

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 53rd LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON APPROPRIATIONS**

**Call to Order:** By REP. TOM ZOOK, CHAIRMAN, on March 17, 1993, at 9:00 A.M.

#### **ROLL CALL**

##### **Members Present:**

Rep. Tom Zook, Chairman (R)  
Rep. Ed Grady, Vice Chairman (R)  
Rep. Francis Bardanouve (D)  
Rep. Ernest Bergsagel (R)  
Rep. John Cobb (R)  
Rep. Roger Debruycker (R)  
Rep. Marj Fisher (R)  
Rep. John Johnson (D)  
Rep. Royal Johnson (R)  
Rep. Mike Kadas (D)  
Rep. Betty Lou Kasten (R)  
Rep. Red Menahan (D)  
Rep. Linda Nelson (D)  
Rep. Ray Peck (D)  
Rep. Mary Lou Peterson (R)  
Rep. Joe Quilici (D)  
Rep. Dave Wanzenried (D)  
Rep. Bill Wiseman (R)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Terry Cohea, Legislative Fiscal Analyst  
Mary Lou Schmitz, Committee Secretary

**Please Note:** These are summary minutes. Testimony and discussion are paraphrased and condensed.

##### **Committee Business Summary:**

Hearing: HB 668; SB 206  
Executive Action: HB 75; HB 668; HB 145; HB 146; HB 529;  
SB 206; HB 12; HJR 18; SB 147; SB 77; HB  
583

#### **EXECUTIVE ACTION ON HB 75**

**Discussion:** REP. TOM NELSON, House District 95, Billings, described HB 75, which was requested by the joint interim

subcommittee on mandated health insurance benefits, creates a commission to review mandated benefits. He stated the legislature had passed many mandated health insurance benefits in the past without knowing whether benefits were wanted by the public or only requested by providers. He stated costs of mandated benefits were not clear, but the Montana University System estimated the cost of mandated benefits to the system to be 10% of insurance premiums. He explained the bill would create a commission to review and assess the merits of proposed benefits and report their findings to the legislature. He said the \$11,000 appropriation in the bill would fund the rule-making process for the commissioner of insurance and pay the costs of the advisory council. He noted the bill included a termination date.

REP. ROYAL JOHNSON asked REP. NELSON how HB 75 dovetailed with other bills to study health care. REP. NELSON stated HB 75 stood on its own and did not dovetail with other bills. He asserted the intent of the other study bill was merely to return in two years with recommendations whereas HB 75 would do something during the biennium.

REP. BARDANOUVE asked REP. NELSON what HB 75 accomplished other than to study and report to the legislature. REP. NELSON responded if mandated benefits were proposed during the biennium, the commission would study them and report to the legislature.

REP. WISEMAN asked REP. NELSON how HB 75 would fit with efforts toward a national health care system. REP. NELSON stated he could not predict the future and expressed his doubts that a national health care system would be in effect soon.

Motion/Vote: REP. KADAS MOVED HB 75 BE TABLED. Motion carried 14 to 3 with REPS. COBB, DeBRUYCKER, and PETERSON voting no.

#### HEARING ON HB 668

An act revising the application procedure for a cultural and aesthetic grant for a county or municipal facility.

Opening Statement by Sponsor: REP. ERNEST BERGSAGEL, House District, Malta, introduced HB 668 by request of the joint subcommittee on long range planning.

Proponents' Testimony: Arlynn Fishbaugh, Director, Montana Arts Council, supported HB 668 on behalf of the 16-member Cultural and Aesthetic Projects Advisory Committee which makes the grants recommendations to the legislature. She said the bill would benefit facilities owned by a county or municipality and operated by nonprofit organizations. She explained the bill provided the option of using in-kind support from a county or municipality to meet the financial support requirements for grants. She said the bill would benefit both urban and rural organizations.

Gloria Hermanson, Montana Cultural Advocacy, supported HB 668.

Opponents' Testimony: None

Informational Testimony: None

Questions From Committee Members and Responses: REP. JOHN JOHNSON asked REP. BERGSAGEL whether the bill altered the grant process. REP. BERGSAGEL responded the process was not altered; he said the bill would allow a new kind of match as part of the contribution from counties or municipalities. REP. JOHN JOHNSON asked whether it would improve the process. REP. BERGSAGEL agreed it would improve opportunities.

Closing by Sponsor: REP. BERGSAGEL stated the committee had encountered difficulties with some grant applications because of the requirement for a cash match. He said many county governments do not have cash, but they are willing to allow use of facilities. He stated the bill would provide more opportunities for organizations seeking grants.

#### EXECUTIVE ACTION ON HB 668

Motion/Vote: REP. ROYAL JOHNSON MOVED HB 668 DO PASS. Motion carried unanimously.

#### EXECUTIVE ACTION ON HB 145

Discussion: REP. COBB stated HB 145 created a health care fund for low-income families. He presented amendments which would (1) replace general fund with state special revenue funds; (2) authorize the purchase of health insurance for low-income working families if Medicaid does not allow sliding scale fees and if the growth of primary care for Medicaid exceeds 15% during 1993; and (3) strike lines 9-13, page 12, which appropriates funds to expand the Miami Project.

Motion/Vote: REP. COBB MOVED HB 145 BE AMENDED. EXHIBIT 1 Motion carried unanimously.

Motion/Vote: REP. COBB MOVED HB 145 DO PASS AS AMENDED. Motion carried unanimously.

#### EXECUTIVE ACTION ON HB 146

Motion: REP. COBB MOVED TO AMEND HB 146. EXHIBIT 1

Discussion: REP. COBB described the amendments proposed by Dave Lewis, Director, Office of Budget and Program Planning, which allow the state treasurer to temporarily borrow from other treasury funds, except retirement funds, in order to supply

deficiencies in the general fund. He reported the administration did not like the concept of savings accounts for state agencies; therefore the amendments eliminate them.

**REP. KADAS** expressed his concern about which other funds would be "borrowed" from, particularly the expendable and nonexpendable trust funds. He stated borrowing from nonexpendable trust funds would require borrowing from the funds' principal which would ultimately reduce revenue to programs dependent on interest on the principal. **REP. COBB** countered that the state would be required to pay at the same interest rate and therefore programs would not lose money. **CHAIRMAN ZOOK** noted the amendment states the state would pay interest. **REP. KADAS** contended nonexpendable trust funds would be affected because they were intended to be invested long term. **REP. COBB** stated that the intent was to borrow from the short-term investment pool. He acknowledged borrowing from long-term investments would be a problem.

**Motion:** **REP. KADAS MADE A SUBSTITUTE MOTION TO AMEND THE AMENDMENT AND ADD EXPENDABLE AND NONEXPENDABLE TRUST FUNDS TO THE EXCEPTION FOR RETIREMENT FUNDS.**

**Discussion:** **REP. KADAS** stated some short-term investments were necessary to maintain the flexibility needed for day-to-day operations. He said if the short-term investments were taken, the board of investments would be prohibited from investing long term. He contended the trusts should be invested long-term, as much as possible. He suggested that unless the amendment was amended, funds would have to be invested short-term which would ultimately cost programs in interest earnings.

**REP. COBB** suggested the language could be changed to ensure the funds would not be abused and the state treasurer would borrow only from short-term investments. **REP. KADAS** asserted the deficiencies in the general fund might not be short-term.

**REP. KASTEN** asked **REP. KADAS** how much money would be represented in the expendable/nonexpendable trusts. **REP. KADAS** responded about \$8 million.

**REP. GRADY** asked **Mr. Lewis** to comment on **REP. KADAS'** amendment. **Mr. Lewis** reported that the total of other funds was approximately \$200 million; by eliminating retirement funds, the total was reduced to \$120 million. He said if the trust funds were exempted, the funds would still total over \$100 million. He stated exempting the trust funds would not represent a problem.

**Vote:** **TO ADOPT THE SUBSTITUTE AMENDMENT.** Motion carried 17 to 1 with **REP. ROYAL JOHNSON** voting no.

**Motion/Vote:** **REP. COBB MOVED TO AMEND HB 146 TO TERMINATE THE AMENDMENT ON JUNE 30, 1997.** Motion carried unanimously.

Motion/Vote: REP. COBB MOVED TO STRIKE SECTION 1 OF HB 146.  
Motion carried unanimously.

