

MINUTES

MONTANA SENATE
51st LEGISLATURE - REGULAR SESSION

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: By CHAIRMAN PETE STORY, on APRIL 12, 1989,
at 5:00 P.M.

ROLL CALL

Members Present: Senator Gary Aklestad, Senator Loren
Jenkins, Senator Esther Bengtson, Senator Matt Himsl,
Senator Paul Boylan, Senator Tom Keating, Senator Judy
Jacobson, Senator Pat Regan, Senator Larry Tveit,
Senator Fred Van Valkenburg, Senator Dennis Nathe,
Senator Greg Jergeson, Senator Gerry Devlin, Senator
Richard Manning, Senator Sam Hofman, Senator Lawrence
Stimatz, Senator Ethel Harding, Senator Pete Story

Members Excused: Senator H.W. "Swede" Hammond

Members Absent: None

Staff Present: Clayton Schenck, LFA

Announcements/Discussion: None

EXECUTIVE ACTION

HB 354

Senator Regan moved to do pass HB 354. There was an appropriation of about \$150,000 for a legislative study of post-secondary education. The committee worked on the funding formula for the university system. There was a small sum of money left over and they would like to be able to complete the study. If it is not spent it becomes part of the general fund.

Senator Devlin asked how long the study would take.

Senator Regan asked the committee to wait for Senator Jacobson to arrive so she could explain.

HB 760

Senator Bengtson moved to do pass HB 760. She moved the amendment (Exhibit #1).

The question was called. The motion passed unanimously.

Senator Bengtson moved HB 760 as amended. The question was called. The motion passed 13-4 on a roll call vote.

HB 739

Senator Bengtson moved HB 739 do pass. The question was called. The motion passed unanimously.

HB 354

Senator Jacobson said the university funding study, last session, had about \$60,000 of carry over money. This bill would appropriate the remaining amount to continue the university funding study and also post-secondary education. She pointed out that the vo-tech centers needed quite a bit of work over the biennium. She said that some of the formula needed to be changed. Central payroll had to be worked out. The Legislative Finance Committee will look at how the money will be spent but there are other things that have to be monitored such as central payroll. They want to be able to coordinate this with Department of Administration, the Budget Office, Commissioners Office, and LFA. She said they may not need the entire amount but they are asked that they continue with the study and the remainder can be reverted to general fund.

The question was called. The motion passed 10-8 on a roll call vote.

HB 535

Senator Harding moved that HB 535 do pass. She explained that after checking with Dave Lewis he sent a paper on this. This is a requirement due to the Federal Catastrophic Act of 1988. She read part of the act (347). The act requires states to more fully regulate medicare supplemental insurance policies and current statutes do not allow the Insurance Commission to do this. Without passing this bill, the state would lose their authority to certify medicare supplemental insurance policies. She noted that the ramifications of that are unclear. The bill provides for a grade 12, step 2 employee plus office supplies and equipment and would be with the filing section of the Insurance Division. She said the bill addressed 3 areas of responsibilities for the State Auditors Office - review advertising, preparation of a buyers guide and oversight of additional compliance requirements.

Senator Keating asked if the FTE would become part of the base.

Senator Regan replied that it was a one time appropriation. She noted that this one time and was not to be built into the base. When the committee builds the budget next time this should not be there. (387) She asked that this be written in the LFA files.

Senator Himsl shared an article from the Wall Street Journal concerning the biggest financial scandal in the history of medicare. The misspending was over 10 billion dollars of medicare funds for the past 6 years. He said it was well advised to take a check of what was going on here also.

The question was called. The motion passed unanimously.

HB 772

Senator Jenkins moved to do pass HB 772.

Senator Aklestad asked if this took 4 FTE to run the program.

Senator Story noted that this program was supposed to pay for itself through all the federal property that is brought in and distributed.

Senator Regan asked if there were any problem with the proprietary fund if this was money they make from sales.

Clayton Schenck replied that was correct. They collect a 6% fee based on the value of that item obtained and charge it back to the agencies.

Senator Van Valkenburg pointed out that this would be a huge exception from the requirement of repayment of loans within one year. This program would take 5 years for repaying a general fund loan.

The question was called. The motion failed 8-10 on a roll call vote.

HB 469

Senator Regan moved to do pass HB 469. She pointed out that the environmental groups, industry and the city are working together on this matter. The data is important and in fact has resulted in the building of a fertilizer plant next to one of the refineries.

Senator Aklestad pointed out that the Air Quality Division had 18.5 FTE now and if this was important they could

use one of these FTE for the work.

The question was called. The motion passed with 3 no votes.

HB 320

Senator Van Valkenburg moved do pass HB 320. He commented that the courts as a whole are far behind the twentieth century.

Senator Devlin made a substitute motion that this fund be amended down to \$100,000 for the biennial appropriation. He said the finances of the state should be considered before giving the full amount of money to this project.

Senator Himsl noted that a lot of thought had gone into the figures and that the job may not get accomplished with the lower figure.

Senator Keating said the agency had already cut \$100,000 out of their request.

Senator Regan said that if they were going to do the job right they should be given the full appropriation. She pointed out that if there were money left over it would revert to the general fund.

The question was called on the substitute motion. The motion failed 9-9 on a roll call vote.

The question was called on the motion to do pass HB 320. The motion passed with 3 no votes.

ADJOURNMENT

Adjournment At: 6:05 P.M.



PETE STORY, Chairman

PS/dt

FCS412#2

DAILY ROLL CALL

FINANCE AND CLAIMS

COMMITTEE - 1989

DATE 4-12-89 p.m.

