

MINUTES

**MONTANA SENATE
53rd LEGISLATURE - SPECIAL SESSION**

COMMITTEE ON FINANCE & CLAIMS

Call to Order: By Senator Judy Jacobson, Chair, on December 7, 1993, at 8:40 a.m., Room 325.

ROLL CALL

Members Present:

Sen. Judy Jacobson, Chair (D)
Sen. Eve Franklin, Vice Chair (D)
Sen. Gary Aklestad (R)
Sen. Tom Beck (R)
Sen. Don Bianchi (D)
Sen. Chris Christiaens (D)
Sen. Gerry Devlin (R)
Sen. Gary Forrester (D)
Sen. Harry Fritz (D)
Sen. Ethel Harding (R)
Sen. Bob Hockett (D)
Sen. Greg Jergeson (D)
Sen. Tom Keating (R)
Sen. J.D. Lynch (D)
Sen. Chuck Swysgood (R)
Sen. Daryl Toews (R)
Sen. Larry Tveit (R)
Sen. Eleanor Vaughn (D)
Sen. Mignon Waterman (D)
Sen. Cecil Weeding (D)

Members Excused: None.

Members Absent: None.

Staff Present: Clayton Schenck, Legislative Fiscal Analyst
Lynn Staley, Committee Secretary

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

Committee Business Summary:

Hearing: HB 2
Executive Action: HB 2

CONTINUATION OF HEARING ON HOUSE BILL 2

Section A - General Government and Highways:

Senator Harry Fritz, vice chairman of the general government and

highways subcommittee, presented the narrative for Section B. He said the subcommittee accepted the Governor's recommendations on most agencies with the exception of those requiring separate legislation, such as privatization of liquor stores and Department of Administration's cost recovery plans. Items not accepted were the Department of Justice's plans to eliminate driver license stations and the elimination of a DARE officer.

Chair Jacobson listed agencies in Section A, soliciting comments from agency personnel or the general public wishing to comment.

With no one wishing to testify on Section A, she asked for questions from the committee.

Section B - Questions from Committee:

Senator Forrester questioned the status of the bills dealing with the cost allocations plans, SFCAP and SWCAP, and asked if part of those bills would be included in HB 2 if Section A is approved.

Jon Moe, Legislative Fiscal Analyst's Office, said that HB 2 added language stating it is contingent on passage of HB 21 which is the bill dealing with SFCAP and SWCAP, and that the numbers in HB 2 would be reduced by the savings projected in those funding switches.

Senator Jacobson asked if they are figured into the revenue projection.

Clayton Schenck, Legislative Fiscal Analyst, (LFA), said they had not been figured into the revenue projections until they at least passed one committee. He now understands that HB 21 passed out of the House Appropriations Committee on December 6, 1993 and the figures would now go on the status sheet.

Senator Jergeson questioned page A-6, HB 2, line 21, the Northwest Regional Power Act was stricken, as well as the stricken figures on line 22.

Mr. Moe said there was an amendment in the House Appropriations Committee to strike the numbers and add the language seen on lines 3 and 4, page A-8. What precipitated the numbers being deleted was that effective July 1, 1993, the administrative functions of that council were transferred to the central office in Portland, Oregon. Because no expenditures had been taken against the appropriations established, Rep. Wanzienried wanted those deleted. All costs previously recorded in the state accounting system and reimbursed by the federal government from federal EPA funds will now be paid directly by that central office for costs incurred.

Senator Jergeson asked if office space utilized by the Council members in Helena is paid for by the federal government.

Mr. Moe said that is correct. He added it always has been but for some reason it had been set up in the state accounting system and was budgeted by the legislature. Instead of the state being reimbursed, they will be paid directly from the federal funds.

Section A - Amendments

Motion: Senator Jergeson moved to amend Page A-8 (Exhibit 1).

Discussion: Senator Jergeson said the two Montana members of the Northwest Power Planning Council are Governor appointments, confirmed by the Senate, and in his opinion hold cabinet status with other members of the Governor's cabinet. He added that their salary levels should be consistent with directors of Montana executive branch agencies.

Senator Beck said there is no expense to Montana taxpayers in paying the planning council members' salaries; it is federal money paying for federal positions.

Senator Jergeson said while he did not know where the federal revenues come from that pay the cost of the Northwest Power Planning Council, they are funds coming from taxpayers somewhere and Montana had its share of that. He pointed out if this is not a savings, it would be a signal that people having a position of responsibility should be paid commensurate with other people that Montanans are responsible for.

Senator Beck asked Senator Jergeson if he planned to pursue this with other federal positions that have the same positions as those in state government but are being paid more salaries or if he was only relating this to the Northwest Power Planning Council members.

Senator Jergeson said if he found other instances in which the Governor made the appointments and the Montana Senate made the confirmation, he would pursue it. In the case of federal judges and federal agency directors, neither the Montana Governor nor Montana Senate have that function in many of those positions.

Senator Beck said although the Senate might confirm the Governor's appointment to the Northwest Power Planning Council, he never recalled discussing that person's salary. The budget is set up through the federal government who dictates what the salary position should be. He concluded there was no way the legislature was going to balance the federal budget by cutting out money in the salary of that position.

Senator Devlin said the Northwest Power Planning Council has been in existence for a long time, and he questioned the timeliness of Senator Jergeson's amendment.

Senator Jergeson said it is his understanding that the Montana salary level was established by Montanans prior to July 1, 1993, and there has been a maneuver to take the Council off budget so there could be some way to rationalize increasing these salaries to a level commensurate with other Power Planning Council members. He added they are out of line with salary levels earned by cabinet level department directors in the state of Montana. Being discussed is a 26 percent salary increase, and this is not being done for state employees. The timeliness in the administration doing this is inappropriate. He concluded that this amendment would be sending a message to the Council members.

When questioned by Senator Devlin regarding the salary level in the amendment, Senator Jacobson said they were approximately \$50,000 a year and the increase raised them to about \$70,000. The proposed amendment would hold them at the approximate \$50,000 level.

Senator Devlin asked if Senator Jergeson looked at the amendment as something the legislature can suggest but that it is not binding.

Senator Jergeson said that was correct.

Senator Aklestad said while he agrees to a certain extent with what Senator Jergeson is attempting to do, he does not agree with the language to reduce them below what they originally were getting paid. He said the amendment going to HB 2 is statutory and statutory messages like this should not be sent. He concluded that he would probably support a resolution stating the legislature's displeasure on a vast increase at this time.

Senator Jacobson clarified that HB 2 did not go into the statutes.

Vote: Senator Jergeson's amendment motion (Exhibit 1) CARRIED with Senators Beck, Devlin, Harding, Swysgood opposed.

Discussion: Senator Jacobson said an amendment she requested (Exhibit 2) would add federal spending authority in each year of the biennium to fund the pilot program for the local citizen review boards authorized in SB 271 which passed in the '93 regular session.

Motion: Senator Lynch moved to amend Page A-4 (Exhibit 2).

Discussion: Senator Aklestad stated if these funds are available, they could be better used in other areas. This amendment deals with authority to start a new program with federal funds on a pilot project and there is not enough money to fund current projects.

Senator Waterman, speaking in favor of the motion, said she is convinced that a pilot program is the way to proceed.

Senator Jacobson said there is evidence showing that this program has saved money in other states and made the foster care program more efficient, adding that the federal government is recognizing citizen review boards that have started around the nation.

Vote: Senator Lynch's amendment motion (Exhibit 2) CARRIED with Senators Aklestad, Devlin, Harding opposed.

Motion: Senator Jacobson moved to amend Section A (Exhibit 3).

Discussion: Senator Jacobson explained that the amendment (Exhibit 3) would take out contingency language for money for the single license plate and at the same time reduce the number of driver license stations available for renewing licenses.

In questioning from Senator Aklestad regarding the Governor's proposal, Senator Jacobson said the amendment would pertain to the Governor's proposal that was brought before the subcommittee and rejected to close some drivers license stations. The amendments would result in a net increase in general fund appropriations of \$54,036.

Senator Aklestad said eliminating drivers license stations would cause a great increase in travel for people in rural areas of Montana, especially senior citizens.

Senator Jacobson said while she is sympathetic to concerns raised by Senator Aklestad, people only renew driver licenses once every four years. With the apparent reluctance of some committee members in allowing the single license plate, this would be an alternative to look at.

Senator Weeding stated his opposition to the motion as being discriminatory to the rural areas of the state, and Senator Vaughn agreed with that.

Senator Beck, stating his opposition to the amendment, said there is no FTE increase in doing driver license examinations and added it would be a burden to rural areas.

Senator Jacobson said while there will be inconveniences in reducing the number of drivers license stations, cuts will have to be made in some areas, and this could be an alternative.

Section A - Department of Justice

Dennis Taylor, Deputy Director, Department of Justice, stated he supported the subcommittee recommendation in this issue. He said that 50 percent of the drivers would be required to travel outside their community to renew their license and that 100 percent of the drivers renewing the license would be inconvenienced. There are 200,000 renewals yearly which would cause a major inconvenience, and it is not fair to those that

paid for the services. An alternative being looked at in rural areas is a pilot project with school districts licensing student drivers that complete the driver education courses. Another idea they are looking at is longer renewal times. He said that in fiscal '92, the Motor Vehicle Division had 183 FTE. In fiscal '94, 166 FTE were authorized, and currently the motor vehicle division has 143 FTE which is a 40 FTE reduction. With mail renewal, they saved \$200,000. He concluded that they would like the ability to complete the work currently underway and that they would come to the 1995 legislative session with savings greater than that being proposed by the Governor and without disruption to Montana citizens.

Continued discussion on motion:

When asked by Senator Jacobson if the Department of Justice supported the single license plate proposal, Mr. Taylor said they did not.

Senator Jacobson asked Mr. Taylor if he was aware of another area where they could find \$300,000 in savings within the Department of Justice.

Mr. Taylor said no, but added that these proposals are not necessarily linked together.

When asked by Senator Jacobson if he had any suggestion for cost savings in this area, Mr. Taylor said the Department would come before the '95 legislative session with greater cost savings in the drivers license area than would be achieved by adopting the amendment.

Senator Jacobson said while she appreciated that, it would not help very much with the current budget problem.

Senator Hockett asked Mr. Taylor if mobile testing units used for drivers examinations could be considered.

Mr. Taylor said they are delivering in a mobile way, providing services with equipment to take photographs and do eye examinations by moving from community to community. They currently have 17 different options they are studying relative to streamlining drivers examinations in the state.

Senator Tveit said it is interesting to note of the \$16 license fee that there are \$13.52 worth of expenses. They are currently making almost \$1 million in that area. The department has said the system is working very well. It is not an area costing the state much money and in fact is making the state money. He added that besides the inconvenience for rural people and senior citizens, there would be inconvenience for city people because of longer lines forming. He concluded that the department should be allowed to come before the '95 legislative session with well thought out proposals.

Senator Lynch asked Mr. Taylor if they could save some of this money in the next year.