Motion: REP. COBB MOVED HB 146 DO PASS AS AMENDED.

Discussion: REP. KADAS asked REP. COBB to describe what was left in HB 146. REP. COBB responded Section 2, the amendment, and the termination date remained. REP. KADAS asked REP. COBB about Section 3.

Motion/Vote: REP. COBB MOVED TO STRIKE SECTION 3 OF HB 146.  
Motion carried unanimously.

Motion/Vote: REP. COBB MOVED HB 146 DO PASS AS AMENDED. Motion carried 11 to 7 with REPS. BARDANOUVE, JOHN JOHNSON, MENAHAN, NELSON, PECK, QUILICI, and WANZENRIED voting no.

#### HEARING ON SB 206

An act clarifying that average daily production of 60,000 cubic feet or less from a natural gas well is exempt from the 7 percent severance tax surtax.

Opening Statement by Sponsor: SEN. BETTY BRUSKI-MAUS, Senate District 12, Wibaux, presented written testimony in which she explained that the last legislature had intended to exempt "stripper" gas wells from the 7 percent surtax, but the Department of Revenue had determined that "stripper" gas was not properly defined in statute and disallowed the exemption. She said SB 206 defines "stripper" gas and applies retroactively.  
EXHIBIT 1

Proponents' Testimony: Doug Abelin, Northern Montana Oil and Gas Association, testified the bill would achieve the intention of the previous legislature to exempt "stripper" gas wells from the 7 percent surtax.

Opponents' Testimony: None

Informational Testimony: None

Questions From Committee Members and Responses: REP. KADAS asked whether the bill would cost the general fund \$100,000 for the biennium. Mr. Abelin responded that the money was never intended to be in the general fund so he did not perceive it as a cost.

REP. FISHER asked why the wells were exempt. Mr. Abelin explained that the wells were originally exempt, and the exemption was lost when natural gas prices exceeded caps for 47 hours during the price fluctuations of the Persian War. He said procedures for removing the exemption existed but not procedures for reinstating it.

REP. WANZENRIED suggested the bill should be heard by the taxation committee rather than appropriations.

REP. KADAS asked whether the state could afford the exemption.

REP. WISEMAN asked for clarification of the fiscal note and whether the bill would cost the general fund \$7,000 or \$191,000.

CHAIRMAN ZOOK stated the cost was \$7,000 for FY 93 and \$191,000 for FY 94-95. REP. WISEMAN asked whether the revenue had been included in the budget target. REP. GRADY asked whether taxation had considered the money in the revenue target. Mr. Abelin responded the question had not been raised.

CHAIRMAN ZOOK asked Terry Johnson, Principal Fiscal Analyst, Office of Legislative Fiscal Analyst, to address the bill. Mr. Johnson stated that the estimated impact was \$91,000 per year. REP. GRADY asked whether the funds had been included in the revenue estimate. Mr. Johnson explained the bill addressed two tax calculations: the natural gas severance tax and the local government severance tax. He said some of the revenue had been taken into account for some of the calculations. REP. KADAS asked whether \$182,000 in revenue increases or budget cuts would be needed if the bill passed. Mr. Johnson agreed.

#### EXECUTIVE ACTION ON HB 529

Motion: REP. WANZENRIED MOVED TO RECONSIDER ACTION ON HB 529 AND TAKE FROM THE TABLE.

Discussion: REP. WANZENRIED explained that driver's license reinstatement fees were collected and deposited into the general fund and then appropriated by the legislature to county Driving Under the Influence (DUI) task forces. He said the subcommittee had projected an appropriation of \$210,000 to the task forces for the biennium which would leave approximately \$90,000 per year in unexpended funds. He stated that passing HB 529 would result in a general fund impact because the bill would appropriate the unexpended funds to the Department of Justice to purchase and maintain breathalyzer equipment. He emphasized the policy aspect of the bill, namely, whether the state provided and maintained the equipment necessary to enforce DUI laws which the legislature had affirmed and strengthened.

REP. GRADY expressed concern about the impact of the bill on the general fund. REP. WANZENRIED acknowledged an impact of \$90,000 per year, more or less, depending upon receipts into the fund. He suggested the committee could cap the appropriation.

REP. PETERSON suggested that there was a cost associated with not having functioning breathalyzer equipment in terms of the effect on court cases.

REP. COBB noted \$210,000 was already being spent. REP. WANZENRIED stated the question was whether money would be spent

on the technology. **REP. COBB** suggested money could be appropriated from the general fund on the floor. **REP. WANZENRIED** stated the statute needed to be changed to allow the funds to be spent for the equipment. He contended the policy should be established prior to determining the appropriation.

**REP. KADAS** asked whether the fees could be used for a purpose other than the statutory appropriation. **REP. WANZENRIED** explained the bill had been introduced to authorize the use of fees for purchasing equipment. He said currently the fees were only used for DUI task forces.

**REP. KADAS** asked **Beth Baker, Department of Justice**, whether the fees could be used for anything other than DUI task forces. **Ms. Baker** stated that their understanding was that the money could not be used for any other purpose. She explained the reason unexpended funds existed was that not all counties had a DUI task force because the cost of a task force would be greater than the revenue from the state. She maintained HB 529 would benefit all counties because they would have use of breathalyzer equipment even if they did not have a DUI task force. **REP. KADAS** asked whether the fees could only be used for task forces even though the fees were deposited into the general fund. **Ms. Baker** stated that **REP. KADAS** was correct.

**CHAIRMAN ZOOK** asked **Clayton Schenck, Senior Analyst, Office of Legislative Fiscal Analyst**, to comment on the bill. **Mr. Schenck** responded the fees had been used for other purposes in order to balance the general fund. He reported the \$210,000 appropriation to the task forces had been reduced by \$23,000 in HB 2. **REP. KADAS** asked **Mr. Schenck** whether the funds had been used without changing statutes. **Mr. Schenck** stated a temporary amendment to the law had been made during the special session in order to use the funds. **REP. KADAS** asked whether the statute would need to be changed again to use the funds. **Mr. Schenck** stated he thought the change would be necessary but he could verify with **Greg Petesch, Director, Legal Services Division, Legislative Council**.

**REP. WANZENRIED** stated he was willing to place a cap on the bill. **REP. GRADY** asked him to specify the amount. **REP. WANZENRIED** responded \$25,000.

**Vote:** HB 529 BE TAKEN FROM TABLE. Motion carried unanimously.

**Motion/Vote:** **REP. WANZENRIED MOVED TO AMEND HB 529 AND LIMIT EXPENDITURES FOR PURCHASING AND MAINTAINING BREATHALYZER EQUIPMENT TO \$25,000 PER YEAR.** Motion carried unanimously.

**Discussion:** **REP. RANDY VOGEL, House District 86, Billings**, reported the state had about 75 breathalyzer machines which cost \$8,000 each and had a life span of 8-10 years. He said three machines were assigned to Yellowstone County for use by the county, highway patrol, and Billings Police Department. He said one machine was currently operational and two machines were under

repair. He claimed more machines were necessary because of the need to replace old machines and to reduce the driving distances required to access machines.

**REP. GRADY** supported the bill stating the program was important and the equipment was needed.

**Motion/Vote:** **REP. WANZENRIED** MOVED HB 529 DO PASS AS AMENDED.  
Motion carried 16 to 1 with **REP. KASTEN** voting no.

#### EXECUTIVE ACTION ON SB 206

**SEN. TOM TOWE**, Senate District 46, Billings, explained that during consideration of the 7 percent surtax during the special session, representatives of the oil and gas industry had asked that stripper wells be excluded and the legislature had agreed. He reported **Doug Abelin, Northern Montana Oil and Gas Association**, had called him after the session because the Department of Revenue had applied the exclusion to the stripper oil wells but not the stripper natural gas wells. **SEN. TOWE** said he had checked the statute and discovered that the gas wells had been omitted, and therefore he had requested SB 206 be drafted to correct the error. He explained that current revenue projections did not include the surtax from stripper oil wells but did include surtax from stripper natural gas wells. He said HJR 3 included revenue of \$190,000 from the surtax on stripper natural gas wells. He stated passing the bill would reduce revenue by \$190,000; however, **SEN. TOWE** contended SB 206 should be passed in spite of the cost because it corrected a mistake.