NAME	PRESENT	ABSENT	EXCUSED
Senator Gary Aklestad	✓		
Senator Loren Jenkins	✓		
Senator Esther Bengtson	✓		
Senator Matt Himsl	✓		
Senator Paul Boylan	✓		
Senator Tom Keating	✓		
Senator Judy Jacobson	✓		
Senator H.W. "Swede" Hammond			✓
Senator Pat Regan	✓		
Senator Larry Tveit	✓		
Senator Fred Van Valkenburg	✓		
Senator Dennis Nathe	✓		
Senator Greg Jergeson	✓		
Senator Gerry Devlin	✓		
Senator Richard Manning	✓		
Senator Sam Hofman	✓		
Senator Lawrence Stimatz	✓		
Senator Ethel Harding	✓		
Senator Pete Story	✓		

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SENATE FINANCE AND CLAIMS

AMENDMENT NO. 1

DATE 4-12 pm

BILL NO. 760

Amendments to House Bill No.760
Reading Copy

For the Committee on Senate Finance and Claims

Prepared by LFA
April 11, 1989

1. Page 3, lines 15 through 21.
Strike: "If" on line 15 through "1991." on line 21.

ROLL CALL VOTE

FINANCE AND CLAIMS COMMITTEE # 1
 DATE 4-12-89 BILL NO. HB 760 NUMBER 760
 p.m. AS Amended

NAME	AYE	NAY
Senator Gary Aklestad		✓
Senator Loren Jenkins		✓
Senator Esther Bengtson	✓	
Senator Matt Himsel		✓
Senator Paul Boylan	✓	
Senator Tom Keating	✓	
Senator Judy Jacobson		
Senator H.W. "Swede" Hammond		
Senator Pat Regan	✓	
Senator Larry Tveit	✓	
Senator Fred Van Valkenburg	✓	
Senator Dennis Nathe	✓	
Senator Greg Jergeson	✓	
Senator Gerry Devlin		✓
Senator Richard Manning	✓	
Senator Sam Hofman	✓	
Senator Lawrence Stimatz	✓	
Senator Ethel Harding	✓	
Senator Pete Story	✓	

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Debbie Thompson - 319
Secretary

Pete Story
Chairman

Motion: Bengtson pass as amended -
passed

ROLL CALL VOTE

FINANCE AND CLAIMS

COMMITTEE

DATE 4-12-89 p.m. BILL NO. HB 354

NUMBER #2

NAME	AYE	NAY
Senator Gary Aklestad		✓
Senator Loren Jenkins	✓	
Senator Esther Bengtson	✓	
Senator Matt Hims1		✓
Senator Paul Boylan	✓	
Senator Tom Keating	✓	
Senator Judy Jacobson	✓	
Senator H.W. "Swede" Hammond		
Senator Pat Regan	✓	
Senator Larry Tveit		✓
Senator Fred Van Valkenburg	✓	
Senator Dennis Nathe	✓	
Senator Greg Jergeson		✓
Senator Gerry Devlin		✓
Senator Richard Manning	✓	
Senator Sam Hofman		✓
Senator Lawrence Stimatz	✓	
Senator Ethel Harding		✓
Senator Pete Story		✓

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Debbie Thompson - 319
Secretary

Pete Story
Chairman

Motion: Regan do pass ~~20~~ - Passed

ROLL CALL VOTE

FINANCE AND CLAIMS

COMMITTEE

DATE 4-12-89 p.m., BILL NO. HB 773 NUMBER #3

NAME	AYE	NAY
Senator Gary Aklestad		✓
Senator Loren Jenkins	✓	
Senator Esther Bengtson	✓	
Senator Matt Himsel		✓
Senator Paul Boylan		✓
Senator Tom Keating	✓	
Senator Judy Jacobson	✓	
Senator H.W. "Swede" Hammond		
Senator Pat Regan		✓
Senator Larry Tveit	✓	
Senator Fred Van Valkenburg		✓
Senator Dennis Nathe		✓
Senator Greg Jergeson		✓
Senator Gerry Devlin		✓
Senator Richard Manning	✓	
Senator Sam Hofman		✓
Senator Lawrence Stimatz	✓	
Senator Ethel Harding		✓
Senator Pete Story	✓	

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Debbie Thompson - 319
Secretary

Pete Story
Chairman

Motion: Jenkins move do pass - failed

ROLL CALL VOTE

Fail

FINANCE AND CLAIMS

COMMITTEE

DATE 4-12-89 pm. BILL NO. HB 320 NUMBER _____
Amendment on substitute no

NAME	AYE	NAY
Senator Gary Aklestad	✓	
Senator Loren Jenkins	✓	
Senator Esther Bengtson	✓	
Senator Matt Himsel		✓
Senator Paul Boylan	✓	
Senator Tom Keating		✓
Senator Judy Jacobson		✓
Senator H.W. "Swede" Hammond		
Senator Pat Regan		✓
Senator Larry Tveit	✓	
Senator Fred Van Valkenburg		✓
Senator Dennis Nathe		✓
Senator Greg Jergeson		✓
Senator Gerry Devlin	✓	
Senator Richard Manning		✓
Senator Sam Hofman	✓	
Senator Lawrence Stimatz		✓
Senator Ethel Harding	✓	
Senator Pete Story	✓	

TALLY

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Debbie Thompson - 319
Secretary

Pete Story
Chairman

Motion: Devlin - substitute motion
Failed