Mr. Taylor said vacancy savings allotted for the Department of Justice is \$1.1 million which is 33 FTE, and they are already living within those confines. He added that they were also asked to develop a workers' compensation fraud and prosecution function which they have done.

Senator Lynch said he would like to know if the Department of Justice could save any money until June 30, 1995.

Mr. Taylor said they would meet their \$1.1 million vacancy savings challenge which is quite difficult. He added they need to use the resources to continue delivering services at the current level and provide viable alternatives that will be cost effective and will work.

Vote: Senator Jacobson's motion to amend Section A (Exhibit 3) FAILED ON A VOICE VOTE.

Motion/vote: Senator Franklin moved that Section A of HB 2 be closed. Motion CARRIED UNANIMOUSLY.

Section C - Natural Resources

Rep. Debruycker presented Section C narrative to HB 2.

Section C - Questions from Committee

Senator Waterman questioned the number of FTE reductions and increases in the departments involved in Section C.

Rep. DeBruycker said he would make that available.

Senator Harding questioned relative to Page C-2A of the HB 2 narrative, if the funds raised are being transferred for off-highway vehicle gas tax, snowmobile gas tax, and motorboat gas tax.

Rep. DeBruycker said they are not transferring it. The money is being allocated so they can spend it. It has been there, but they could not spend it.

Section C - Amendments

Motion: Senator Beck moved to amend Section C-4, line 17 (Exhibit 4).

Discussion: Senator Beck said the House lifted a cap on the amount of motorboat fuel tax funds to be spent by Department of Fish, Wildlife and Parks (DFWP). They also had some general fund

appropriation, and this is additional increase in gas taxes going into this. It would offset about \$60,000 out of the general fund with this money.

Senator Devlin said it was his understanding that this was an increase caused by the additional four cent gas tax which went into effect July 1 and created additional money.

Senator Beck said that was correct.

Vote: Senator Beck's amendment motion (Exhibit 4) CARRIED UNANIMOUSLY.

Motion: Senator Jergeson moved to amend Section C-17 (Exhibit 5).

Discussion: Senator Jergeson said there was concern regarding the delay in completion of the water reservation process on the lower Missouri River. The language in the amendment would require the Department of Natural Resources and Conservation (DNRC) to include funding in its budget request to complete the reservation process. It would not necessarily mean that the next legislature would have the money needed to appropriate to complete the process but would make sure that the program did not cease with action in this special legislative session. There would be an opportunity if there is funding to keep the program going in the next biennium.

Senator Aklestad said if the legislature is mandating that the department have funding for this area in the '97 biennium, it would have to be taken out of other areas. He did not think the department should be put in the situation of mandating that they will set aside a certain amount of funds for a particular project.

Senator Devlin questioned if SB 2 could be used to accomplish what was desired by this amendment.

Senator Jergeson said although it may be possible to insert it in SB 2, it would accomplish the same purpose in HB 2. He noted that SB 2 is a statutory change and that would be inserting language in something that would have to be removed after the years in question are over with. By putting it in HB 2, the matter is settled when budget submission and approval are done.

Senator Lynch noted his concern in setting a precedent such as this.

Senator Jergeson said this cut was part of the Governor's budget reduction package clearly as a delay in the process. That is where the savings would come from. It is a delay and not a permanent elimination of this program. If there are other programs throughout the budget where savings are achieved from a delay rather than elimination, he would be open to this type of

language.

Vote: Senator Jergeson's amendment motion (Exhibit 5) FAILED on a roll call vote.

Motion: Senator Jergeson moved to amend Section C-23 (Exhibit 6).

Discussion: Senator Jergeson said the amendment (Exhibit 6) would eliminate general fund for the Office of Research and Information Services in the Department of Commerce and replace it with proprietary funds. The Office compiles statistical, economic and demographic information and delivers the information to private interests and local governments who request it. Prior to 1989, it was operated on a proprietary funding scheme. In the 1989 legislative session, general fund money was put into the program, and the private interests and local governments were not willing to pay necessary fees to keep the program going. He added that he is uncertain if it is entirely a duplication of efforts with the University of Montana in the Bureau of Business Research or other areas where information useful to private businesses and local governments can be achieved. He concluded that if counties or other local government units find it useful to access the information and pay a fee to get it, it is not a transfer of a mandated cost onto local government and added that taxpayers in the state should not have to pay to provide this type of service.

Senator Waterman said she would like to have input as to the effect of this on libraries in Montana.

Richard Miller, State Library Commission, said the information received is used in state and local government and local libraries to provide needed information and is vital to local groups if they are writing grants, et cetera.

Rep. DeBruycker stated his opposition to the proposed amendment (Exhibit 6) as putting it back onto local taxpayers and local cities that use the service.

Chair Jacobson asked the Department of Commerce if they would like to address the amendment (Exhibit 6).

Section C - Department of Commerce

Jon Noel, Director, Department of Commerce, said the statute requires a state census and economic information center. It is a requirement that the Department of Commerce have this and added that they are an arm of the federal government for census purposes. He said the mainframe processing is a minor part of this. With respect to charging for these services, they can charge a fee for each hour or fraction of an hour after one-half hour of copy service. This was amended in the last regular session to insert market salary terminology and specifies that they cannot charge a fee for anything higher than a grade 10. If

the proposed amendment passes, changes in the statute would be necessary to allow the department to charge. Regarding users of this information, in fiscal year '93, there was 46.1 percent directly by government agencies, 38.3 percent by private parties. Many private parties that are not directed to a local government entity are doing work for local governments. The type of requests from state government are in relation to community development block grant, comprehensive housing plan, et cetera. They get requests from local government for comprehensive plans, water sewer facility plans, grant applications, et cetera. It is an important part of their economic development activities and less than one-half of one percent of the entire general fund is spent on economic development. He added if they are unable to do something to improve the economic climate for state business, the legislature would continually be cutting. Changes in the statute would be required, and there is also the question if the general public would pay for the services.

Vote: Senator Jergeson's amendment motion to Section C-23 (Exhibit 6) FAILED on a roll call vote.

Motion/vote: Senator Franklin moved that Section C of HB 2 be closed. Motion CARRIED UNANIMOUSLY.

Section D - Institutions and Cultural Education

Rep. Ed Grady presented the narrative portion of Section D, Institutions and Cultural Education.

Section D - Montana Historical Society Testimony

Brian Cockhill, Director, Montana Historical Society, said there are three significant cuts to his relatively small general fund budget. He said the museum preparator is a single position in the museum and if the position is lost, all rotating and traveling exhibits will be ended and they will be unable to loan materials to other museums. Although the cut will not end the operation of the museum on a daily basis, if further cuts are taken for other reasons they may likely close the museum to the public because of the danger to the collections. He concluded that they are close to being unable to fulfill the mission of the museum.

Section D - Amendments

Motion: Senator Waterman moved to amend Section D-2, line 2 (Exhibit 7).

Discussion: Senator Waterman said the amendment (Exhibit 7) would restore \$63,957 general fund for the state aid to public libraries in fiscal 1995. Libraries need the opportunity to access other libraries and share materials, and this cut reduces their opportunity to do that.

Rep. Grady said his understanding is that the library never really had the money so nothing is being taken away from them. He said he would like to have it explained.

Sandra Whitney, LFA, said the explanation is on the amendment moved by Senator Waterman (Exhibit 7).

Richard Miller, State Library, said this is a biennial appropriation for state aid to public libraries for per capita per square mile. The appropriation is divided in half; half is distributed the first year and half the second year so they can plan their budgets. He distributed a document (Exhibit 8) showing the actual dollars distributed to 82 Montana public libraries in fiscal year '94. He said the biennial appropriation for '95 would be the same as the '93 biennium if the cut as proposed goes through. Local public libraries have received \$.12 per capita and \$.12 per square mile rate for fiscal year '94. If the cut goes through, there is more than half reduction for the second year of this biennium. He concluded that public libraries serve the handicapped, elderly, children and adults, and is a wise expenditure of the general fund.

Rep. Grady encouraged the committee to resist the amendment (Exhibit 7).

Senator Aklestad stated his opposition to an amendment that would maintain funding for an operation that had a 175.2 percent increase at the same time that the DFS had a 73 percent increase.

Senator Beck asked Mr. Miller what would be the least detrimental cut that could be made to the library.

Mr. Miller said they initially submitted no cuts to the subcommittee. They then received word that if they did not come up with a 10 percent cut that the subcommittee would make cuts for them, so they submitted the 10 percent cut. The original idea was for approximately \$57,000 of general fund coming out of state aid. The Governor's executive budget did not recommend some of the 10 percent cuts they proposed but changed the percentage to show the \$63,957 cut. When they appeared the last time before the subcommittee, they asked for a restoration of some vacancy savings cuts which he is not now proposing, but he is proposing that the money going to the public libraries be restored.

Senator Waterman said maintaining the information only in Helena would not assist the state with vital access needed for the information and statistics.

Vote: Senator Waterman's amendment motion to Section D-2, line 2 (Exhibit 7) FAILED on a roll call vote.

Motion: Senator Franklin moved on page D-3, narrative to HB 2, that the one FTE position of museum preparator be reinstated.

Discussion: Senator Franklin said it is necessary to continue transmission of culture and cultural wisdom through museum preparation and going out into communities.

Senator Keating asked where this would refer to in HB 2.

Ms. Whitney, LFA, said it is page D-4, HB 2, line 7, museum program.

Senator Keating questioned what else is included in the museum program.

Mr. Cockhill said two of the staff are charged with actual acquisition, cataloging, cleaning, storing of artifacts and art that is received. There is also a secretary generating the material that the public uses in making reference to the collection. There is a museum administrator and an exhibit designer that does graphics for the exhibits. The other position is the preparator. There is approximately \$20,000 a year in operational monies.

When questioned by Senator Keating if they are dealing with one particular museum, Mr. Cockhill said this program is the funding for the state museum in Helena. He also prepares traveling exhibits which travel around the state and prepares loans going to other Montana museums.

Vote: Senator Franklin's amendment motion to reinstate the one FTE museum preparator CARRIED on a roll call vote.

Motion/vote: Senator Franklin moved that Section D of HB 2 be closed. Motion CARRIED with Senators Aklestad, Beck, Swysgood opposed.

Chair Jacobson recessed HB 2 deliberations until Senate floor session adjourned.

HB 2 MEETING RECESSED - 11:20 A.M.

HB 2 MEETING RECONVENED - 3:15 P.M.

Section E - Education

Rep. Royal Johnson presented the narrative section for Section E, Education.

Section E - Questions from Committee

Senator Jergeson asked if nothing was done with the community colleges and vocational technical centers.

Rep. Johnson said that was right, adding that the vo tech centers might receive some cuts under the university system since they

are under that system. The subcommittee did nothing to suggest where cuts should be made.

Senator Jergeson asked if the subcommittee did anything with respect to the formulas that generates the state's contribution to the community colleges.

Rep. Johnson said they did not. When asked by Senator Jergeson why they did not, Rep. Johnson said they felt the community colleges because they receive funding on local levels should have the matter left to their discretion.

