

Insert: "county boundary"

18. Page 4, line 17.

Following: "in"

Insert: "at least"

19. Page 4, line 18 through line 2 on page 5.

Renumber: subsections (a) through (j) as (1) through (10)

20. Page 5, lines 6 and 7.

Following: "COMMISSION"

Strike: remainder of line 6 through line 7 in its entirety

Insert: "to prepare the plans required by section 1."

21. Page 5, line 8 through line 1 on page 6.

Following: "Section 5."

Strike: remainder of line 8 through "recommendations" on page 6, line 1

Insert: "Disposition of plans. (1) The county boundary commission shall submit its plan for county consolidation and reorganization to the 51st legislature. The legislature shall return the plan with its recommendations within 30 days of submission. Within 30 days after the plan is returned to the commission, it"

22. Page 6, lines 1 and 2.

Following: "distributed"

Strike: ", following legislative review,"

23. Page 6, following line 9.

Insert: "(2) The commission shall submit its plan for consolidation of services to the 51st legislature in the form of bills drafted by legislative council staff and sponsored by the chairman of the legislative council. Each bill must provide for the consolidation of a specific office in each of the 14 districts described in section 4 or other districts defined by the commission."

Proposed amendments to HB460 (Alternative 1):

1. Title, line 10.
Following: "~~SECTION~~"
Strike: the remainder of line 10
Insert: "SECTION"

2. Page 3, line 17.
Following: "\$50"
Strike: "\$35"
Insert: "\$75"

3. Page 3, lines 18 through 20.
Following: "\$5"
Strike: the remainder of line 18 through "[SECTION 3]," on line 20

4. Page 5, line 24.
Following: "\$50"
Strike: "\$35"
Insert: "\$75"

5. Page 5, lines 25 through page 6, line 2.
Following: "\$5"
Strike: the remainder of line 25 through "[SECTION 3]," on line 2

6. Page 6, line 4 through page 9, line 3.
Strike: sections 2 and 3 in their entirety
Renumber: subsequent section

7. Page 9, lines 6 through 13.
Strike: sections 5 and 6 in their entirety
Renumber: subsequent section

3/21 '87
460

PROPOSED AMENDMENTS TO HOUSE BILL 460
(Alternative 2)

1. Title, line 10.
Following: "SECTION"
Strike: the remainder of line 10
Insert: "SECTION"

2. Page 6, line 4 through page 8, line 23.
Strike: Section 2 in its entirety
Renumber: subsequent sections

3. Page 9, lines 1 and 2.
Following: "IS"
Strike: the remainder of line 1 through line 2

VISITOR'S REGISTER

COMMITTEE _____

BILL(S) HB 881

DATE 3-21-87

SPONSOR(S) _____

NAME	REPRESENTING	BILL NO.	SUP-PORT	OP-POSE
CAROL L. PHELPS		881	✓	
Roger J. Lauen		881	✓	
Ted's Macy Yates		881	X	
Dr. Mark ...	Mental Health Assoc	881	X	
Dave ...		881		
...	...	881	X	
Ann ...	Min's ... Conf	881	X	

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