**Motion:** **REP. NELSON** MOVED SB 206 BE CONCURRED IN.

**Discussion:** **REP. WISEMAN** asked whether the surtax ended June 30, 1993. **CHAIRMAN ZOOK** stated the surtax began last July and extended at least through June 30, 1994. **REP. KADAS** explained that severance taxes were paid three to four quarters after production.

**Vote:** SB 206 BE CONCURRED IN. Motion carried 11 to 5 with **REPS. FISHER, KADAS, PECK, PETERSON**, and **WANZENRIED** voting no and **REP. ROYAL JOHNSON** abstaining.

#### EXECUTIVE ACTION ON HB 12

**Discussion:** **REP. KADAS** asked **John Tubbs**, Chief, Resource Development Bureau, Department of Natural Resources and Conservation, to describe the total cost of debt service and the total subsidy for water development projects. **Mr. Tubbs** explained that currently \$500,000 is obligated under the program. **REP. KADAS** asked whether the \$500,000 would otherwise be in the general fund. **Mr. Tubbs** stated the funds had been diverted from the coal tax trust fund and only the interest from the \$500,000



would have gone to the general fund. He distributed a list which showed the loans proposed in HB 12 and amounts for the principal amount, subsidized payment, required coal tax (annually), total annual payment, and total coal tax required over the term of the loans. He said if HB 12 passes, then \$272,307 of coal tax would be required annually and \$2,854,219 would be required over the term of the loans.

**REP. KADAS** asked **Mr. Tubbs** whether the \$272,307 was in addition to the initial \$500,000. **Mr. Tubbs** responded the \$272,307 was in addition; he noted some of the projects in the \$500,000 would roll over. He explained the \$272,307 was a conservative estimate which would not be spent immediately. He said loans require time to close and predicted some projects would not be built.

**REP. WISEMAN** questioned the subsidy for the Huntley Irrigation Project. **REP. ROYAL JOHNSON** explained the project was a major irrigation project in Montana which extended from Park City to the Huntley area. He said the project was in a major agricultural area in the state, particularly important for sugar beet production. **CHAIRMAN ZOOK** explained the rationale in considering projects was to judge the cost of projects and the wise use of water in the state. He stated the loans were paid back; the state subsidized the interest rates on the loans. **Mr. Tubbs** reported the committee had initially recommended a 3 percent interest rate for the loan and then had decided on 3.5 percent. He said the cost of water would be \$32 per acre which was a high rate for the state.

**REP. KADAS** reminded committee members that the bill involved diverting funds from the coal tax trust fund and required a three-fourths vote every biennium.

**Motion/Vote:** **REP. BARDANOUE** MOVED HB 12 DO PASS AS AMENDED. EXHIBIT 2 Motion carried 14 to 2 with REPS. PECK and WISEMAN voting no.

#### EXECUTIVE ACTION ON HJR 18

**Motion:** **REP. MENAHAN** MOVED HJR 18 DO PASS.

**Discussion:** **REP. ROYAL JOHNSON** asked how the bill would be funded. **CHAIRMAN ZOOK** said he did not think funding was required for the bill.

**REP. QUILICI** suggested the bill had been referred to appropriations because of lines 6-8, page 4, which provides that an agency agree to a voluntary 10 percent reduction in general fund dollars for the biennium beginning July 1, 1995, to apply for lump-sum budgeting.

**Vote:** HJR 18 DO PASS. Motion carried 11 to 5 with REPS. DeBRUYCKER, KASTEN, PECK, WISEMAN, and ZOOK voting no.

EXECUTIVE ACTION ON SB 147

Motion: REP. PECK MOVED SB 147 BE TABLED. Motion carried 12 to 4 with REPS. BARDANOUVE, KADAS, MENAHAN, and WANZENRIED voting no.

EXECUTIVE ACTION ON SB 77

Discussion: REP. PECK explained that two years ago a college relations committee had been created. He said amendments had been proposed for the bill which remove the commissioner of higher education from the committee and add a student representative. He said the purpose of the committee had changed since it was originally created, and it was now charged with studying the funding of the university system. He said the bill included an appropriation of \$16,000.

REP. WISEMAN asked REP. PECK whether the committee would be a vehicle for considering the consolidation of units of the university system. REP. PECK responded the committee's responsibilities had been broadly defined and there was a distinct possibility it would review questions about the number of units, how they are articulated, and their administrative structure. He reported amendments were not ready and asked the bill be considered later.

EXECUTIVE ACTION ON HB 583

Motion: REP. COBB MOVED HB 583 DO PASS.

Motion/Vote: REP. PECK MADE A SUBSTITUTE MOTION THAT HB 583 BE TABLED. Motion carried 10 to 6 with REPS. COBB, FISHER, JOHN JOHNSON, KADAS, KASTEN, and NELSON voting no.

Motion/Vote: REP. WISEMAN MOVED A COMMITTEE BILL BE DRAFTED AUTHORIZING THE SCHOOL FOR THE DEAF AND BLIND TO COLLECT OUTREACH FEES. Motion carried unanimously.

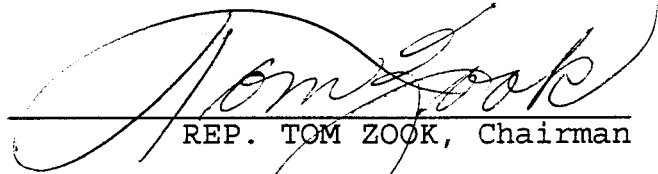
HOUSE APPROPRIATIONS COMMITTEE

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ADJOURNMENT

Adjournment: 11:30 a.m.

  
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REP. TOM ZOOK, Chairman

  
\_\_\_\_\_  
MARY LOU SCHMITZ, Secretary

TZ/MLS

# HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

ROLL CALL

DATE

3/17/93

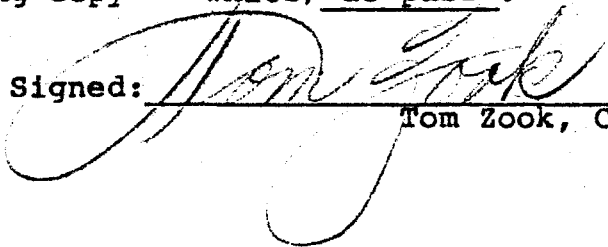
NAME	PRESENT	ABSENT	EXCUSED
REP. ED GRADY, V. CHAIR	✓		
REP. FRANCIS BARDANOUVE	✓		
REP. ERNEST BERGSAGEL	✓		
REP. JOHN COBB	✓		
REP. ROGER DEBRUYKER	✓		
REP. MARJ. FISHER	✓		
REP. JOHN JOHNSON	✓		
REP. ROYAL JOHNSON	✓		
REP. MIKE KADAS	✓		
REP. BETTY LOU KASTEN	✓		
REP. WM. "RED" MENEHAN	✓		
REP. LINDA NELSON	✓		
REP. RAY PECK	✓		
REP. MARY LOU PETERSON	✓		
REP. JOE QUILICI	✓		
REP. DAVE WANZENREID	✓		
REP. BILL WISEMAN	✓		
REP. TOM ZOOK, CHAIR	✓		

HOUSE STANDING COMMITTEE REPORT

March 17, 1993

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Mr. Speaker: We, the committee on Appropriations report that  
House Bill 668 (first reading copy -- white) do pass.

Signed: 

Tom Zook, Chair

Committee Vote:  
Yes 17, No 0.

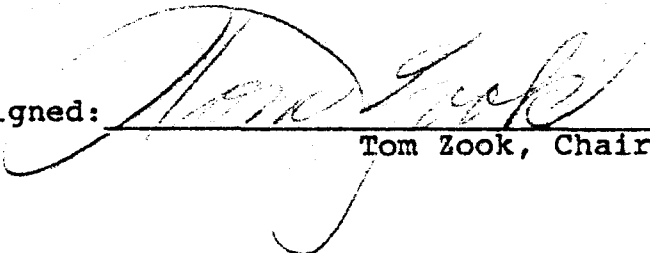
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HOUSE STANDING COMMITTEE REPORT

March 17, 1993

Page 1 of 3

Mr. Speaker: We, the committee on Appropriations report that House Bill 145 (third reading copy -- blue) do pass as amended

Signed: 

Tom Zook, Chair

And, that such amendments read:

1. Title, page 2, line 4.

Following: line 3

Insert: "PROVIDING A CONTINGENT APPROPRIATION TO PURCHASE HEALTH INSURANCE FOR LOW-INCOME WORKING FAMILIES IF FEDERAL WAIVERS ARE NOT RECEIVED;"

2. Page 10, line 7.

Strike: " "

Insert: "Senate"

3. Page 10, line 8.

Strike: " [LC 144] "

Insert: "285"

4. Page 10, line 10.

Following: "appropriated"

Insert: "from the health care fund"

5. Page 10, lines 18 and 23.

Strike: "General"

Insert: "State special revenue"

6. Page 11, lines 1 and 19.

Following: "If"

Strike: " "

Insert: "Senate"

Following: "No."