Senator Weeding asked the status of the appropriation bill dealing with the limit of school district reserves.

Rep. Johnson said HB 22 had gone through second and third reading in the House.

When questioned by Senator Weeding as to level of reserves, Rep. Johnson said they can only have 15 percent reserves of their annual revenue.

Senator Waterman questioned if structural changes had been looked into related to attaching the School for the Deaf and Blind to the Great Falls School district.

Rep. Johnson said although the subcommittee did not address that, more than one group of people had looked at that.

Senator Christiaens said he introduced a bill in the last regular session related to that and there is a study that the Office of Public Instruction (OPI) is involved with.

Wayne Buchanan, Board of Public Education, stated a consultant from Utah would be chairing the committee that would meet in December to begin the study. He indicated there would be some resolution for the legislature's consideration in the next regular legislative session.

Senator Fritz asked Rep. Johnson if the subcommittee ascertained how the overall university system cuts would be apportioned on the individual units.

Rep. Johnson said it really works out to be \$6 million. An amendment would be introduced to make it up in some way and there would not be any reason to apportion it out if they do that. If they don't do that, they will work it out between the university system and the Commissioner's Office which he felt was the proper way of handling it.

When questioned by Senator Aklestad if there was any effort by the subcommittee, House Appropriations or House floor action to take anything from the Board of Public Education, Rep. Johnson said there was no effort.

Senator Aklestad indicated his concern that nothing was taken from the Board of Public Education when other units of education are taking large cuts during the special legislative session. He said they are contributing to the overall budget problem when their mandates are given to the various school boards.

Rep. Johnson said in the last regular legislative session, the Board of Public Education took \$14,000 of vacancy savings and approximately \$1,000 of other budget reductions, which was a large amount of money for a budget of \$165,000. It is difficult to take any more money from them because of their small budget.

Senator Jacobson said there were also no cuts recommended for the Board of Regents which has a very small budget. Their money is basically for meetings, travel time and part-time staff. Unless the Constitution is changed, it is pretty difficult to cut these budgets.

Senator Aklestad said with fewer meetings, there would be less mandates which would be beneficial for the overall budget picture.

Section E - University System Testimony

Todd Mitchell, President of Montana Associated Students, said the university system had been sustaining fairly severe cuts over the last eight to ten years and as the process has gone on, the Regents have steadily raised tuition to make up for that. The level of cuts being passed on through the special session combined with what was done last regular session total \$35 million that has essentially been cut in the last year of this biennium. Many cuts have been made up through tuition increases and massive campus cuts. There is a loss of class sections, growth in class size, faculty salaries decreasing, all of which affect the students in that they pay more and get less. He asked that the legislature work with them to consider some type of financial aid for students. Since they feel the Regents will go to resident tuition to make up for part of the cuts, he would like the Regents to enact grants or loans that would allow the most needy of the instate students to continue their education.

Annette Jones, graduate student, Montana State University, said the students at Montana State University have seen \$35 million in cuts in the last two years compensated by higher tuition increases. Those students that can afford to go to school will still be able to attend classes, but those not able will be forced to discontinue attending schools. Students need some type of accessibility to get state loans, grants or work study.

Marcus Courtney, representing Associated Students, University of Montana, said he is concerned about the cost of rising tuition. Students deserve a tax break as well, and they support the committee's consideration in creating a financial aid package which could come in the form of direct aid, direct grants,

increased work study or short term loans. He concluded that Montana students of today represent the taxpayers of the state tomorrow.

Justin Lee, representing Associated Students, Western Montana College, said cuts to the budget translate to cuts in instruction and tuition increases. Instruction cuts would mean closing sections and making it harder to get into classes, thereby adding more semester time in attending school which is more expensive than tuition increases.

Section E - Questions from Committee

Senator Jergeson asked Commissioner of Higher Education Jeff Baker if they made any preliminary calculations on lump sum de-funding being allocated among the six university units and five vocational technical centers as recommendations to the Board of Regents.

Jeff Baker, Commissioner of Higher Education, said they initially asked the subcommittee to consider a fair share approach to cuts in higher education and based on the percentage of general fund received by higher education, it was calculated to be about \$6.7 million. They proposed to the subcommittee that the \$6.7 million be made up by a combination of millage which was not the full amount of \$6 million actually recommended but that it be \$4.8 million. The difference between \$4.8 million and \$6.7 million they wanted to be made up of a combination of cuts as well as a \$400,000 increment to be used to bring new units on the out of state tuition closer to the 100 percent goal that has been established for out of state students paying 100 percent of the cost of education. Those will still be under consideration as they look at the \$6 million. He said they discussed with the subcommittee the possibility of raising tuition and whether it should be instate, out of state or a combination of both. The combination is currently being reviewed. Raising tuition applied across the board to instate and out of state students by about 3 percent represents about \$1 million in additional revenue. They have listened to student concerns and have been working with them on financial aid concerns. He concluded that they will continue working with the students in an attempt to do something in the financial aid area, recognizing that the Montana university system is moving out of the sphere of low tuition, low financial aid to really one of higher tuition and increased financial aid which will be the coming trend.

Senator Jergeson stated the six units have varying levels of out of state students which makes a difference in generated revenue as out of state versus instate is adjusted, and he questioned how they plan to fairly apportion the cuts.

Dr. Baker said a formula had not been worked out. The process they used in approaching the special legislative session was working with representatives of the various institutions and the

Commissioner's office staff, which will be done when recommendations are made to the Board. He added that students had an input in the discussions and will continue to have an input. As a result of the \$1.8 million in millage that has been put forward as part of the package before the Senate, about two-thirds of that was designed to resolve some situations occurring early in the legislative session and dealing with some of those inequities. He said that problem is still before them, and they are trying to work it out. They are trying to approach the situation from the standpoint that no Commissioner or unit will dictate to another unit how this will occur but that there is a commitment to jointly work this out, recognizing that when the details are worked out, not everyone will be happy with the results that take place.

Senator Jergeson asked Dr. Baker if in a conference he attended in Great Falls that he made an implied commitment to that community that there is an impending additional unit to be placed in Great Falls at some future point.

Dr. Baker said he did not. He said they are trying to work with the available resources which are the College of Great Falls, the Great Falls Vocational Technical Center and the higher education center and added that Board policy states that centers can be set up in a number of areas. The enterprise is trying to foster cooperation among the units already in place. He said he is excited about having a private institution and public institutions from this state working together and sharing resources in trying to provide education to a community. Current projections suggest that by 2006, they will be in the position of dealing with some 9,000 additional students wanting higher education in the state, adding that is a conservative number. Montana is facing a greater demand for higher education in the future. He concluded they will be looking for ways to make the resource go further because they will have to make decisions on meeting the need with a resource base that is not going to grow.

Senator Jergeson said in the meeting he referred to in Great Falls, there was no mention that MSU and UM already have a presence in that city, and he questioned why they were not included in discussions and are absent from discussions on the role they play in extending higher education opportunities to the city of Great Falls.

Dr. Baker said they are very much included because they are included through his presence in representing the Montana university system in Great Falls. He said the concept of a higher education center in Board policy puts in place a center and allows schools most appropriate in providing education through that center through a community to do that, but it is all overseen by the Commissioner of Higher Education and is done in a way that protects local community colleges or independent schools such that the independent school actually has a veto power over programs that might be put into that community that they would

see as hurting them. He concluded there is a spirit of cooperation present there which he supports as a means of better use of resources to provide education.

Senator Jergeson hoped there would be more of an apparent presence of two existing university units in future discussions. While he agrees to providing access to additional students and that the community of Great Falls must be served, he felt we should be careful about adding other units.

Dr. Baker said he understood Senator Jergeson's message.

Senator Devlin asked Dr. Baker the basis for his assumption that by the year 2006 there would be an additional 9,000 students, and if that was referring to out of state or instate students.

Dr. Baker said the projections currently go to the year 2009. The base year was '91-'92. From now until 2009, the projections in seven western states including Montana is that the number of 18 year old high school graduates will increase almost 72 percent or about 300,000 per year. Montana's share of that is one of the lowest of those seven states in that Montana will increase only 24 percent to 2009. Even with the 24 percent increase which is a significant number for Montana, the projections are not changing the proportionate share of out of state students to instate students. He said that was a conservative element in making those projections as there will be pressure from out of state students wanting to come to Montana because of our state's attractiveness and the cost differential.

When questioned by Senator Devlin regarding the status of WUE, Dr. Baker said that by 1997 there will be approximately 600 students in WUE.

When questioned by Senator Aklestad if everyone through the budget got a reduction in their office space, Rep. Johnson said everyone renting space from the Department of Administration got a reduction.

Senator Aklestad asked if that was the only reduction taken in the Office of Public Instruction (OPI).

Rep. Johnson said that is true, but all bills that are contingent upon making reductions are currently in other appropriation bills, which is where the major cut in school funding will come from.

When asked by Senator Aklestad if the cuts being referred to are actually in the system rather than in OPI, Rep. Johnson said that was right.

Senator Aklestad said he had a problem with that and added that he would like to see more concrete evidence of cuts in some of the top administrative people in the executive branch in Helena

pertaining to education and OPI.

Rep. Johnson said if the drivers education program goes out of OPI, they will lose two full time people. They will also have \$150,000 removed from their budget to put in the general fund for teacher's certification increase.

Section E - Amendments

Motion: Senator Bianchi moved to amend Section E-11 (Exhibit 9).

Discussion: Senator Bianchi said the amendment deals with tuition increases, stating that there currently is no authority in HB 2 for the Board of Regents to spend any additional tuition they may decide to collect during this biennium to make up for the \$6 million cut that is being taken. The amendment would give the Board of Regents the authority if they increase tuition to appropriate the money as they see fit in the higher education system. It also would urge the Commissioner of Higher Education to work with the student representatives to consider using any increase for tuition assistance for needy instate students.

Senator Jacobson stated her support, adding that the state of Montana has been making less of an effort and the students have been making more of an effort, although this is not unusual throughout the nation and the west. The Commissioner's office should be given as much flexibility as possible to deal with reductions being made in their budgets.

Senator Aklestad questioned if the Commissioner already had the latitude to do everything suggested in the amendment by Senator Bianchi (Exhibit 9).

Dr. Baker said as he understands the technical part, the second part of the amendment is needed. Regarding working with the students, that is a commitment being made to them and having the language would represent a follow through of the commitment. Regardless of the language in the amendment, they will work with the students to address their financial aid concerns.

Senator Jacobson said regarding the second sentence (Exhibit 9), tuition can be raised but they must get spending authority from the legislature. The noted that the language in the amendment was developed from discussions with students, the Commissioner's office and university unit people.

Senator Keating said the language in the first sentence says that the legislature has not funded the university sufficiently to do what they are supposed to do and that they may find it necessary to raise tuition. He said that is a threat to the students, and he would like to have the students relate how they feel about the issue of tuition assistance for needy students.

Mr. Mitchell said they support the wording of the amendment to create a safety net for students. Ideally they would rather have the system funded at a level not requiring additional tuition increases but in light of that, they see the need for some safety net. When students now pay their money, there is very little difference if the money is fees or tuition or whatever, but rather that is the cost of education; whether the money comes directly from the base of general fund or tuition, it is all the same money.

Senator Keating said even though there are sources of loans, grants, et cetera, there will now be a social program whereby increased tuition is used for needy students.

Senator Jacobson said this issue has been looked into, and the solution proposed is being used in a number of states as a way to deal with students that cannot afford the cost of spiraling tuition.

Rep. Johnson questioned the second sentence of the amendment (Exhibit 9) relative to giving authority to spend the extra money.

Senator Jacobson said if the committee prefers to put a cap of \$6 million on it, it could be done. She said there is a point of diminishing returns and probably the Commissioner's Office and Regents will be looking at the least amount of money and least amount of tuition increases rather than the most.

Senator Beck questioned if the community colleges and vocational technical centers are also being referred to when the Montana university system is being discussed.

Dr. Baker said when the Montana university system is being discussed, it is the six four-year units and the five vo techs. Governance is shared with community colleges.

Senator Beck said it was left to the Commissioner's discretion in making the \$6 million cut. He is concerned on tuition raised on all students in the system, if the tuition is raised in community colleges that that money should be directed back to the community colleges. He did not want to see a flux of tuition raises going back to the six units of the university system.

Dr. Baker said that would not happen. They would not tax the community colleges to pay for students' financial aid at the four year institutions.

Senator Beck asked if the proposed amendment (Exhibit 9) is effectively written to take care of that situation.

Dr. Baker said the amendment gives them the flexibility and assures that the legislature gives them the trust that they will effectively deal with that situation.

Senator Jacobson said she discussed the amendment language with Taryn Purdy, LFA, and if the amendment passes it will be specified that it is just the six units of the Montana university system.

Senator Bianchi said he would like to discuss the issue with the Commissioner of Higher Education also.

Senator Jacobson asked Dr. Baker if he intended to take some cuts out of the vo tech centers and raise their tuition.

Dr. Baker said at this time he anticipated that anything taken out of the vo tech centers would not be very much, as they do not have a lot of money to take out. Raising the tuition would also apply in their case. He would like language to also include vo techs but not include community colleges because the money they appropriate through tuition increases stays in their college.

Senator Aklestad said the proposed amendment is substantive and in order to complete committee discussion on HB 2, the amendment could be offered on the Senate floor.

Senator Jacobson asked Ms. Purdy if the amendment is correctly written if it is the Commissioner's intent to include the vo tech centers but not the community colleges.

Ms. Purdy said the Montana university system can be defined as everything in the system including community colleges, Commissioner's office, agriculture experiment station as well as six units and five vo techs. The language could be adjusted to specifically mention the six university units and five vocational technical centers, in which case the Montana university system would not appear in the language but the specific units would.

Senator Jacobson said she would like to have the amendment dealt with in committee this day.

Senator Keating questioned which units were intended to be included in Senator Bianchi's amendment motion.

Senator Bianchi said it was his intent to include the six units plus the vo techs.

Senator Devlin asked Rep. Johnson how the language in the proposed amendment would be accepted by the House.

Rep. Johnson stated he did not like the language unless it is limited. There is a problem in not designating where the tuition will go.

Vote: Senator Bianchi's motion to amend Page E-11 (Exhibit 9) CARRIED on a roll call vote.

Motion: Senator Bianchi moved to amend Page E-11, striking lines

11 and 12 (Exhibit 10).

Discussion: Senator Bianchi said the House floor added language urging the Montana university system to make every possible effort to review graduate programs and to eliminate duplication where possible. He did not feel HB 2 was the place to put an amendment such as this, and he asked Dr. Baker to address this issue.

Dr. Baker said they will aggressively address the issue of eliminating duplication wherever possible and that it will be an agenda item as they prepare for '95.

Senator Devlin asked Dr. Baker if he would concur that the language in the amendment (Exhibit 10) could stay in HB 2.

Dr. Baker said they are going to address the issue and added that he provided data to the House regarding their effort to go forward with the issue.

When questioned by Senator Devlin if they were going to review the graduate program regardless of the outcome of the amendment motion (Exhibit 10), Dr. Baker said that was correct. One thing they are working on and will continue to work on very hard in the months and years ahead is to re-establish a trust relationship with the public and not breach those relationships, adding they will address all necessary issues.

Vote: Senator Bianchi's amendment motion (Exhibit 10) CARRIED on a roll call vote.

Motion: Senator Toews moved to amend Section E-1 (Exhibit 11).

Discussion: Senator Toews said he asked OPI to look into proposing cuts to their office administration and not passing the cuts onto the field, and he was repeatedly told they would do that. The current budget shows no cuts proposed in their administrative office. They have new organization with at least seven administrative positions with no matching federal funds, and this amendment would look at that situation (Exhibit 11). He concluded that the approximate one percent cut would have a negligible impact on their total operations.

Greg Groepper, Office of Public Instruction, said he had not had an opportunity to discuss the amendment with Senator Toews. He said there was confusion in the House when Rep. Bergsagel looked at the OPI SBAS reports. There is a SBAS center for administration with financial people giving money to schools and auditing school districts. There are 41 people in this administrative center, consisting of financial people, financial clerks, et cetera. Mr. Groepper added that OPI did an organizational chart for the House, pointing out where the Superintendent's exempt staff were as management people and pointing out actual administrative staff. He said there are nine

administrative staff meeting Rep. Bergsagel's definition of people getting work done primarily through other administrative people and added that the chart showed the funding for those people. The office was reorganized and when the Governor asked for cuts of four percent, OPI offered 4.5 federal FTE and 2.5 FTE state. The Governor's office did not want any of the federal positions so they were prepared to give up the 2.5 general fund positions. Through House appropriations committee work, they took traffic education and those staff and leaving general fund position to help ameliorate the cuts in traffic education. The SBAS center is not administrators but is financial people. He concluded that he would like the opportunity to discuss the correct situation with Senator Toews regarding this.

Senator Toews asked Mr. Groepper to explain what happened to the five to ten percent that was promised to be cut out of the budget earlier in the year.

Mr. Groepper said they proposed in the Governor's cut 6.5 FTE which was approximately 4.5 percent in personal services; however, it was not all general fund as that is not how they are staffed. They also proposed giving up \$156,000 in general fund money for what they get assessed for local area network fees from the Department of Administration, and it was decided they would not cut money that they gave to the Department of Administration. They were also trying to get the cost of teacher certification to be a state special revenue cost on teacher certificates which was another \$150,000 cut. They had approximately \$99,000 in general fund staff and the 4.5 FTE in federal plus \$150,000 in local area network fees, also the certification bill which added up to \$500,000 in general fund. The general fund budget for the Helena staff is approximately \$3.2 million. They had suggested general fund cuts of \$500,000 of that \$3.2 million but the certification issue took a bill. The Governor's office wanted them to take traffic education and that is what the appropriations committee ended up with, but he concluded that they did offer \$500,000 in general fund cuts.

Vote: Senator Toews' amendment motion (Exhibit 11) FAILED on a roll call vote.

Motion/vote: Senator Franklin moved that Section E of HB 2 be closed. Motion CARRIED UNANIMOUSLY.

Section F - Long Range Planning

Rep. Bergsagel presented the narrative section for long range planning in HB 2.

Section F - Long Range Planning Testimony

Rep. Bardonoue stated in the repair and maintenance area there was \$2.6 million that came from the previous legislative session

which is needed to take care of the most essential state building repairs. The program is badly needed and he urged the committee to reinstate the money taken out by the subcommittee during this special session, adding that even with the money, many projects needing attention will not be completed until 1996 or 1997.

Justin Lee, Western Montana College, Dillon, urged the committee to replace \$2.6 million in deferred maintenance, noting the college is in need of an elevator for handicapped students.

Section OA - Amendments

Motion: Senator Hockett moved to amend Section OA (Exhibit 12).

Discussion: Senator Hockett said the amendment (Exhibit 12) would restore the \$2.6 million general fund appropriation for capital construction projects. The amendment also deletes language transferring up to \$5 million of general fund if the fiscal '94 fund balance is in excess of \$21 million.

Senator Hockett distributed to the committee a status sheet of building and maintenance projects (Exhibit 13) that would be affected by the amendment. He noted that numbers 8 through 20 of the status sheet (Exhibit 13) would not be included in the amendment because there is not sufficient funds to handle those projects. Projects 1 through 7 on the status sheet are those projects being included in the \$2.6 million appropriation. He asked Mr. O'Connell to comment on the status sheet.

Tom O'Connell, Administrator, Architecture and Engineering, said the projects left in HB 5 approved during the last regular legislative session are projects 1 through 7. All of the priorities on the status sheet were funded in the long range building program in the last session. He said if the \$2.6 million is taken out, the projects that would have to be removed are those in the gray area (projects 8 through 20, Exhibit 13).

Senator Hockett apologized for the error in what he stated.

Senator Keating asked Mr. O'Connell if the 20 projects shown on the status sheet are in order of importance.

Mr. O'Connell said the long range building committee in the last regular session set priorities in HB 5. For a time there was not any funding for a portion of the projects which happened until the \$2.6 million general fund made the program whole again. These are the projects that were funded out of the \$191 million worth of requests of cigarette tax dollars.

When asked by Senator Keating if the list is prioritized so that the most essential project is number 1 on the status sheet, Mr. O'Connell said that was correct.

Senator Harding questioned the starting date of improvements being in August and asked if there would be \$5 million in the ending fund balance.

Mr. O'Connell said they have initiated work to some degree on most of the projects. If the money is not returned to these projects, work will be stopped on those in the gray area of the status sheet (numbers 8 through 20). There would not be funds to pay for consultants and/or contractors. Projects 1 through 7 of the status sheet would continue to have work done on them. The reason there would not be work done until at least August is they would not know if there is an ending fund balance or funds.

Senator Devlin asked where the \$2.6 million would be replaced if this amendment motion passed.

Senator Hockett said he was unsure where it would be replaced, and he also was unsure what would happen to the buildings if it got to the point where they were unusable.

Senator Harding asked Rep. Bergsagel relative to page OA-6 "if the fiscal year 1994 ending fund balance in the general fund is greater than \$21 million, then the amount of excess over \$21 million up to \$5 million is appropriated from the general fund to the capital projects fund", how there would be a guarantee of \$2.6 million there or up to \$5 million.

Rep. Bergsagel said he could not guarantee that. At the time the amendment was considered, they were looking at the Senate and House select budget committee recommendations. There are at least three attempts being made in the special session to address the long range building maintenance program. He stated his belief that there is enough support in the Senate and the House to address this issue in a long term fashion.

Senator Swysgood said while he realizes the importance of the capital construction projects, no decision should be made until action on the other pending bills.

Senator Harding asked if the amendment could be contingent on the outcome of the other pending bills when it will be known if there is money available.