Strike: " [LC 144] "

Insert: "285"

Committee Vote:

Yes   , No   .

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7. Page 11, lines 11 and 16.

Strike: "General"

Insert: "State special revenue"

8. Page 12, lines 1 and 6.

Strike: "General"

Insert: "State special revenue"

9. Page 12, lines 9 through 13.

Strike: subsection (4) in its entirety

10. Page 12, line 14.

Following: line 13

Insert: "NEW SECTION. Section 5. Contingent provisions -- appropriations. (1) If the department of social and rehabilitation services does not receive a waiver by January 1, 1994, allowing a sliding scale fee and a waiver under [section 3] and if the growth of primary care for medicaid exceeds 15% for the period from January 1, 1993, through December 31, 1993, then [section 2], amending 53-6-131, is void. All state special revenue funds that would have been spent under [section 2] are appropriated to the health care authority to be used to purchase health insurance for low-income working families. The health care authority shall develop a sliding scale of income for participating families.

(2) Subject to the availability of state special revenue funds, there is appropriated to the health care authority for the purposes of subsection (1), the following amounts:

Fiscal Year 1994

State special revenue fund	\$2,000,000
Federal funds	6,000,000
Total	\$8,000,000

Fiscal Year 1995

State special revenue fund	\$3,500,000
Federal funds	10,500,000
Total	\$14,000,000"

Renumber: subsequent sections

11. Page 12, line 25.

March 17, 1993  
Page 3 of 3

Strike: "5,"  
Following: "6,"  
Insert: "7,"

12. Page 13, line 3.

Strike: "[Section 2] is"  
Insert: "[Sections 2 and 5] are"

-END-



HOUSE STANDING COMMITTEE REPORT

March 19, 1993

Page 1 of 2

Mr. Speaker: We, the committee on Appropriations report that House Bill 146 (first reading copy -- white) do pass as amended

Signed: 

Tom Zook, Chair

And, that such amendments read:

1. Title, lines 7 and 8.

Strike: "EXPANDING THE ABILITY OF AGENCIES TO TRANSFER FUNDS  
BETWEEN PROGRAMS;

2. Title, line 10.

Strike: "STATUTORILY APPROPRIATING THE RETAINED FUNDS;"

3. Title, line 10.

Following: "FUNDS;"

Insert: "ALLOWING THE STATE TREASURER TO BORROW FROM CERTAIN  
INTEREST-BEARING FUNDS;"

4. Title, line 11.

Following: "SECTIONS"

Strike: "17-7-139"

Insert: "17-2-105"

Following: "17-7-301,"

Strike: "17-7-302,"

5. Title, line 12.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

6. Page 1, line 15 through page 2, line 5.

Strike: Section 1 in its entirety.

Renumber: subsequent sections

7. Page 4, lines 2 through 19.

Strike: Section 3 in its entirety.

Renumber: subsequent sections

8. Page 4, line 22.

Following: "All"

Strike: "Except as provided in subsection (4),"

Insert: "All"

Committee Vote:

Yes 11, No 17.

621158SC.Hss

9. Page 6 line 15 through page 7, line 2.  
Strike: subsection (4) in its entirety.

10. Page 7, line 5.  
Following: "moneys"  
Strike: "Except as provided in subsection (2), money"  
Insert: "All money"

11. Page 7, line 14 through page 8, line 1.  
Strike: subsection (2) in its entirety.

12. Page 8.  
Following: line 1.  
Insert: "

Section 4. Section 1. Section 17-2-105, MCA, is amended to read:

"17-2-105. Maintenance of fund and account records and interfund loans. (1) The state treasurer shall record receipts and disbursements for treasury funds and shall maintain fund records in such a manner as to reflect the total cash and invested balance of each fund. The state treasurer shall also maintain records of individual funds within the debt service, agency, capital projects, and trust fund types in such a manner as to reflect the total cash and invested balance of each fund. When necessary to meet federal or other requirements that moneys be segregated in the treasury, the state treasurer may establish accounts, funds, or subfunds within any fund type listed in 17-2-102.

(2) For the purpose of supplying deficiencies in the general fund, the state treasurer may temporarily borrow from other treasury funds, except retirement funds and expendable and nonexpendable trust funds, providing that the loan is recorded in the state accounting records. Such loan, if from the short-term investment pool balance of a treasury fund that is authorized to retain its own interest, shall must bear no interest, at a rate equal to that earned by the board of investments on its short-term investment pool. The department of administration shall work with each agency from which funds are borrowed to ensure and no fund shall be so impaired that all proper demands on that fund thereon cannot can be met."

Renumber: subsequent section

13. Page 8, following line 3.


Insert: "NEW SECTION. Section 6. Termination. [This act] terminates June 30, 1997."

HOUSE STANDING COMMITTEE REPORT

March 18, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that House Bill 529 (first reading copy -- white) do pass as amended

Signed: 

Tom Zook, Chair

And, that such amendments read:

1. Page 2, line 22.

Following: "1,"

Insert: "an amount up to \$25,000 each year of"

Committee Vote:  
Yes     , No     .

611738SC.Hss

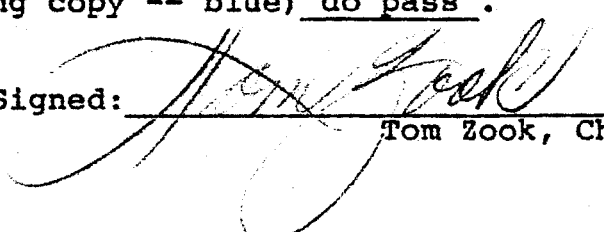
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3/19/93  
10:15

HOUSE STANDING COMMITTEE REPORT

March 18, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that  
Senate Bill 206 (third reading copy -- blue) do pass.

Signed: 

Tom Zook, Chair

Committee Vote:  
Yes \_\_, No \_\_.

611655SC.Hss

12/1/93

HOUSE STANDING COMMITTEE REPORT

March 17, 1993

Page 1 of 4

Mr. Speaker: We, the committee on Appropriations report that House Bill 12 (first reading copy -- white) do pass as amended

Signed: 

Tom Zook, Chair

And, that such amendments read:

1. Title, line 12.

Following: "PROJECTS"

Insert: " AND TO PROVIDE FUNDS TO PAY A PORTION OF THE STATE'S  
SHARE OF THE COSTS OF THE TONGUE RIVER DAM REHABILITATION  
PROJECT"

2. Page 2, line 1.

Strike: "[sections 1 through 8]"

Insert: "this section"

3. Page 2, line 3.

Strike: "[sections 1 through 8]"

Insert: "this section"

4. Page 2, line 5.

Following: "exceed"

Strike: "\$7,673,111"

Insert: "\$9,320,423"

5. Page 2, line 6.

Following: "projects"

Strike: ", "

Insert: "in the amount of \$8,473,111, including the costs of  
issuance, and"

6. Page 2, lines 6 and 7.

Strike: ", and paying the costs of issuance"

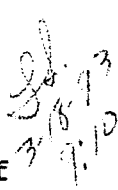
Insert: "in the amount of \$847,312"

7. Page 2, following line 20.

Insert: "(b) GROUP B: The interest rate for the project in this  
group may be 2% below the long-term bond rate at which the

Committee Vote:

Yes 14, No 2.

601551SC.Hpf 

March 17, 1993  
Page 2 of 4

state bond is sold for the first 5 years of an anticipated 20-year term and must be at the rate at which the state bond is sold for the remaining 15 years.