Senator Jacobson said it might be possible to insert the \$2.6 million and if the House has another way to fund it, the money could be taken out in the HB 2 conference committee.

Rep. Bergsagel said the House is discussing concepts and has nothing to attach it to. If the \$2.6 million is added to HB 2, it could be addressed in conference committee.

Rep. Bardanouve said if there is enough money, it might give priority to essential programs.

Senator Keating asked if when the first seven projects on the status sheet (Exhibit 13) are done, would they be off the list, or would there be some preliminary work and then additional work later on.

Mr. O'Connell said he hoped when they are finished, they are done; however, a few of the projects such as projects 3 and 7 are continuing projects.

Senator Keating questioned with regard to projects 8 through 20 (Exhibit 13) if there was a source of revenue for those other projects to be considered at some other time.

Mr. O'Connell said that is a problem as the amount of money left in the cigarette tax is approximately \$3 million a biennium. He expected that same amount to be available in the next biennium. There is about \$200 million of building requests; the problem is how to fund the \$200 million worth of requests with \$3 million.

When questioned by Senator Keating if the price of repairs on some projects would be the same now as later, Mr. O'Connell said on each project they are doing the absolute minimum amount of work on a statewide basis and added that they are unable to keep up with all the state needs.

Senator Beck said he would be more comfortable with the HB 2 conference committee putting money into the budget than taking money out.

Senator Hockett said all items on the status sheet (Exhibit 13) have been ongoing requests for many years. The buildings are in drastic shape and in need of repairs.

Vote: Senator Hockett's amendment motion to section OA (Exhibit 12) CARRIED with Senators Aklestad, Beck, Christiaens, Devlin, Swysgood, Toews, Tveit opposed.

Motion: Senator Vaughn moved to amend Section OA-6 (Exhibit 14).

Discussion: Senator Vaughn stated there are many costs being passed back to local government entities, and this amendment would make sure that different departments cannot pass through many of their expenses to local governments.

Chair Jacobson recognized Senator Bartlett to address this issue.

Senator Sue Bartlett, Senate District 23, said the principle behind the amendment is there will be specific legislative actions taken in this special session that will create budget reductions from the state level which would impact cities, counties and school districts. The intent of the amendment (exhibit 14) is to prevent state agencies from passing along additional reductions, administrative reductions that have not been specifically identified by the legislature in budget

reduction actions this session, and prevent state agencies from passing hidden costs to local governments.

Senator Keating questioned if this was statutory change or boiler plate to the appropriations bill.

Senator Bartlett did not think it was a statutory change. She said it is a reminder to the state agencies that regarding the reductions in this legislative session, they are not to pass along their costs.

Senator Keating said he agreed with the intent not to pass the costs back to the counties, but he is concerned that boiler plate language in the appropriations bill is subordinate to statutory language. This appears to amend the statutes through the appropriations bill which he did not think could be done.

Taryn Purdy, LFA, said she wrote the amendment (Exhibit 14) in conjunction with Greg Petesch of the Legislative Council. It is designed to strengthen the section in the law which requires counties to essentially be given the means to finance any costs imposed upon them. The amendment says unless specifically authorized in this legislation or other legislation. Therefore if statutes change imposing additional costs onto local governments, that would not be covered by the amendment; and this amendment would be subservient to that.

When questioned by Senator Keating relative to shifting costs, Ms. Purdy said in certain actions that have been taken, the costs are specifically being shifted onto the local governments either in statute or HB 2. This language is stating if that is done in statute, that is a legitimate cost shift, and this language does not come into play. She said there could be a concern with this language if there is something in HB 2 where there is a shift specifically being made to local governments and it would probably have to be explicitly stated in HB 2 that that is the intent.

Senator Forrester said there would be other bills introduced by Rep. Peterson specifically affecting counties, and he asked Mr. Schenck to address how this issue would affect other bills.

Mr. Schenck, LFA, said he concurs with Ms. Purdy's assessment. As he understood Rep. Peterson's bills, it would not impact those because those are specific in terms of what they do and would not apply under this amendment.

When asked by Senator Forrester if there could be lawsuits developed over this, Mr. Schenck said Mr. Petesch would have to respond to that question.

When questioned by Senator Weeding regarding effects of the school transportation bill, Ms. Purdy said if it specifically recognizes that those costs would either be up to the school

district to assume or that the legislature would anticipate those costs would be assumed, it would be covered under the amendment. She added that question could be addressed to Mr. Petesch.

Senator Waterman asked regarding HB 34 and cost shifting.

Senator Bartlett said where the cuts in the medicaid program are identified and prioritized and it says other cost saving measures, it is her intent to prevent them from making those cuts to other cost saving measures by shifting the costs onto the local level.

Senator Aklestad said while he agrees with the thrust of the amendment, we might be passing something that is not completely understood and could create a problem later on.

Senator Swysgood said the amendment (Exhibit 14) not only says it cannot cause an increased cost to local government but also that it will not cause a reduction in funding, adding there could be problems with the amendment.

Senator Jacobson asked Senators Bartlett and Vaughn if they felt something could be done to further clarify the amendment.

Senator Bartlett said because of the questions raised by the committee, she would consult with Mr. Petesch to possibly refine the language a little more and then present the amendment on the floor.


Withdrawn amendment: Senator Vaughn said because of considerable questions from the committee, she would withdraw her proposed amendment (Exhibit 14).


Motion/vote: Senator Franklin moved that Section OA, HB 2, be closed. Motion CARRIED UNANIMOUSLY.

Motion/vote: Senator Franklin moved that HB 2 AS AMENDED BE CONCURRED IN. Motion CARRIED with Senators Beck, Forrester, Lynch, Waterman opposed.

ADJOURNMENT

Adjournment: 6:00 P.M.


JUDY JACOBSON, Chair


LYNN STALEY, Secretary

ROLL CALL

SENATE COMMITTEE FINANCE & CLAIMS

DATE 12/7/98

NAME	PRESENT	ABSENT	EXCUSED
SENATOR JACOBSON	✓		
SENATOR FRANKLIN	✓		
SENATOR AKLESTAD	✓		
SENATOR BECK	✓		
SENATOR BIANCHI	✓		
SENATOR CHRISTIAENS	✓		
SENATOR DEVLIN	✓		
SENATOR FORRESTER	✓		
SENATOR FRITZ	✓		
SENATOR HARDING	✓		
SENATOR HOCKETT	✓		
SENATOR JERGESON	✓		
SENATOR KEATING	✓		
SENATOR LYNCH	✓		
SENATOR SWYSGOOD	✓		
SENATOR TOEWS	✓		
SENATOR TVEIT	✓		
SENATOR VAUGHN	✓		
SENATOR WATERMAN	✓		
SENATOR WEEDING	✓		

Attach to each day's minutes

SENATE STANDING COMMITTEE REPORT

Page 1 of 3
December 8, 1993

MR. PRESIDENT:

We, your committee on Finance and Claims having had under consideration House Bill No. 2 (third reading copy -- blue), respectfully report that House Bill No. 2 be amended as follows and as so amended be concurred in.

Signed: Judy H. Jacobson
Senator Judy H. Jacobson, Chair

That such amendments read:

1. Title, lines 6 and 7.

Following: "1995;" on line 6

Strike: remainder of line 6 through "PROJECTS;" on line 7

2. Title, line 7.

Following: "SECTION"

Strike: "SECTIONS"

Insert: "SECTION"

Following: "2"

Strike: "AND 23"

3. Title, line 8.

Following: "550, LAWS OF 1993;"

Strike: "REPEALING SECTION 22, CHAPTER 624, LAWS OF 1993;"

4. Page A-4, line 24.

Insert: "75,000 [federal funds fiscal 1994]

75,000" [federal funds fiscal 1995]

5. Page A-8, following line 4.

Insert: "It is the intent of the legislature that salaries for the Montana members of the pacific northwest electric power and conservation planning council be consistent with the salary levels of the directors of the Montana executive branch agencies."

6. Page B-14, line 14.

Strike: "148,437,222"

Insert: "150,379,156"

7. Page B-14, line 15.

Strike: "142,792,262"

Insert: "142,666,137"

M - Amd. Coord.
SB Sec. of Senate

Jacobson
Senator Carrying Bill

91205SC.Sma

8. Page B-14, line 18.

Strike: "64,840,801"

Insert: "66,898,867"

9. Page B-14, line 19.

Strike: "73,311,202"

Insert: "73,341,571"

10. Page B-19, line 18.

Following: ":"

Strike: "AFDC RECIPIENTS WHO HAVE OR ARE PART OF A BONA FIDE
LANDLORD/TENANT AGREEMENT; AFDC RECIPIENTS WHO ARE SSI
RECIPIENTS;"

Insert: "AFDC recipients living with a separate household that
receives supplemental security income;"

11. Page B-19, line 19.

Following: "IN"

Strike: "GOVERNMENTAL QUARTERS FOR WHICH THE RENTAL OR HOUSING
COSTS ARE SUBSIDIZED"

Insert: "government-subsidized housing"

12. Page B-19, line 19.

Following: "TOGETHER."

Insert: "The department shall apply for federal approval of a
good cause hardship exception in addition to the exceptions
previously listed."

13. Page B-21, lines 15 through 17.

Following: "[LC 110],"

Strike: the remainder of line 15 through "1995" on line 17.

Insert: "the legislature finds that savings because of ____ Bill
No. ____ [LC 110] will reduce medicaid benefit costs. The
legislature intends that the reductions of \$4 million in
general fund money and \$9.7 million in federal funds in
items 6 and 6a in fiscal 1995 are offset by reductions in
medicaid benefit costs of \$292,537 in general fund money and
\$712,353 in federal funds"

14. Page C-4, line 17.

Strike: "318,249"

Insert: "298,249"

Strike: "323,125"

Insert: "283,125"

15. Page C-17.

Following: line 21.

Insert: "The department shall include funding needed to complete the lower Missouri River reservation process in its 1997 biennium budget request."

16. Page D-4, line 7.

Strike: "207,673" general fund fiscal 1994

Insert: "225,307" general fund fiscal 1994

Strike: "189,147" general fund fiscal 1995

Insert: "224,862" general fund fiscal 1995

17. Page E-11, following line 4.

Insert: "The board of regents may find it necessary to increase tuition at the six university units and the five vocational technical centers in fiscal year 1995 as a result of the general fund reductions contained in [this act]. Any additional tuition revenue over the appropriated level is appropriated to the board of regents for allocation to the six university units and the five vocational technical centers. The legislature urges the commissioner of higher education to work with student representatives to consider using a portion of any fiscal year 1995 tuition increase for tuition assistance for needy in-state students. The commissioner shall submit the results of these meetings to the board of regents prior to the adoption of any fiscal year 1995 tuition increases."

18. Page E-11, lines 11 and 12.

Strike: lines 11 and 12 in their entirety.

19. Page OA-6, lines 14 through 18.

Strike: section 3 in its entirety

Renumber: subsequent sections

20. Page OA-6, line 24.

Strike: section 5 in its entirety

Renumber: subsequent section

-END-

ROLL CALL VOTE ①

carried

SENATE COMMITTEE FINANCE AND CLAIMS

BILL NO. HB 2

DATE 12/7/93

TIME _____

A.M. P.M.

NAME	YES	NO
SENATOR JACOBSON	✓	
SENATOR JERGESON	✓	
SENATOR AKLESTAD		✓
SENATOR BECK		✓
SENATOR BIANCHI	✓	
SENATOR CHRISTIAENS	✓	
SENATOR DEVLIN		✓
SENATOR FORRESTER	✓	
SENATOR FRANKLIN	✓	
SENATOR FRITZ	✓	
SENATOR HARDING		✓
SENATOR HOCKETT	✓	
SENATOR KEATING <i>excused</i>		
SENATOR LYNCH		✓
SENATOR TOEWS		✓
SENATOR SWYSGOOD	✓	
SENATOR TVEIT	✓	
SENATOR VAUGHN	✓	
SENATOR WATERMAN		✓
SENATOR WEEDING	✓	

Don Stealey
SECRETARY

CHAIR

MOTION: *Sen. Jergeson moved amendment to page C-17 (Exhibit 5)*

Motion Carried.

ROLL CALL VOTE ⁽²⁾

SENATE COMMITTEE FINANCE AND CLAIMS

BILL NO. HB 2

DATE 12/7/93 TIME _____ A.M. P.M.

NAME	YES	NO
SENATOR JACOBSON	✓	
SENATOR JERGESON	✓	
SENATOR AKLESTAD	✓	
SENATOR BECK		✓
SENATOR BIANCHI		✓
SENATOR CHRISTIAENS		✓
SENATOR DEVLIN		✓
SENATOR FORRESTER	✓	
SENATOR FRANKLIN	✓	
SENATOR FRITZ	✓	
SENATOR HARDING		✓
SENATOR HOCKETT		✓
SENATOR KEATING		✓
SENATOR LYNCH	✓	
SENATOR TOEWS		✓
SENATOR SWYSGOOD	✓	
SENATOR TVEIT		✓
SENATOR VAUGHN	<i>excused</i>	
SENATOR WATERMAN		✓
SENATOR WEEDING		✓

Lyman Stealey
SECRETARY

CHAIR

MOTION: *Sen Jergeson moved to amend*
Section C-23 (Exhibit 6)

ROLL CALL VOTE

(3)

SENATE COMMITTEE FINANCE AND CLAIMS

BILL NO. 762

DATE 12/7/93

TIME 11 A.M. P.M.

NAME	YES	NO
SENATOR JACOBSON	✓	
SENATOR JERGESON		✓
SENATOR AKLESTAD		✓
SENATOR BECK		✓
SENATOR BIANCHI	✓	
SENATOR CHRISTIAENS	✓	
SENATOR DEVLIN		✓
SENATOR FORRESTER		✓
SENATOR FRANKLIN	✓	
SENATOR FRITZ	✓	
SENATOR HARDING		✓
SENATOR HOCKETT	✓	
SENATOR KEATING		✓
SENATOR LYNCH	✓	
SENATOR TOEWS		✓
SENATOR SWYSGOOD		✓
SENATOR TVEIT		✓
SENATOR VAUGHN <i>excused</i>		
SENATOR WATERMAN	✓	
SENATOR WEEDING	✓	

Lynn Staley
SECRETARY

CHAIR

MOTION: Sen. Waterman amendment
motion for state aid to public
libraries. (Exhibit 7)

F09

Motion Filed

ROLL CALL VOTE ⁽⁴⁾

Franklin Amendment

SENATE COMMITTEE FINANCE AND CLAIMS

BILL NO. SB 2

DATE 12/7/1933

TIME _____ A.M. P.M.

NAME	YES	NO
SENATOR JACOBSON	✓	
SENATOR JERGESON	✓	
SENATOR AKLESTAD		✓
SENATOR BECK		✓
SENATOR BIANCHI	✓	
SENATOR CHRISTIAENS	✓	
SENATOR DEVLIN		✓
SENATOR FORRESTER		✓
SENATOR FRANKLIN	✓	
SENATOR FRITZ	✓	
SENATOR HARDING		✓
SENATOR HOCKETT	✓	
SENATOR KEATING		✓
SENATOR LYNCH	✓	
SENATOR TOEWS <i>excused</i>		
SENATOR SWYSGOOD		✓
SENATOR TVEIT		✓
SENATOR VAUGHN <i>excused</i>		
SENATOR WATERMAN	✓	
SENATOR WEEDING	✓	

Lynn Realey
SECRETARY

CHAIR

MOTION: *Sen. Franklin moved to reinstate one FTE museum preparator for Montana Historical Society Session D. SB 2*

ROLL CALL VOTE

(5)

SENATE COMMITTEE FINANCE AND CLAIMS

BILL NO. 282

DATE 12/7/93

TIME _____ A.M. P.M.

NAME	YES	NO
SENATOR JACOBSON	✓	
SENATOR JERGESON	✓	
SENATOR AKLESTAD		✓
SENATOR BECK	✓	
SENATOR BIANCHI	✓	
SENATOR CHRISTIAENS	✓	
SENATOR DEVLIN		✓
SENATOR FORRESTER	✓	
SENATOR FRANKLIN	✓	
SENATOR FRITZ	✓	
SENATOR HARDING	✓	
SENATOR HOCKETT	✓	
SENATOR KEATING	✓	
SENATOR LYNCH	✓	
SENATOR TOEWS		✓
SENATOR SWYSGOOD	✓	
SENATOR TVEIT		✓
SENATOR VAUGHN	✓	
SENATOR WATERMAN	✓	
SENATOR WEEDING	✓	

Lynn Staley
SECRETARY

CHAIR

MOTION: Sen Bianchi motion to amend
page 8-11 following line 4. (Exhibit 9)

F09

Not carried

ROLL CALL VOTE ⁽⁶⁾

SENATE COMMITTEE FINANCE AND CLAIMS

BILL NO. HB 2

DATE 12/7/93

TIME _____ A.M. P.M.

NAME	YES	NO
SENATOR JACOBSON	✓	
SENATOR JERGESON		✓
SENATOR AKLESTAD		✓
SENATOR BECK	✓	
SENATOR BIANCHI	✓	
SENATOR CHRISTIAENS	✓	
SENATOR DEVLIN		✓
SENATOR FORRESTER	✓	
SENATOR FRANKLIN	✓	
SENATOR FRITZ	✓	
SENATOR HARDING	✓	
SENATOR HOCKETT		✓
SENATOR KEATING	✓	
SENATOR LYNCH	✓	
SENATOR TOEWS		✓
SENATOR SWYSGOOD	✓	
SENATOR TVEIT		✓
SENATOR VAUGHN	✓	
SENATOR WATERMAN		✓
SENATOR WEEDING	✓	

Lynn Staley
SECRETARY

CHAIR

MOTION: Sen Bianchi amendment motion
Page 6-11 lines 11-12 (Exhibit 10)
Carried.

ROLL CALL VOTE ⁽⁷⁾

SENATE COMMITTEE FINANCE AND CLAIMS

BILL NO. HB 2

DATE 12/7/93 TIME _____ A.M. P.M.

NAME	YES	NO
SENATOR JACOBSON		✓
SENATOR JERGESON		✓
SENATOR AKLESTAD	✓	
SENATOR BECK	✓	
SENATOR BIANCHI		✓
SENATOR CHRISTIAENS		✓
SENATOR DEVLIN	✓	
SENATOR FORRESTER		✓
SENATOR FRANKLIN		✓
SENATOR FRITZ		✓
SENATOR HARDING	✓	
SENATOR HOCKETT		✓
SENATOR KEATING	✓	
SENATOR LYNCH		✓
SENATOR TOEWS	✓	
SENATOR SWYSGOOD	✓	
SENATOR TVEIT	✓	
SENATOR VAUGHN		✓
SENATOR WATERMAN		✓
SENATOR WEEDING		✓

Lynn Staley
SECRETARY

CHAIR

MOTION: Sen. Toews amendment
motion page E 1, line 22, line 23

F09 -Motion Failed-

Amendments to House Bill No. 2
Third Reading Copy

Requested by Senator Jergeson
For the Committee on Finance and Claims

Prepared by Taryn Purdy
December 6, 1993

carried
SENATE FINANCE AND CLAIMS

ENHET NO. 1

DATE 12/7/93

BILL NO. HB 2

1. Page A-8, following line 4.

Insert: "It is the intent of the legislature that salaries for the Montana members of the pacific northwest electric power and conservation planning council be consistent with the salary levels of the directors of the Montana executive branch agencies."

{Office of Legislative Fiscal Analyst

444-2986}

Amendments to House Bill No. 2
Third Reading Copy

Requested by Sen. Jacobson
For the Committee on Senate Finance and Claims

Carried

Prepared by Jon Moe
December 6, 1993

1. Page A-4, line 24.

Insert: "75,000

75,000"

[federal funds fiscal 1994]

[federal funds fiscal 1995]

Explanation: This amendment adds federal spending authority in each year of the biennium for funding the Pilot Program for Local Citizen Review Boards authorized in Senate Bill 271 (1993 Session).

{ Office of Legislative Fiscal Analyst

444-2986}

Amendments to House Bill No. 2
Third Reading CopyRequested by Sen. _____
For the Committee on Senate Finance and Claims*failed*Prepared by Jon Moe
December 6, 1993

1. Page A-15, line 3.

Strike: "4,987,149" 1,884,753" [general fund]
Insert: "4,887,149" 1,677,753" [general fund]

2. Page A-17, line 21.

Strike: line 21 in its entirety.

3. Page D-6, line 25.

Strike: line 25 in its entirety.

Explanation: Amendment #1 would reduce appropriations to the Department of Justice, Motor Vehicle Division, by \$307,000 general fund for the biennium, thereby accepting the executive proposal to reduce the number of drivers license stations, with a reduction of 6.0 FTE in fiscal 1994 and 11.75 FTE in fiscal 1995. Amendments #2 and #3 would eliminate contingent language of the Department of Justice and the Department of Corrections and Human Services which provides for reductions to general fund appropriations contingent on passage of House Bill 9 (concerning single license plate). Although the numbers in House Bill 2 had not been reduced, the effect of this action would be restoration of a \$361,036 general fund appropriation for the biennium.

These amendments result in a net increase in general fund appropriations of \$54,036.

Carried

AMENDMENT TO HOUSE BILL 2
(BLUE COPY)
SENATE FINANCE AND CLAIMS COMMITTEE

EXPLANATION

This amendment reduces general fund by \$60,000 in the Parks program at the Department of Fish, Wildlife and Parks.

The House of Representatives lifted a cap on the amount of motorboat fuel tax funds that can be spent by the Department of Fish, Wildlife and Parks. The additional funds in the account are a result of higher fuel taxes. The account is created in section 60-3-201 MCA. The law declares that at least .9 of 1% of the state's fuel tax is paid by motorboat users. The law further provides the money collected by the tax be used for the improvement and maintenance of parks where motorboats are allowed.