WEST SHORE SEWER DISTRICT OR FLATHEAD COUNTY RSID	<u>Loan</u>
<u>Amount</u>	

Sewer System  
\$800,000

This loan is contingent on the creation of a sewer district or a rural improvement district."

8. Page 2, line 21.

Strike: "(b) GROUP B:"

Insert: "(c) GROUP C:"

9. Page 2, line 22.

Following: "is"

Strike: "3%"

Insert: "3.5%"

10. Page 2, following line 26.

Insert: "(d) GROUP D: The interest rate for the projects in this group is 4.5% for 20 years."

11. Page 3, line 6.

Following: Line 5

Insert: "NEW SECTION. Section 2. Authorization of coal severance tax bonds for Tongue River dam rehabilitation project. The board of examiners is authorized to issue coal severance tax bonds in a principal amount not to exceed \$11,500,000 to pay a portion of the state of Montana's share of the costs of the Tongue River dam rehabilitation project, which project is approved. The bonds must be issued to the Northern Cheyenne tribe in evidence of a loan to be made to the state pursuant to Public Law 102-374. The principal of the bonds is payable over a term not to exceed 39 years, estimated to commence in 1998. The bonds bear no interest. The state of Montana's share of revenue from the rehabilitated Tongue River dam is pledged first for the state of Montana's share of the operation and maintenance costs of the rehabilitated Tongue River dam. The excess revenue over the operation and maintenance costs is pledged, dedicated, and appropriated to the debt service account in the state treasury for the benefit of the bonds authorized by [section 3] and this section. The proceeds of the bonds are appropriated to the department of natural resources and conservation to pay a portion of the state's share of the costs of the Tongue

River dam rehabilitation project. The enactment of this section supersedes House Bill No. 846, enacted by the 47th legislature, authorizing the issuance of up to \$10 million of coal severance tax bonds for the Tongue River dam rehabilitation project."

Renumber subsequent sections.

12. Page 3, line 14.

Strike: "8"

Insert: "3"

13. Page 3, line 15.

Strike: "8"

Insert: "3"

14. Page 3, line 21.

Following: "debt"

Insert: ": (a)"

15. Page 3, line 22.

Following: "exceed"

Strike: "\$7,673,111"

Insert: "\$9,320,423"

16. Page 3, lines 24 and 25.

Strike: "[sections 1 through 8]" on line 24 through "[sections 1 through 8]" on line 25

Insert: "[section 1] and for funding a reserve for the coal severance tax bonds authorized to fund those projects; and (b) in an amount not to exceed \$11,500,000 to pay a portion of the state's costs of the Tongue River dam rehabilitation project"

17. Page 6, line 12.

Following: "funds"

Strike: "under [sections 1 through 8]"

18. Page 8, lines 4 and 5.

Following: "1" on line 4

Strike: "through 8" on lines 4 and 5

Insert: "and 4"

19. Page 9, line 13.

Strike: "8"

Insert: "9"

20. Page 9, line 15.

Strike: "8"

Insert: "9"

21. Page 9, line 23.

Strike: "2"

Insert: "3"

Following: "debt"

Insert: "and appropriation of coal severance tax bond fund  
deposits"

22. Page 10, line 2.

Strike: "2"

Insert: "3"

-END-



HOUSE STANDING COMMITTEE REPORT

March 17, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that  
House Joint Resolution 18 (first reading copy -- white) do pass

Signed: 

Tom Zook, Chair

Committee Vote:  
Yes 1, No 1.

601549SC.Hpf

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3-18-93  
3-9-93

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/73 BILL NO. HB 75 NUMBER MOTION: Rep. Kadas moved to TABLE HB 75

Motion carried 14 - 3

NAME	AYE	NO
REP. ED GRADY, V, CHAIR	X	
REP. FRANCIS BARDANOUVE	X	
REP. ERNEST BERGSAGE	X	
REP. JOHN COBB		X
REP. ROGER DEBRUYKER		X
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS	X	
REP. BETTY LOU KASTEN	X	
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON	X	
REP. RAY PECK	X	
REP. MARY LOU PETERSON		X
REP. JOE QUILLICI	X	
REP. DAVE WANZENREID	X	
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	14	3

HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

ROLL CALL VOTE

DATE 3/17/93 BILL NO. HB 668 NUMBER         

MOTION: Rep. Royal Johnson moved HB 668 DO PASS

Motion carried unanimously.

NAME	AYE	NO
REP. ED GRADY, V. CHAIR	X	
REP. FRANCIS BARDANOUVE	X	
REP. ERNEST BERGSAGE		
REP. JOHN COBB	X	
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS	X	
REP. BETTY LOU KASTEN	X	
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON	X	
REP. RAY PECK	X	
REP. MARY LOU PETERSON	X	
REP. JOE QUILLICI	X	
REP. DAVE WANZENREID	X	
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	17	0

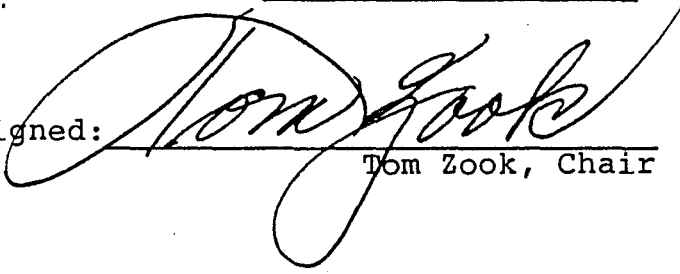
HOUSE STANDING COMMITTEE REPORT

EXHIBIT 1  
DATE 3/17/93  
HB 145

March 17, 1993

Page 1 of 3

Mr. Speaker: We, the committee on Appropriations report that House Bill 145 (third reading copy -- blue) do pass as amended

Signed: 

Tom Zook, Chair

And, that such amendments read:

1. Title, page 2, line 4.

Following: line 3

Insert: "PROVIDING A CONTINGENT APPROPRIATION TO PURCHASE HEALTH  
INSURANCE FOR LOW-INCOME WORKING FAMILIES IF FEDERAL WAIVERS  
ARE NOT RECEIVED;"

2. Page 10, line 7.

Strike: " "

Insert: "Senate"

3. Page 10, line 8.

Strike: " [LC 144]"

Insert: "285"

4. Page 10, line 10.

Following: "appropriated"

Insert: "from the health care fund"

5. Page 10, lines 18 and 23.

Strike: "General"

Insert: "State special revenue"

6. Page 11, lines 1 and 19.

Following: "If"

Strike: " "

Insert: "Senate"

Following: "No."

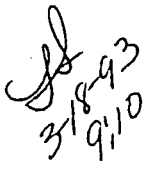
Strike: " [LC 144]"

Insert: "285"

Committee Vote:

Yes 17, No 0.

601629SC.Hpf

  
3/18/93  
3/19/93

7. Page 11, lines 11 and 16.

Strike: "General"

Insert: "State special revenue"

8. Page 12, lines 1 and 6.

Strike: "General"

Insert: "State special revenue"

9. Page 12, lines 9 through 13.

Strike: subsection (4) in its entirety

10. Page 12, line 14.

Following: line 13

Insert: "NEW SECTION. Section 5. Contingent provisions -- appropriations. (1) If the department of social and rehabilitation services does not receive a waiver by January 1, 1994, allowing a sliding scale fee and a waiver under [section 3] and if the growth of primary care for medicaid exceeds 15% for the period from January 1, 1993, through December 31, 1993, then [section 2], amending 53-6-131, is void. All state special revenue funds that would have been spent under [section 2] are appropriated to the health care authority to be used to purchase health insurance for low-income working families. The health care authority shall develop a sliding scale of income for participating families.

(2) Subject to the availability of state special revenue funds, there is appropriated to the health care authority for the purposes of subsection (1), the following amounts:

Fiscal Year 1994

State special revenue fund	\$2,000,000
Federal funds	6,000,000
Total	\$8,000,000

Fiscal Year 1995

State special revenue fund	\$3,500,000
Federal funds	10,500,000
Total	\$14,000,000"

Renumber: subsequent sections

11. Page 12, line 25.

EXHIBIT 1  
DATE 3/17/93  
HB 145  
March 17, 1993  
Page 3 of 3

Strike: "5,"  
Following: "6,"  
Insert: "7,"

12. Page 13, line 3.  
Strike: "[Section 2] is"  
Insert: "[Sections 2 and 5] are"

-END-

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93

BILL NO. HB 145

NUMBER

MOTION: Rep. Cobb moved HB 145 amendments adopted, Exhibit 1.

Motion carried unanimously.

NAME	AYE	NO
REP. ED GRADY, V, CHAIR	X	
REP. FRANCIS BARDANOUVE	X	
REP. ERNEST BERGSAGE		
REP. JOHN COBB	X	
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS	X	
REP. BETTY LOU KASTEN	X	
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON	X	
REP. RAY PECK	X	
REP. MARY LOU PETERSON	X	
REP. JOE QUILICI	X	
REP. DAVE WANZENREID	X	
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	17	0

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. HB 145 NUMBER MOTION: Rep. Cobb moved HB 145 DO PASS AS AMENDED.

Motion carried unanimously

NAME	AYE	NO
REP. ED GRADY, V, CHAIR	X	
REP. FRANCIS BARDANOUVE	X	
REP. ERNEST BERGSAGE		
REP. JOHN COBB	X	
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS	X	
REP. BETTY LOU KASTEN	X	
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON	X	
REP. RAY PECK	X	
REP. MARV LOU PETERSON	X	
REP. JOE QUILLICI	X	
REP. DAVE WANZENREID	X	
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	17	0



AMENDMENT TO HB0146

71-2-105(2), MCA

EXHIBIT 1  
DATE 3/17/93  
HB 146

#. NEW SECTION. SECTION \_\_\_\_\_. Section 17-2-105(2), MCA is amended to read:

(2) For the purpose of supplying deficiencies in the general fund, the state treasurer may temporarily borrow from other treasury funds, except retirement funds, providing that the loan is recorded in the state accounting records. Such loan, if from the short term investment pool balance of a treasury fund which is authorized to retain its own interest, shall bear ~~no~~ interest, at a rate equal to that earned by the board of investments on its short-term investment pool. The department of administration shall work with each agency from which funds are borrowed to insure and no fund shall be so impaired that all proper demands on that fund thereon cannot be met.

Strike line 15, page 6 through line 2, page 7

Strike line 14, page 7 through line 1, page 8

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93

BILL NO. HB 146

NUMBER

ACTION: Rep. Cobb moved to adopt the amendments, Exhibit 1

NAME	AYE	NO
REP. ED GRADY, V. CHAIR		
REP. FRANCIS BARDANOUVE		
REP. ERNEST BERGSAGER		
REP. JOHN COBB		
REP. ROGER DEBRUYKER		
REP. MARJ. FISHER		
REP. JOHN JOHNSON		
REP. ROYAL JOHNSON		
REP. MIKE KADAS		
REP. BETTY LOU KASTEN		
REP. WM. RED MENAHAN		
REP. LINDA NELSON		
REP. RAY PECK		
REP. MARY LOU PETERSON		
REP. JOE QUILLICI		
REP. DAVE WANZENREID		
REP. BILL WISEMAN		
REP. TOM ZOOK, CHAIR		

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93

BILL NO. HB 146

NUMBER

MOTION: Rep. Kadas made a substitute motion to amend the amendment and add expendable and nonexpendable trust funds to the exception for retirement funds.

Motion carried 17 - 1

NAME	AYE	NO
REP. ED GRADY, V. CHAIR	X	
REP. FRANCIS BARDANOUVE	X	
REP. ERNEST BERGSAGE	X	
REP. JOHN COBB	X	
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON		X
REP. MIKE KADAS	X	
REP. BETTY LOU KASTEN	X	
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON	X	
REP. RAY PECK	X	
REP. MARY LOU PETERSON	X	
REP. JOE QUILLICI	X	
REP. DAVE WENZENREID	X	
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	17	1

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. HB 146 NUMBER         

MOTION: Rep. Cobb moved to amend HB 146 to terminate the  
amendment on June 30, 1997.

Motion carried unanimously.

NAME	AYE	NO
REP. ED GRADY, V, CHAIR	x	
REP. FRANCIS BARDANOUVE	x	
REP. ERNEST BERGSAGE	x	
REP. JOHN COBB	x	
REP. ROGER DEBRUYKER	x	
REP. MARJ. FISHER	x	
REP. JOHN JOHNSON	x	
REP. ROYAL JOHNSON	x	
REP. MIKE KADAS	x	
REP. BETTY LOU KASTEN	x	
REP. WM. RED MENAHAN	x	
REP. LINDA NELSON	x	
REP. RAY PECK	x	
REP. MARV LOU PETERSON	x	
REP. JOE QUILLICI	x	
REP. DAVE WENZENREID	x	
REP. BILL WISEMAN	x	
REP. TOM ZOOK, CHAIR	x	
	18	0

# HOUSE OF REPRESENTATIVES

ADDODDATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93

BILL NO. HB 146

NUMBER

MOTION: Rep. Cobb moved to strike Section 1

Motion carried unanimously.

NAME	AYE	NO
REP. ED GRADY, V. CHAIR	X	
REP. FRANCIS BARDANOUVE	X	
REP. ERNEST BERGSAGE	X	
REP. JOHN COBB	X	
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS	X	
REP. BETTY LOU KASTEN	X	
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON	X	
REP. RAY PECK	X	
REP. MARY LOU PETERSON	X	
REP. JOE QUILICI	X	
REP. DAVE WANZENREID	X	
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	18	0

# HOUSE OF REPRESENTATIVES

APPROPRIATIONS COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. HB 146 NUMBER       

MOTION: Rep. Cobb moved to strike Section 3

Motion carried unanimously

NAME	AYE	NO
REP. ED GRADY, V, CHAIR	X	
REP. FRANCIS BARDANOUVE	X	
REP. ERNEST BERGSAGER	X	
REP. JOHN COBB	X	
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS	X	
REP. BETTY LOUI KASTEN	X	
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON	X	
REP. RAY PECK	X	
REP. MARV LOUI PETERSON	X	
REP. JOE QUILICI	X	
REP. DAVE WANZENREID	X	
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	18	0

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. HB 146 NUMBER       ACTION: Rep. Cobb moved HB 146 DO PASS AS AMENDED.

Motion carried 11 - 7

NAME	AYE	NO
REP. ED GRADY, V, CHAIR	X	
REP. FRANCIS BARDANOUVE		X
REP. ERNEST BERGSAGER	X	
REP. JOHN COBB	X	
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON		X
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS	X	
REP. BETTY LOU KASTEN	X	
REP. WM. RED MENAHAN		X
REP. LINDA NELSON		X
REP. RAY PECK		X
REP. MARV LOU PETERSON	X	
REP. JOE QUILICI		X
REP. DAVE WANZENREID		X
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	11	7

# Northern Montana Oil & Gas Association

P.O. Box 621  
Shelby, Montana 59474  
Phone 434-5401

SB 206  
INFORMATION ON 7% SURTAX BILL;  
SPONSOR: SEN. BETTY BRUSKI-MAUS  
MONDAY: JANUARY 25th 1993

EXHIBIT  
DATE 3/17/93  
#8 B 206

## 7% SURTAX BILL:

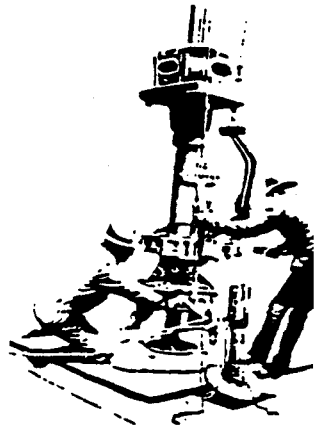
AN ACT CLARIFYING THAT AVERAGE daily production of 60,000 cubic feet or less from a natural gas well is exempt from the 7 percent severance tax surtax; amending section 15-36-126, MCA; and providing an immediate effective date and a retroactive applicability date.

All production other than "stripper" wells, 10 Barrels per day or less, or 60,000 cubic feet or less of natural gas per day, are defined, and are meant to be exempt from the 7% surtax.

When the original bill was passed the legislature intended to exempt "STRIPPER" production from the 7% surtax. But after the session, Revenue determined that the definition for "STRIPPER", gas was not actually properly defined, and therefore it was disallowed.

This bill now identifies "STRIPPER" gas, refers to it properly in the code and allows for a retroactive applicability. The act is effective on passage and approval and applies retroactively, within the meaning of 1-2-109, to natural gas production occurring after June 30, 1992.

As State Severance, & Local Government Severance tax have different dates for applicability, it also allows for the method of payment, and directs it to be deposited to the credit of the state general fund.





HOUSE BILL NO. 12  
Water Development Coal Severance Tax Bonds

EXHIBIT \_\_\_\_\_  
DATE 3/17/93  
HB 12

Section 1. New Loans

Town of Ennis

Principal Amount	Subsidized Payment	Required Coal Tax	Total Annual Payment	Total Coal Tax over the Term
1,100,000	88,267	7,636	95,903	38,181

Huntley Irrigation Project

Principal Amount	Subsidized Payment	Required Coal Tax	Total Annual Payment	Total Coal Tax over the Term
4,875,440	343,041	82,022	425,063	1,640,437

North Fork of the Smith River

Principal Amount	Subsidized Payment	Required Coal Tax	Total Annual Payment	Total Coal Tax over the Term
1,393,467	107,124	14,364	121,489	287,289

Tin Cup Water

Principal Amount	Subsidized Payment	Required Coal Tax	Total Annual Payment	Total Coal Tax over the Term
303,240	23,312	3,126	26,438	62,518

-----  
Sub Totals

Principal Amount	Subsidized Payment	Required Coal Tax	Total Annual Payment	Total Coal Tax over the Term
7,672,147	561,744	107,148	668,893	2,028,425

EXHIBIT 1

DATE 3/17/93  
 Total Coal Tax over the Term 12

City of Whitefish

Principal Amount	Subsidized Payment	Required Coal Tax	Total Annual Payment	Total Coal Tax over the Term
6,035,800	444,125	82,104	526,229	410,519

City of Columbia Falls

Principal Amount	Subsidized Payment	Required Coal Tax	Total Annual Payment	Total Coal Tax over the Term
1,163,720	93,380	8,079	101,458	40,393

Mill Creek Water and Sewer District

Principal Amount	Subsidized Payment	Required Coal Tax	Total Annual Payment	Total Coal Tax over the Term
151,000	13,165	0	13,165	0

Lakeside Water and Sewer District

Principal Amount	Subsidized Payment	Required Coal Tax	Total Annual Payment	Total Coal Tax over the Term
251,700	21,944	0	21,944	0

Sub Totals

Principal Amount	Subsidized Payment	Required Coal Tax	Total Annual Payment	Total Coal Tax over the Term
13,114,048	978,184	165,159	1,143,342	825,793

GRAND TOTAL

Principal Amount	Subsidized Payment	Required Coal Tax	Total Annual Payment	Total Coal Tax over the Term
32,286,195	1,539,928	272,307	2,107,107	2,854,219

## HOUSE OF REPRESENTATIVES

ADDADDIATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. SB 206 NUMBER MOTION: Rep. Nelson moved SB 206 DO PASS.

Motion carried 11 - 5

NAME	AYE	NO
REP. ED GRADY, V, CHAIR	x	
REP. FRANCIS BARDANOUVE	x	
REP. ERNEST BERGSAGEI		
REP. JOHN COBB	x	
REP. ROGER DEBRUYKER	x	
REP. MARJ. FISHER		x
REP. JOHN JOHNSON	x	
REP. ROYAL JOHNSON	abstain	
REP. MIKE KADAS		x
REP. BETTY LOU KASTEN	x	
REP. WM. RED MENAHAN	x	
REP. LINDA NELSON	x	
REP. RAY PECK		x
REP. MARY LOU PETERSON		x
REP. JOE QUILICI	x	
REP. DAVE WANZENREID		x
REP. BILL WISEMAN	x	
REP. TOM ZOOK, CHAIR	x	
	11	5

HOUSE OF REPRESENTATIVES

ADDITIONAL INFORMATION

COMMITTEE

ROLL CALL VOTE

DATE 3/17/93 BILL NO. HB 529 NUMBER

MOTION: Rep. Wanzenried moved to reconsider HB 529 and  
take from the TABLE

Motion carried unanimously.

NAME	AYE	NO
REP. ED GRADY, V, CHAIR	X	
REP. FRANCIS BARDANOUVE	X	
REP. ERNEST BERGSAGER	X	
REP. JOHN COBB	X	
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS	X	
REP. BETTY LOU KASTEN	X	
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON	X	
REP. RAY PECK	X	
REP. MARY LOU PETERSON	X	
REP. JOE QUILICI	X	
REP. DAVE WANZENREID	X	
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	18	0

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. HB 529 NUMBER 

MOTION: Rep. Wanzenried moved to amend HB 529 and limit expenditures for purchasing and maintaining breathalyzer equipment to \$25,000 per year.

Motion carried unanimously.

NAME	AYE	NO
REP. ED GRADY, V, CHAIR	X	
REP. FRANCIS BARDANOUE	X	
REP. ERNEST BERGSAGER	X	
REP. JOHN COBB	X	
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS	X	
REP. BETTY LOU KASTEN	X	
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON	X	
REP. RAY PECK	X	
REP. MARY LOU PETERSON	X	
REP. JOE QUILLICI	X	
REP. DAVE WANZENREID	X	
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	18	0

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. HB 529 NUMBER ACTION: Rep. Wanzenried moved HB 529 DO PASS AS AMENDED

Motion carried 16 - 1

NAME	AYE	NO
REP. ED GRADY, V. CHAIR	X	
REP. FRANCIS BARDANOUVE	X	
REP. ERNEST BERGSAGE		
REP. JOHN COBB	X	
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS	X	
REP. BETTY LOU KASTEN		X
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON	X	
REP. RAY PECK	X	
REP. MARV LOU PETERSON	X	
REP. JOE QUILLICI	X	
REP. DAVE WANZENRIED	X	
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	16	1

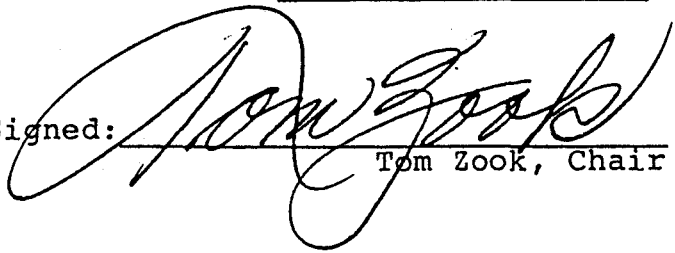
HOUSE STANDING COMMITTEE REPORT

EXHIBIT 2  
DATE 3/17/93  
HB 12

March 17, 1993

Page 1 of 4

Mr. Speaker: We, the committee on Appropriations report that House Bill 12 (first reading copy -- white) do pass as amended

Signed: 

Tom Zook, Chair

And, that such amendments read:

1. Title, line 12.

Following: "PROJECTS"

Insert: " AND TO PROVIDE FUNDS TO PAY A PORTION OF THE STATE'S  
SHARE OF THE COSTS OF THE TONGUE RIVER DAM REHABILITATION  
PROJECT"

2. Page 2, line 1.

Strike: "[sections 1 through 8]"

Insert: "this section"

3. Page 2, line 3.

Strike: "[sections 1 through 8]"

Insert: "this section"

4. Page 2, line 5.

Following: "exceed"

Strike: "\$7,673,111"

Insert: "\$9,320,423"

5. Page 2, line 6.

Following: "projects"

Strike: ", "

Insert: "in the amount of \$8,473,111, including the costs of  
issuance, and"

6. Page 2, lines 6 and 7.

Strike: ", and paying the costs of issuance"

Insert: "in the amount of \$847,312"

7. Page 2, following line 20.

Insert: "(b) GROUP B: The interest rate for the project in this  
group may be 2% below the long-term bond rate at which the

Committee Vote:

Yes 14, No 2

601551SC.Hpf

*Handwritten notes:*  
JL  
3-18-93  
9:10

state bond is sold for the first 5 years of an anticipated 20-year term and must be at the rate at which the state bond is sold for the remaining 15 years.

WEST SHORE SEWER DISTRICT OR FLATHEAD COUNTY RSID      Loan  
Amount

Sewer System  
\$800,000

This loan is contingent on the creation of a sewer district or a rural improvement district."

8. Page 2, line 21.  
Strike: "(b) GROUP B:"  
Insert: "(c) GROUP C:"

9. Page 2, line 22.  
Following: "is"  
Strike: "3%"  
Insert: "3.5%"

10. Page 2, following line 26.  
Insert: "(d) GROUP D: The interest rate for the projects in this group is 4.5% for 20 years."

11. Page 3, line 6.  
Following: Line 5  
Insert: "NEW SECTION. Section 2. Authorization of coal severance tax bonds for Tongue River dam rehabilitation project. The board of examiners is authorized to issue coal severance tax bonds in a principal amount not to exceed \$11,500,000 to pay a portion of the state of Montana's share of the costs of the Tongue River dam rehabilitation project, which project is approved. The bonds must be issued to the Northern Cheyenne tribe in evidence of a loan to be made to the state pursuant to Public Law 102-374. The principal of the bonds is payable over a term not to exceed 39 years, estimated to commence in 1998. The bonds bear no interest. The state of Montana's share of revenue from the rehabilitated Tongue River dam is pledged first for the state of Montana's share of the operation and maintenance costs of the rehabilitated Tongue River dam. The excess revenue over the operation and maintenance costs is pledged, dedicated, and appropriated to the debt service account in the state treasury for the benefit of the bonds authorized by [section 3] and this section. The proceeds of the bonds are appropriated to the department of natural resources and conservation to pay a portion of the state's share of the costs of the Tongue



River dam rehabilitation project. The enactment of this section supersedes House Bill No. 846, enacted by the 47th legislature, authorizing the issuance of up to \$10 million of coal severance tax bonds for the Tongue River dam rehabilitation project."

Renumber subsequent sections.

12. Page 3, line 14.

Strike: "8"

Insert: "3"

13. Page 3, line 15.

Strike: "8"

Insert: "3"

14. Page 3, line 21.

Following: "debt"

Insert: ": (a)"

15. Page 3, line 22.

Following: "exceed"

Strike: "\$7,673,111"

Insert: "\$9,320,423"

16. Page 3, lines 24 and 25.

Strike: "[sections 1 through 8]" on line 24 through "[sections 1 through 8]" on line 25

Insert: "[section 1] and for funding a reserve for the coal severance tax bonds authorized to fund those projects; and (b) in an amount not to exceed \$11,500,000 to pay a portion of the state's costs of the Tongue River dam rehabilitation project"

17. Page 6, line 12.

Following: "funds"

Strike: "under [sections 1 through 8]"

18. Page 8, lines 4 and 5.

Following: "1" on line 4

Strike: "through 8" on lines 4 and 5

Insert: "and 4"

19. Page 9, line 13.

Strike: "8"

Insert: "9"

March 17, 1993  
Page 4 of 4

20. Page 9, line 15.  
Strike: "8"  
Insert: "9"

21. Page 9, line 23.  
Strike: "2"  
Insert: "3"

Following: "debt"

Insert: "and appropriation of coal severance tax bond fund  
deposits"

22. Page 10, line 2.  
Strike: "2"  
Insert: "3"

EXHIBIT 2  
DATE 3/17/93  
HB 12

-END-

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. HB 12 NUMBER MOTION: Rep. Bardanouve moved HB 12 DO PASS AS AMENDED

Motion carried 14 - 2

NAME	AYE	NO
REP. ED GRADY, V, CHAIR	x	
REP. FRANCIS BARDANOUE	x	
REP. ERNEST BERGSAGE		
REP. JOHN COBB		
REP. ROGER DEBRUYKER	x	
REP. MARJ. FISHER	x	
REP. JOHN JOHNSON	x	
REP. ROYAL JOHNSON	x	
REP. MIKE KADAS	x	
REP. BETTY LOU KASTEN	x	
REP. WM. RED MENAHAN	x	
REP. LINDA NELSON	x	
REP. RAY PECK		x
REP. MARV LOU PETERSON	x	
REP. JOE QUILLICI	x	
REP. DAVE WANZENREID	x	
REP. BILL WISEMAN		x
REP. TOM ZOOK, CHAIR	x	
	14	2

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. HJR 18 NUMBER           

MOTION: Rep. Menahan moved HJR 18 DO PASS

Motion carried 11 - 5

NAME	AYE	NO
REP. ED GRADY, V, CHAIR	X	
REP. FRANCIS BARDANOUVE	X	
REP. ERNEST BERGSAGER		
REP. JOHN COBB		
REP. ROGER DEBRUYKER		X
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS	X	
REP. BETTY LOU KASTEN		X
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON	X	
REP. RAY PECK		X
REP. MARY LOU PETERSON	X	
REP. JOE QUILLICI	X	
REP. DAVE WANZENREID	X	
REP. BILL WISEMAN		X
REP. TOM ZOOK, CHAIR		X
	11	5

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS

COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. SB 147 NUMBER           MOTION: Rep. Peck moved to Table SB 147

Motion carried 12 - 4

NAME	AYE	NO
REP. ED GRADY, V. CHAIR	X	
REP. FRANCIS BARDANOUVE		X
REP. ERNEST BERGSAGE		
REP. JOHN COBB		
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS		X
REP. BETTY LOU KASTEN	X	
REP. WM. RED MENAHAN		X
REP. LINDA NELSON	X	
REP. RAY PECK	X	
REP. MARY LOU PETERSON	X	
REP. JOE QUILLICI	X	
REP. DAVE WANZENREID		X
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	12	4

# HOUSE OF REPRESENTATIVES

APPROPRIATIONS COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. HB 583 NUMBER           

MOTION: Rep. Cobb moved DO PASS

NAME	AYE	NO
REP. ED GRADY, V, CHAIR		
REP. FRANCIS BARDANOUVE		
REP. ERNEST BERGSAGE		
REP. JOHN COBB		
REP. ROGER DEBRUYKER		
REP. MARJ. FISHER		
REP. JOHN JOHNSON		
REP. ROYAL JOHNSON		
REP. MIKE KADAS		
REP. BETTY LOU KASTEN		
REP. WM. RED MENAHAN		
REP. LINDA NELSON		
REP. RAY PECK		
REP. MARY LOU PETERSON		
REP. JOE QUILLICI		
REP. DAVE WENZENREID		
REP. BILL WISEMAN		
REP. TOM ZOOK, CHAIR		

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. HB 583 NUMBER           MOTION: Rep. Peck made a substitute motion to TABLE

Motion carried 10 - 6

NAME	AYE	NO
REP. ED GRADY, V, CHAIR		
REP. FRANCIS BARDANOUVE	X	
REP. ERNEST BERGSAGE		
REP. JOHN COBB		X
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER		X
REP. JOHN JOHNSON		X
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS		X
REP. BETTY LOU KASTEN		X
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON		X
REP. RAY PECK	X	
REP. MARY LOU PETERSON	X	
REP. JOE QUILICI	X	
REP. DAVE WANZENREID	X	
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	10	6

## HOUSE OF REPRESENTATIVES

APPROPRIATIONS COMMITTEE

## ROLL CALL VOTE

DATE 3/17/93 BILL NO. \_\_\_\_\_ NUMBER \_\_\_\_\_

MOTION: Rep. Wiseman moved a committee bill be drafted  
authorizing the School for the Deaf and Blind to collect  
outreach fees.

Motion carried unanimously.

NAME	AYE	NO
REP. ED GRADY, V, CHAIR		
REP. FRANCIS BARDANOUVE	X	
REP. ERNEST BERGSAGE		
REP. JOHN COBB	X	
REP. ROGER DEBRUYKER	X	
REP. MARJ. FISHER	X	
REP. JOHN JOHNSON	X	
REP. ROYAL JOHNSON	X	
REP. MIKE KADAS	X	
REP. BETTY LOU KASTEN	X	
REP. WM. RED MENAHAN	X	
REP. LINDA NELSON	X	
REP. RAY PECK	X	
REP. MARY LOU PETERSON	X	
REP. JOE QUILICI	X	
REP. DAVE WANZENREID	X	
REP. BILL WISEMAN	X	
REP. TOM ZOOK, CHAIR	X	
	16	0



HOUSE OF REPRESENTATIVES  
VISITOR REGISTER

Appropriations COMMITTEE BILL NO. SB-206  
DATE 3-19-93 SPONSOR(S) SEN. BRUSH - MAUS

**PLEASE PRINT**

**PLEASE PRINT**

[illegible]

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.