The Department identified general fund being spent on motorboat facilities. This amendment eliminates general fund spent on these sites, and replaces that authority with state special revenue in the Motorboat Fuel Tax Account.

AMENDMENT

Page C-4, Line 17

Strike: "318,249"

Insert: "298,249"

Strike: "323,125"

Insert: "283,125"

Amendments to House Bill No. 2
Third Reading Copy

Requested by Senator Jergeson
For the Committee on Senate Finance and Claims

Prepared by Terri Perrigo
December 6, 1993

carried

1. Page c-17.

Following: line 21.

Insert: "The department shall include funding needed to
complete the Lower Missouri River Reservation process
in its 1997 biennium budget request."

{Office of Legislative Fiscal Analyst

444-2986}

Amendments to House Bill No.
Third Reading CopyRequested by Senator Jergeson
For the Committee on Senate Finance and Claims*failed*Prepared by Terri Perrigo
December 6, 1993

1. Page c-23, line 11.

Strike: "284,290 (general fund) 285,685 (general fund)"

Insert: "284,290 (proprietary funds) 285,685 (proprietary funds)"

2. Page c-23, line 13.

Strike: "907 (general fund)"

Insert: "907 (proprietary funds)"

3. Page c-23, line 15.

Strike: "35,821 (general fund) 33,903 (general fund)"

Insert: "35,821 (proprietary funds) 33,903 (proprietary funds)"

This amendment eliminates general fund support of the Office of Research and Information Services and replaces it with proprietary funds.

{Office of Legislative Fiscal Analyst

444-2986}

SENATE FINANCE AND CLAIMS
EXHIBIT NO. 7
DATE 12/7/93
BILL NO. HB2

Amendments to House Bill No. 2
Second Reading Copy

Requested by Senator Waterman
For the Committee on Finance and Claims

Prepared by Sandy Whitney
December 7, 1993

1. Page D-2, line 2.

Strike: "943,660" general fund fiscal 1995

Insert: "1,007,617" general fund fiscal 1995

This amendment would restore \$63,957 general fund for state aid to public libraries in fiscal 1995.

After budget reductions by the January 1992 special session, per capita/per square mile grants for the 1993 biennium were \$194,664, a reduction of \$63,957 from the \$258,621 originally appropriated. The 1993 Legislature approved a biennial appropriation of \$258,621 for these grants for the 1995 biennium. The House approved a reduction that returned the appropriation to the 1993 biennial level.

{Office of Legislative Fiscal Analyst

444-2986}

STATE AID TO PUBLIC LIBRARIES FOR FY '94 ACTUAL
PROJECTED FOR FY 95 WITH THE \$63,957 CUTDATE 12/7/93BILL NO. 2182

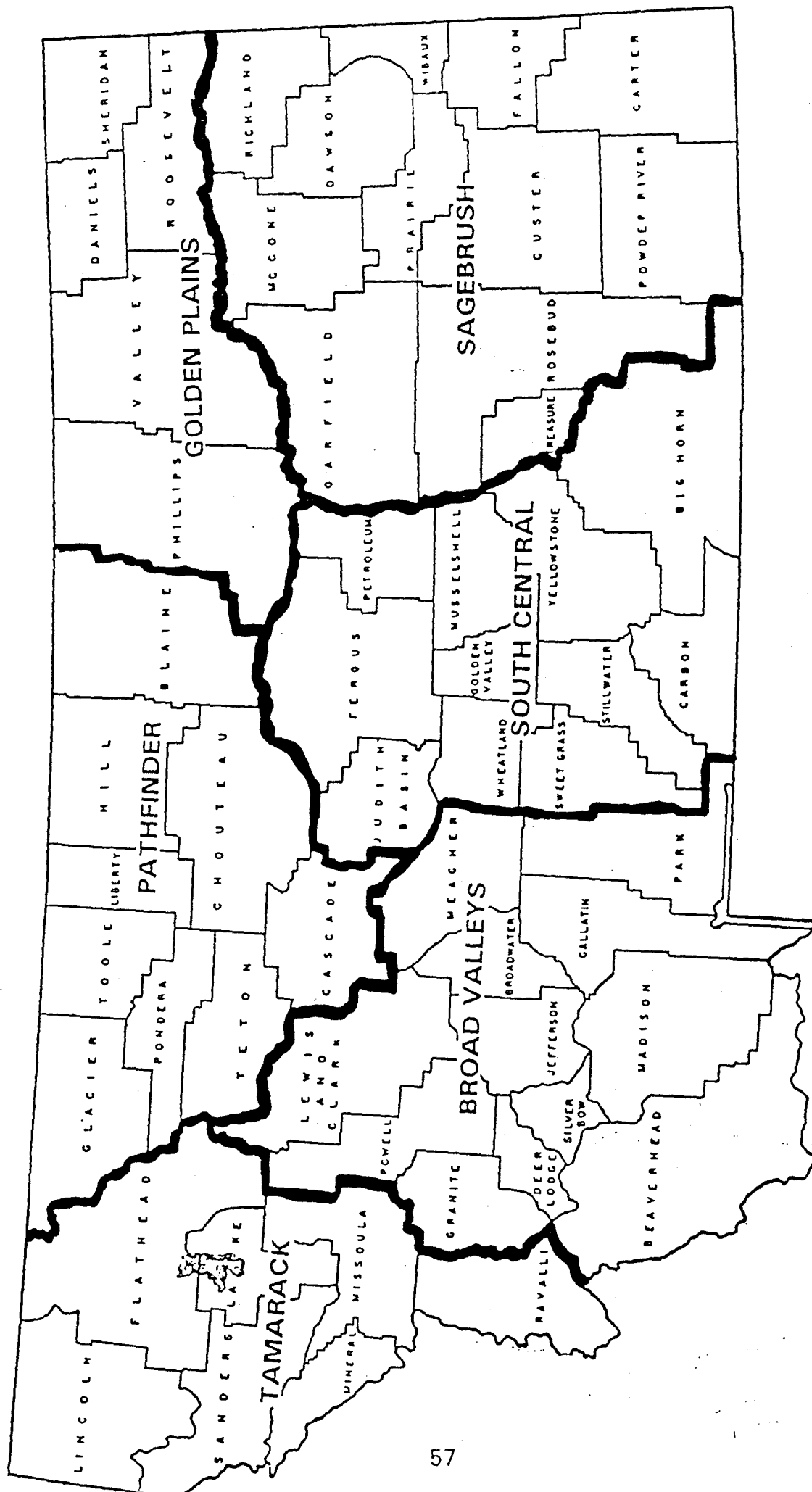
	FY94	FY95	LOSS
BROAD VALLEYS			
DILLON CITY LIBRARY	1707.65	762.04	(945.61)
BROADWATER COUNTY LIBRARY, TOWNSEND	551.04	245.68	(305.36)
HEARST FREE LIBRARY, ANACONDA	1346.66	600.88	(745.78)
BELGRADE PUBLIC LIBRARY	843.10	376.06	(467.04)
BOZEMAN PUBLIC LIBRARY	4747.42	2119.12	(2628.30)
MANHATTAN COMMUNITY LIBRARY	294.07	130.95	(163.12)
THREE FORKS COMMUNITY LIBRARY	314.94	140.27	(174.67)
WEST YELLOWSTONE PUBLIC LIBRARY	312.73	139.29	(173.44)
DRUMMOND PUBLIC LIBRARY	161.38	71.71	(89.67)
PHILIPSBURG PUBLIC LIBRARY	360.59	160.65	(199.94)
BOULDER COMMUNITY LIBRARY	611.68	272.75	(338.93)
JOHN GREGORY MEMORIAL LIBRARY, WHITEHALL	560.94	250.10	(310.84)
LEWIS & CLARK PUBLIC LIBRARY, HELENA	6231.46	2781.66	(3449.80)
CLANCY MEMORIAL LIBRARY, ENNIS	299.15	133.22	(165.93)
SHERIDAN PUBLIC LIBRARY	258.11	114.90	(143.21)
TWIN BRIDGES PUBLIC LIBRARY	158.37	70.37	(88.00)
THOMPSON-HICKMAN COUNTY LIBRARY, VIRGINIA CITY,	453.60	202.18	(251.42)
MEAGHER COUNTY LIBRARY, WHITE SULPHUR SPRINGS	514.52	229.37	(285.15)
LIVINGSTON-PARK COUNTY LIBRARY	2105.32	939.57	(1165.75)
WM.K.KOHR'S MEMORIAL LIBRARY, DEER LODGE	1093.63	487.91	(605.72)
BUTTE-SILVER BOW PUBLIC LIBRARY	4238.37	1891.86	(2346.51)
GOLDEN PLAINS			
DANIELS COUNTY LIBRARY, SCOBEY	451.08	201.05	(250.03)
PHILLIPS COUNTY LIBRARY, MALTA	1259.58	562.00	(697.58)
ROOSEVELT COUNTY LIBRARY, WOLF POINT	1632.81	728.62	(904.19)
SHERIDAN COUNTY LIBRARY, PLENTYWOOD	783.31	349.37	(433.94)
GLASGOW CITY COUNTY LIBRARY	1608.99	717.99	(891.00)

	FY94	FY95	LOSS
PATHFINDER			
BLAINE COUNTY LIBRARY,			
CHINOOK	833.43	371.75	(461.68)
HARLEM PUBLIC LIBRARY	505.34	225.27	(280.07)
BELT PUBLIC LIBRARY	176.77	78.58	(98.19)
WEDSWORTH MEMORIAL LIBRARY,			
CASCADE	196.23	87.28	(108.95)
GREAT FALLS PUBLIC LIBRARY	9457.18	4221.76	(5235.42)
CHOUTEAU COUNTY FREE LIBRARY,			
FORT BENTON	1152.26	514.09	(638.17)
GLACIER COUNTY LIBRARY,			
CUT BANK	1848.19	824.78	(1023.41)
HAVRE-HILL COUNTY LIBRARY	2512.85	1121.51	(1391.34)
LIBERTY COUNTY LIBRARY,			
CHESTER	455.08	202.83	(252.25)
CONRAD PUBLIC LIBRARY	725.28	323.47	(401.81)
VALIER PUBLIC LIBRARY	259.24	115.40	(143.84)
CHOTEAU PUBLIC LIBRARY	580.47	258.82	(321.65)
DUTTON PUBLIC LIBRARY	196.95	87.60	(109.35)
FAIRFIELD PUBLIC LIBRARY	266.06	118.45	(147.61)
TOOLE COUNTY LIBRARY, SHELBY	850.36	379.31	(471.05)
SAGEBRUSH			
EKALAKA PUBLIC LIBRARY	591.79	263.87	(327.92)
MILES CITY PUBLIC LIBRARY	1892.77	844.68	(1048.09)
GLENDIVE PUBLIC LIBRARY	1452.25	648.01	(804.24)
FALLON COUNTY LIBRARY, BAKER	577.20	257.36	(319.84)
GARFIELD COUNTY FREE LIBRARY,			
JORDAN	764.79	341.10	(423.69)
GEORGE MCCONE MEMORIAL LIBRARY,			
CIRCLE	601.08	268.02	(333.06)
HENRY MALLEY MEMORIAL LIBRARY,			
BROADUS	658.40	293.61	(364.79)
PRAIRIE COUTNY LIBRARY, TERRY	381.06	169.79	(211.27)
SIDNEY PUBLIC LIBRARY	1564.99	698.35	(866.64)
ROSEBUD COUNTY LIBRARY,			
FORSYTH	1897.31	846.71	(1050.60)
TREASURE COUNTY	226.13	100.63	(125.50)
WIBAUX PUBLIC LIBRARY	253.96	113.05	(140.91)
SOUTH CENTRAL			
BIG HORN COUNTY LIBRARY,			
HARDIN	1996.92	891.18	(1105.74)
BRIDGER PUBLIC LIBRARY	381.65	176.98	(204.67)
RED LODGE CARNEGIE LIBRARY	856.08	374.39	(481.69)
DENTON PUBLIC LIBRARY	68.95	30.45	(38.50)
LEWISTOWN CITY LIBRARY	1896.82	846.49	(1050.33)
MOORE MEMORIAL LIBRARY	41.28	18.10	(23.18)
JUDITH BASIN COUNTY FREE LIBRARY,			
STANFORD	507.31	226.15	(281.16)

	FY94	FY95	LOSS
ROUNDUP COMMUNITIY LIBRARY	730.05	325.60	(404.45)
PETROLEUM COUNTY COMMUNITY LIBRARY, WINNETT	265.28	118.10	(147.18)
STILLWATER COUNTY LIBRARY, COLUMBUS	1018.38	454.32	(564.06)
CARNEGIE PUBLIC LIBRARY, BIG TIMBER	612.16	272.96	(339.20)
HARLOWTON PUBLIC LIBRARY	448.27	199.80	(248.47)
PARMLY BILLINGS LIBRARY, BILLINGS	13475.08	6015.52	(7459.56)
LAUREL PUBLIC LIBRARY	717.42	319.96	(397.46)
GOLDEN VALLEY COUNTY	254.79	113.43	(141.36)

TAMARACK

FLATHEAD COUNTY LIBRARY, KALISPELL	7865.45	3511.15	(4354.30)
JOCKO VALLEY PUBLIC LIBRARY, ARLEE	236.58	105.29	(131.29)
POLSON CITY LIBRARY	1089.28	485.97	(603.31)
RONAN CITY LIBRARY	754.15	336.35	(417.80)
ST. IGNATIUS PUBLIC LIBRARY	476.33	212.32	(264.01)
SWAN LAKE LIBRARY	197.34	87.77	(109.57)
LINCON COUNTY PUBLIC LIBRARY, LIBBY	2579.30	1151.18	(1428.12)
MINERAL COUNTY LIBRARY, SUPERIOR	554.15	247.06	(307.09)
MISSOULA PUBLIC LIBRARY	9940.72	4437.63	(5503.09)
DARBY PUBLIC LIBRARY	379.29	177.04	(220.25)
BITTERROOT PUBLIC LIBRARY, HAMILTON	2465.96	1100.58	(1365.38)
NORTH VALLEY PUBLIC LIBRARY, STEVENSVILLE	486.90	217.04	(269.86)
LAURIE HILL LIBRARY, HERON	51.90	22.84	(29.06)
HOT SPRINGS PUBLIC LIBRARY	795.67	354.89	(440.78)
PLAINS PUBLIC LIBRARY	235.70	104.89	(130.81)
THOMPSON FALLS PUBLIC LIBRARY	312.90	139.36	(173.54)



MONTANA FEDERATIONS OF LIBRARIES

Amendments to House Bill No. 2
Third Reading Copy

Requested by Senator Bianchi
For the Committee on Finance and Claims

Prepared by Taryn Purdy
December 7, 1993

SENATE FINANCE AND CLAIMS
EXHIBIT NO. 9
DATE 12/7/93
BILL NO. HB 2

Carned

1. Page E-11, following line 4.

Insert: "The board of regents may find it necessary to increase tuition in fiscal year 1995 as a result of the general fund reductions contained in [this act]. Any additional tuition revenue over the appropriated level is appropriated to the Montana university system. The legislature urges the commissioner of higher education to work with student representatives to consider using a portion of any fiscal year 1995 tuition increase for tuition assistance for needy in-state students. The commissioner shall submit the results of these meetings to the board of regents prior to the adoption of any fiscal year 1995 tuition increases."

{Office of Legislative Fiscal Analyst

444-2986}

SENATE FINANCE AND CLAIMS

AMENDMENT NO. 10

DATE 12/7/93

BILL NO. HB 2

Amendments to House Bill No. 2
Third Reading Copy

Requested by Senator Bianchi
For the Committee on Finance and Claims

Prepared by Taryn Purdy
December 7, 1993

carried

1. Page E-11, lines 11 and 12.
Strike: lines 11 and 12 in their entirety.

This amendment deletes language added on the House floor urging the Montana University System to make every possible effort to review graduate programs, and to eliminate duplication where possible.

{Office of Legislative Fiscal Analyst

444-2986}

Amendments to House Bill No. 2
Third Reading Copy (Blue)

SENATE FINANCE AND CLAIMS

EXHIBIT NO. 11

DATE 12/7/93

BILL NO. NB 2

1. Page E-1, line 22.

Strike: "3,244,798 315,480 3,571,306"

Insert: "3,181,925 309,266 3,478,824"

2. Page E-1, line 23.

Strike: "1,004,334"

Insert: "983,133"

Amend totals to conform

Amendment removes funding from the Office of Public Instruction of \$182,770 which represents the salary (\$29,218) and benefits (\$7,336) of five Grade 16 administrative position in FY95.

failed

EXHIBIT NO. 12DATE 12/7/93BILL NO. HB 2Amendments to House Bill No. 2
Third Reading CopyRequested by Senator Hockett
For the Committee on Senate Finance and ClaimsPrepared by Jim Haubein
December 6, 1993

1. Title, lines 6 and 7.
Following: "1995;" on line 6
Strike: remainder of line 6 through "PROJECTS;" on line 7
2. Title, line 7.
Following: "~~SECTION~~"
Strike: "SECTIONS"
Insert: "SECTION"
Following: "2"
Strike: "AND 23"
3. Title, line 8.
Following: "1993;"
Strike: "REPEALING SECTION 22, CHAPTER 624, LAWS OF 1993;"
4. Page OA-6, lines 14 through 18.
Strike: section 3 in its entirety
Re-number: subsequent sections
5. Page OA-6, line 24.
Strike: section 5 in its entirety
Re-number: subsequent section

This amendment restores the \$2.6 million general fund appropriation for capital construction projects. It also deletes the language transferring up to \$5 million of general fund if the fiscal 1994 fund balance is in excess of \$21 million.

{Office of Legislative Fiscal Analyst

444-2986}

STATUS SHEET
PROJECTS TO BE REDUCED OR ELIMINATED

Priority and Project	Initial Appropriation	Reduction	Revised Appropriation	Expended	Encumbered	Balance
1. Upgrade Fire Safety Systems DCHS	150,000.00		150,000.00			150,000.00
2. Install Fire Safety System DFS	627,000.00		627,000.00			627,000.00
3. Upgrade Boiler #3 MSU (Other = 346,000)	519,000.00		519,000.00			519,000.00
4. Misc. Repairs DFS	143,500.00		143,500.00		7,485.00	136,015.00
5. Environmental Hazards Fund DOA	850,000.00		850,000.00			850,000.00
6. Electrical Upgrades MT Tech	130,000.00		130,000.00			130,000.00
7. Imprv Steam & Condensate Lines (Other = 300,000)	450,000.00		450,000.00	1,228.50	448,768.50	3.00
8. University Systems Roofs	666,564.00	424,885.65	241,678.35	288.23	77,880.00	163,510.12
9. Replace Roofs DCHS	140,000.00	133,500.00	6,500.00	6,500.00		0.00
10. Demolition Projects	187,600.00	187,600.00	0.00			0.00
11. Handicapped Access	230,000.00	229,142.35	857.65	857.65		0.00
12. Install Elevator LA Bldg UM	280,000.00	280,000.00	0.00			0.00
13. Install Elevator Old Main WMC	242,500.00	242,500.00	0.00			0.00
14. A & E Construction Litigation	200,000.00	200,000.00	0.00			0.00
15. Environmental Controls Ctr for the Aged	355,180.00	355,180.00	0.00			0.00
16. Repairs & Improvements DMA	185,000.00	185,000.00	0.00			0.00
17. Improve Parking Lots	120,000.00	120,000.00	0.00			0.00
18. Maintenance & Improvements MSDB	107,192.00	107,192.00	0.00			0.00
19. Historical Society Climate Control	85,000.00	85,000.00	0.00			0.00
20. Various Maintenance Projects DSL	50,000.00	50,000.00	0.00			0.00
Total	5,718,536.00	2,600,000.00	3,118,536.00	8,874.38	534,133.50	2,575,528.12

Amendments to House Bill No. 2
Third Reading Copy

Requested by Senator Vaughn
For the Committee on Finance and Claims

withdrawn

Prepared by Taryn Purdy
December 6, 1993

1. Title, line 7.

Following: "PROJECTS:"

Insert: "PROHIBITING THE PASS-THROUGH OF GENERAL FUND REDUCTIONS TO LOCAL GOVERNMENTS;"

Strike: "SECTION"

Insert: "SECTIONS 11 AND"

2. Page OA-6, following line 23.

Insert: "Section 5. Section 11, Chapter 623, Laws of 1993, is amended to read:

"Section 11. Personal services funding -- 1997 biennium -- special session budget reductions -- local government safeguards. (1) Except as provided in subsection (2), current and modified funding level budget requests for the 1997 biennium submitted under Title 17, chapter 7, part 1, by each executive, judicial, and legislative branch agency and the commissioner of higher education must include funding of first level personal services separate from funding of other expenditures. The funding of first level personal services by accounting entity for each fiscal year must be shown for each control variable in agency budget requests for the 1997 biennium submitted to the office of budget and program planning.

(2) The provisions of subsection (1) do not apply to the rest of the Montana university system.

(3) Except as specifically authorized in [this act] or other legislation, reductions in appropriations to state agencies imposed by the 1993 legislature in special session in [this act] may not cause a reduction in funding or cause an increase in cost to local government entities."

Renumber: subsequent sections

{Office of Legislative Fiscal Analyst

444-2986}

DATE 12/7/93

SENATE COMMITTEE ON Finance & Claims

BILLS BEING HEARD TODAY: SB 2

< ■ > PLEASE PRINT < ■ >

Check One

Name	Representing	Bill No.	Support	Oppose
Dean Roberts	Dept of Justice			
Keith Hamilton	Mont Taxpayer			

VISITOR REGISTER

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY