

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 54th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By **CHAIRMAN TOM ZOOK**, on March 3, 1995, at 8:00 a.m. This hearing was recessed each evening and adjourned on March 8, 1995.

ROLL CALL

Members Present:

Rep. Tom Zook, Chairman (R)
Rep. Edward J. "Ed" Grady, Vice Chairman (Majority) (R)
Rep. Joe Quilici, Vice Chairman (Minority) (D)
Rep. Beverly Barnhart (D)
Rep. Ernest Bergsagel (R)
Rep. John Cobb (R)
Rep. Roger Debruycker (R)
Rep. Gary Feland (R)
Rep. Marjorie I. Fisher (R)
Rep. Don Holland (R)
Rep. Royal C. Johnson (R)
Rep. John Johnson (D)
Rep. Mike Kadas (D)
Rep. Betty Lou Kasten (R)
Rep. Matt McCann (D)
Rep. William T. "Red" Menahan (D)
Rep. Steve Vick (R)
Rep. William R. Wiseman (R)

Members Excused: None.

Members Absent: None.

Staff Present: Clayton Schenck, Legislative Fiscal Analyst
Marjorie Peterson, 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 DO PASS AS AMENDED

HEARING ON HB 2Opening Statement by Legislative Fiscal Analyst:

Clayton Schenck, Director, Legislative Fiscal Analyst Office, gave an overview of HB 2, the budget appropriation bill for state government agencies for the biennium ending June 30, 1997. The overview pages (enclosed, purple) contain two different methods of comparison in addition to the comparison on the base which is the general fund status sheet.

Mr. Schenck explained the 1995 and 1997 biennium comparisons -- \$904 million in HB 2 for the 1995 general fund; the present law budget is \$993 million for 1997 biennium, which is 9.9% above the 1995 biennium. Adding new proposals, there would be a \$7.6 million net reduction primarily due to university system reductions. The total increase in general fund over 1995 equals \$986 million, reduced to 9% in comparison to 1995 biennium, with about a \$82 million increase. Another page contains comparisons of all funds for 1995 and 1997, present law is \$3.5 billion for biennium, up 8.1% from 1995 biennium and when adding new proposals, present law is about \$3.6 billion in HB 2 for a 10.5% increase, about \$348 million above the 1995 biennium.

The remainder of the purple pages compare subcommittee actions to executive budgets, broken down by subcommittees and by agencies within those divisions. The summary for the general fund shows legislative HB 2 is \$69 million less than the executive request with the largest decreases in Human Services, Institutions and Education. The summary for all funds shows HB 2 is about \$274 million below the executive request. A number of adjustments were made in subcommittees for double appropriations, totaling \$125 million, so the actual reduction is under \$150 million. Human Services agencies reductions are about \$29 million from general fund and \$93 million from all fund reductions. The largest amounts of new proposals include \$36 million for the Department of Transportation and \$13 million for the Department of Corrections.

As a side note, federal funds in HB 2 equal \$275 million higher than HB 2 in 1995 biennium, which accounts for some increases. Part of that growth was due to growth in legislative contract authority in this bill over current biennium. While two agencies had legislative contract authority in 1995 biennium, there are five agencies in this bill which total \$6 million contingency authority that would otherwise have to go through the budget amendment process.

Mr. Schenck then explained that one issue is the over-expenditure status of the RIT (Resource Indemnity Trust) account particularly in Section C. Currently appropriated funds from that account would be over-expended by about \$1.7 million. Those funds are also found in other sections as well. **EXHIBIT 1.**

Mr. Schenck continued with an explanation of some sections. Section A contains a negative fund balance in the Department of Transportation account projected out to the end of the 1999 biennium at current projected spending levels, page A-55 of the narrative. General fund, through a 45-day projected fund balance, is \$98 million, but one major outstanding proposal, excluding any tax initiatives, is the pay plan as proposed by the Governor which would cost \$60 million from the general fund.

Regarding the narrative that accompanies the bill, it embodies the subcommittee recommendations and the format is similar to the budget analysis report by providing a breakdown by subcommittee and by agency within subcommittee. There are tables at the agency level which provide comparisons to the executive budget. When looking at present law adjustments or proposals the language will say "the legislature" rather than changing wording each time the bill is heard from "subcommittee" to "Appropriations Committee" to "House floor." HB 2 (the gray bill) reflects subcommittee action. The final motion will be a striking substitute motion after the enacting clause and will insert this committee's actions. The bill that goes to the House floor will include the House Appropriations Committee recommendations. The narrative is included here in whole as Exhibit 2, rather than dividing each part. It will be referred to throughout this set of minutes by page number, i.e., C-67. All motions refer to amendments for HB 2 so that reference will not be repeated in each motion. The order of the hearing was Section C, Section A, Section B, Section D, Section E. **EXHIBIT 2.**

Friday, March 3, 1995

SECTION C -- NATURAL RESOURCES SUBCOMMITTEE

REP. ROGER DEBRUYCKER, HD 89, Floweree, chaired the Natural Resources Subcommittee. Other committee members were REP. JOHN JOHNSON, REP. BILL WISEMAN, SEN. JUDY JACOBSON, SEN. TOM KEATING, and SEN. LOREN JENKINS.

PUBLIC SERVICE COMMISSION (PSC)

Nancy McCaffree, Public Service Commission, Helena, stated she was here to answer any questions on the Public Service Commission section. REP. DEBRUYCKER stated the only changes in PSC were reductions of six FTEs and changes in the Master Meter program. These FTEs were reduced due to federal deregulation of motor carriers.

DEPARTMENT OF FISH, WILDLIFE AND PARKS (DFWP)

This department only receives general fund for Parks Division. The biggest change in this department is the reduction in part of their legislative contract authority which reduced the budget by a small amount.

REP. BEVERLY BARNHART, HD 29, Bozeman, asked where the federal funds came from. Dingell-Johnson funds are from fishing equipment and Pittman-Roberts funds are received from hunting equipment. **REP. BERGSAGEL** asked about the elimination of the accommodation tax in the Parks Division. **REP. DEBRUYCKER** stated that since the accommodation tax revenue is statutorily appropriated, the legislature eliminated the executive budget request for five FTEs that would have been funded with tax revenue.

Pat Graham, Director, DFWP, offered explanations of his budget. **REP. COBB** asked how some of the programs worked. Specifically, he was concerned that game damage had become such a problem in many areas of the state. **Mr. Graham** said the department's response for a game damage complaint usually occurs within 48 hours. The legislature approved the executive request for construction material to protect haystacks on private lands from game damage in FY 1996 for \$128,000 and FY 1997 for \$137,000. **REP. COBB** asked about the Block Management Program. The legislature approved the executive request for one additional FTE to expand the current block management program in Region 7. This new proposal would expand the amount of acreage of free public access to private land from over two million acres to six million acres.

At this point, **CHAIRMAN ZOOK** requested the committee to adopt all the subcommittee actions pertaining to HB 2.

Motion/Vote: **REP. ROYAL JOHNSON MOVED ALL SUBCOMMITTEE ACTIONS BE ADOPTED. Motion carried unanimously.**

REP. COBB asked if the Parks Division also had control over the fishing access sites -- he knew the Fisheries Division did. **Mr. Graham** replied that the Fisheries Division was involved with acquisition and maintenance of the sites and the Parks Division had expertise with on-site managers and helped to regulate the sites. **REP. COBB** asked if Fisheries was responsible for cleaning up streambeds and streambanks. **Mr. Graham** replied that there was a grant program in which a stream restoration account is used to enhance all streams. **REP. COBB** asked how many miles of streambanks the department had to clean up and **Mr. Graham** said there were two reports that included the figures and he would give them to **REP. COBB**.

REP. DEBRUYCKER also noted that the subcommittee approved \$140,000 for FY 1996 and \$124,000 for FY 1997 to investigate and control whirling disease, just discovered in the Madison River.

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REP. BARNHART questioned Mr. Graham about the Watchable Wildlife program. She wanted to know if the sites were being maintained. She said she always notices the binocular signs, which designate a watchable wildlife area, but she doesn't always know where to look. Mr. Graham stated it was a recreational program, funded through a check-off box on income tax forms. The Watchable Wildlife program was just transferred from the Conservation Education Division to the Parks Division since they have expertise in their division to educate the public on this program.

Arnie Olsen, Administrator, Parks Division, Helena, said the number of binocular signs would be increased and more information will be written as a goal to educate the public about the program. In answer to REP. COBB's question of how they measure the success of the program, Mr. Olsen said one measure was the sale of the Watchable Wildlife Viewing Guide, which is already being updated since the first printing sold out. In their estimation, the sites are being heavily used. REP. COBB asked about the Black-footed Ferret program. The legislature approved the executive request for \$50,000 federal funds each fiscal year to manage the introduction of black-footed ferrets to northwestern Montana. The U.S. Fish and Wildlife Service and the state will assume the ongoing management responsibility.

REP. EDWARD GRADY, HD 55, Canyon Creek, asked Mr. Graham about a rumor that his department is hiding money. He thought this would be a good time to discuss it and give the committee a short overview of how they handle their funds. Mr. Graham thought he was referring to the fund balances in the general license fund. There had been discussion to allocate those balances to specific programs. The department operates primarily with user funds. During the last session, the legislature set a fee increase. The Fish, Wildlife and Parks Commission adopts the department's budget and meets once a month to hear public issues and concerns. There are fund balances but they are not hidden, they are fully accounted for. REP. GRADY asked if the department was audited. Mr. Graham answered that the State Auditor's Office had just finished an audit and anyone is welcome to study it. He submitted an overview of their license fund balance. EXHIBIT 3.

REP. GRADY asked REP. DEBRUYCKER if he had noticed any money unaccounted for as the subcommittee studied the department's budget. REP. DEBRUYCKER said all the money was accounted for and the department was up-front with them throughout the whole process. REP. COBB questioned Larry Peterman, Administrator, Fisheries Division, Helena, about the water leasing program. The legislature approved the executive request for \$75,000 for leasing water which includes necessary studies and payment for the leases. Mr. Peterman said there were presently five water leasing contracts with three of those having gone through the entire process. They are working on an additional six leases

since it takes several years to negotiate a water lease. **REP. DEBRUYCKER** said there were no other major changes in that department.

CHAIRMAN ZOOK asked the committee to return to the Public Service Commission section and offer any amendments in that section, since they had decided to take amendments in each section before going on to the next.

PUBLIC SERVICE COMMISSION (cont'd.)

REP. MIKE KADAS, HD 66, Missoula, asked about the Master Meter Program. **REP. DEBRUYCKER** replied that it was started during the last session and is in conjunction with Montana Power's educational meter program. It was a one-time program (mostly for trailer parks) to inform the public how to check for gas leaks. The request to extend it was denied because the subcommittee felt MPC had sufficiently informed the public.

CHAIRMAN ZOOK asked the committee to offer any amendments to each section while they were still discussing that section and not to wait until the end of the hearing. There were no amendments offered for Public Service Commission.

DEPARTMENT OF FISH, WILDLIFE AND PARKS (cont'd).

REP. COBB asked about contracted services for DFWP (page C-5). **Dave Mott, Administration and Finance Division, DFWP**, answered that there are new federal regulations that required periodic drug testing of personnel who drive department vehicles. DFWP has many field personnel and the department will contract with another state agency to provide the periodic testing. Other contracted services are for a maintenance contract with ISD for the budget allocation system and data entry of historic personnel data. **REP. COBB** further questioned **Mr. Mott** about their surveys. The licensing drawing process may be changed and they are conducting data surveys to see what people would prefer. There are other data-gathering surveys conducted for the Fisheries programs. Concerning the whirling disease investigations (page C-11 of Exhibit 2), the legislature approved \$140,000 in FY 96 and \$124,000 in FY 97 to investigate and control the disease in the Madison River. **Mr. Graham** said that they could move money within the Fisheries Division accounts to use for whirling disease studies, but cannot use earmarked funds.

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REP. FISHER then asked if the FTE for the Clark Fork River investigation program was an added position. **Mr. Graham** explained that the last legislature gave them this position as a one-time only position, and it has just been carried forward because the program is still ongoing. This FTE is the person who

is working on the ARCO Superfund lawsuit. **REP. BARNHART**, referring to the income tax check-off box for the Watchable Wildlife Program, asked if there were other funds that were used for the program. **Mr. Graham** said if the tax check-off was halted, the program would be significantly reduced. They are using their survey results to find out what the public wants. **REP. COBB** then asked how they paid the payout when someone retires. **Mr. Graham** answered that it is a combination of vacancy savings and operations budget.

Tony Schoonen, Butte Skyline Sportsman Association, said they have supported license increases with the specific intent of using the money for law enforcement. There is more poaching and more illegal hunting and fishing activities than ever before and they think the department needs to increase their law enforcement budget and increase field personnel. He was also in favor of more biologists to do wildlife surveys.

REP. MATT McCANN, HD 92, Harlem, asked if the department deputizes more wardens during hunting season. **Mr. Graham** replied that there is money budgeted to contract with retired game wardens to help with law enforcement during peak times of the year since they are the ones who are trained and knowledgeable in that area. Page C-12, (7) refers to contracted services where the department is authorized to retain additional assistance during peak times or emergencies by using retired game wardens, other peace officers and qualified personnel to help where needed. **REP. McCANN** then asked if the amount authorized was adequate and **Mr. Graham** said yes. The department also works with other agencies in dealing with law enforcement issues, such as the Forest Service, Bureau of Land Management, Bureau of Reclamation, and the U.S. Fish and Wildlife Service. The department also has agreements with some of the tribes around the state. **REP. McCANN** stated he felt frustrated with inadequate law enforcement by the department. He said he doesn't see many game wardens when he is out and he would like more money put into contracted services for law enforcement.

REP. GRADY agrees with **REP. McCANN** that there should be more game wardens to work with the law enforcement problems. He thought HB 195 had two warden positions.

REP. GRADY also said that Rep. Raney had a bill that dealt with noxious weed control in fishing access sites. He then asked Rep. Raney what his concerns were in regards to the noxious weed problem. **REP. RANEY** said the idea was to start an offense on the war on weeds, by making state agencies' noxious weed budgets line-itemed so each agency, not just DFWP, will know what they have to spend. He hopes others would recognize the importance of this problem and make it a priority. He also mentioned this bill deals with streambank stabilization in state parks and fishing access sites and he wants to be able to track the amounts spent.

REP. ROYAL JOHNSON, HD 10, Billings, asked REP. RANEY if he wanted to line-item each weed budget in every agency and what the total amount would be. REP. RANEY did not know. There would be an amendment offered later.

Motion: REP. DEBRUYCKER MOVED HB000207.A12 DO PASS. EXHIBIT 4.

Discussion: REP. DEBRUYCKER said this amendment includes additional money for snowmobile funds and equipment from funds that were not allocated last year. REP. GRADY asked Ken Hoovestall, Snowmobile Association, why the funds weren't used. Mr. Hoovestall thought someone from the department would be able to answer. Mr. Olsen said the revenue estimate was the result of changes in fuel tax monies received from the Department of Transportation (DOT). He stated they often prepare their budgets before they know how much revenue will be received and the projections came in higher than expected. REP. GRADY thought this was unanticipated revenue and that the snowmobile association would receive a portion of that revenue allocated to them by the department.

REP. ERNEST BERGSAGEL, HD 95, Malta, asked what the balance was in that account. Mr. Olsen said that between 5% and 7% stays in the account as a reserve. CHAIRMAN ZOOK asked if the percentage was changed and Mr. Olsen said it had been changed in the special session. CHAIRMAN ZOOK asked what it was based on -- if it was the number of snowmobiles sold in Montana or the number of snowmobiles registered. Mr. Olsen said the current law is 22/64 based on use. There were studies completed recently by the University of Montana where users were interviewed and individuals at gas pumps were surveyed. They also included machines used from rental agencies. The amount of fuel used was determined by all the results of the surveys.

REP. KADAS wanted to clarify that the additional revenue stemmed from changes in the method DOT used to report fuel use. Mr. Olsen said the additional revenue resulted from changes in projections from DOT. They base their budget on those projections. In this case, revenue projections came in higher than expected. But, REP. KADAS said, this does not imply any increase in the amount of snowmobile use, only changes in calculations. He was concerned that the amendment is not based on an increase of snowmobile use, just changes in the reporting process. He questioned that this was the right thing to do.

REP. GARY FELAND, HD 88, Shelby, remarked that everyone gained when DOT changed their method of reporting. They have substantiated the number snowmobiles by registrations, use surveys and monitoring trail miles. It is based on a percentage of gas use. He thinks the department is entitled to the money and he supports the amendment. REP. DEBRUYCKER reminded REP. KADAS that the percentage had been reduced in the special session and there is a smaller amount of money allocated for snowmobiles.

Vote: Motion that HB000207.A12 Do Pass carried 13 - 5, with REPS. BARNHART, BERGSAGEL, COBB, KADAS and KASTEN voting no.

{Tape: 1; Side: B; Approx. Counter: 34.8.}

Motion: REP. DEBRUYCKER MOVED HB000203.A12 DO PASS. EXHIBIT 5.

Discussion: REP. DEBRUYCKER stated that this amendment deals with weed control in state agencies: Items 1-10 for DFWP; Items 11-16 for Department of State Lands and Items 17-18 for Department of Natural Resources and Conservation.

REP. RANEY said the total in Section C for weed control would be \$234,854 for all the agencies, with \$195,000 for DFWP. He noted that there should be an integrated weed management program on the county and state level and that HB 395 would help deal with that.

REP. GRADY asked Mr. Graham to comment on this amendment. He stated the weed management program is allocated primarily in DFWP for state parks and fishing access sites and this would create a separate account. They currently have staff who are trained to use weed applicators and they also contract with counties. They have done environmental assessments in four of their six regions.

REP. GRADY asked what portion of their total weed control budget they contract with weed districts. Mr. Graham said he did not have those numbers with him. REP. GRADY said the subcommittee didn't line-item DOT's budget because all their work is contracted. The funding at DOT for weed control is contracted to weed districts. He doesn't think this amendment is necessary.

REP. ROYAL JOHNSON asked REP. RANEY where the money would come from that is line-itemed if it doesn't come from vacancy savings.

REP. RANEY said he didn't know, but his main concern was putting the weed money to use on the ground.

REP. JOE QUILICI, HD 36, Butte, asked REP. RANEY to repeat the fiscal amount from the amendment. The biennial amount is \$234,854. He then asked how it would affect the weed program for DFWP. Mr. Graham said the department would set up a separate budget account and the money would probably come from each division. There are accounts in Fisheries for fishing access site maintenance and in Parks for state parks maintenance. REP. QUILICI was concerned that some of the money would come from law enforcement and Mr. Graham said that was not his understanding. The funds would probably come from Wildlife, Parks, Field Services and Fisheries divisions. CHAIRMAN ZOOK asked if vacancy savings would be affected this account was set up. Mr. Graham said he didn't think it would. In response to CHAIRMAN ZOOK's question about DFWP using SBAS, Mr. Graham said that he didn't know how to respond to that question since the department has been using the state's budget accounting system (SBAS) ever since he's been in the department and he started in the early 1970s.

REP. WILLIAM WISEMAN, HD 41, Great Falls, said he opposes this amendment. He said it is micro-management, by requiring all the

departments to set up separate funding, separate bookkeeping, etc., and he doesn't think it should be done this way. One very important point the sponsor has forgotten: if there is a drought condition, the weed problem may not be very severe in the future. If this amendment is adopted, it would tie the departments' hands in managing their programs.

REP. ROYAL JOHNSON asked if the Field Services Division had other bureaus than just weed control. The division includes the department's Lands bureau, Design and Construction bureau, Block Management program, and others. He thinks one of the problems with this amendment would be that these other bureaus would be affected unnecessarily. **REP. KADAS** said only \$1500 would be line-itemed in C-1, lines 1-20. **REP. DEBRUYCKER** clarified that DFWP was only included in items 1-10, totaling \$98,000 per year. **REP. KADAS** said there certainly were enough questions raised about weed problems in the state and they need to consider taking different approaches than they have in the past, so he supports the amendment.

Bud Clinch, Director, Department of State Lands (DSL), said he was concerned his department had not had enough time to study the amendment and consider the impacts, so, at this time, he cannot make an educated guess on what it would entail. In answer to **REP. QUILICI**, item 14 is management of four million acres of trust lands.

Anna Miller, Department of Natural Resources and Conservation, said the amount of \$475 per year would not affect them very much.

REP. GRADY said he is concerned about weed control, but he does not like micro-management. He said the departments are working the best they can to control noxious weeds. He would like to see the departments contract for this type of work. There are so many problems in addressing standards for handling chemicals when spraying weeds. One, they would have to write EISs. The Forest Service has gotten behind because of waiting for EIS reviews. He doesn't think this would really help to address the weed problem. **REP. COBB** said he was in favor of the amendment, that **REP. RANEY** wanted accountability and this would do it.

Vote: Motion that HB000203.A12 Do Pass carried 11 - 4 on a roll call vote, with REPS. GRADY, FELAND, VICK and WISEMAN voting no.

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Motion: **REP. FISHER** MOVED HB000203.A04 DO PASS. EXHIBIT 6.

Discussion: **REP. FISHER** said that this amendment increases state special revenue appropriation authority for DFWP by \$15,000. The increase replaces \$15,000 of general fund authority at the State Library Natural Resource Information System (NRIS) program with \$15,000 from state special revenue at DFWP. Essentially, this does not give the department \$15,000 additional money, but allows

them to fund part of the NRIS program. **REP. KADAS** was unclear if they could use fee money from the department for this issue. **Mr. Graham** said his department had already contributed \$50,000 to the NRIS program.

Vote: Motion that HB000203.A04 Do Pass carried 14 - 4, with **REPS. DEBRUYCKER, GRADY, FELAND and MENAHAN** voting no.

DEPARTMENT OF COMMERCE

REP. DEBRUYCKER stated that Exhibit 2, C-74 and C-75, gave the executive budget comparison for the Department of Commerce (DOC). One of the major issues was Coal Board funding. Another issue was eight FTEs added to perform required electrical and plumbing inspections due to the increase in construction activity and decertification of county inspection programs.

Kelly Gebhardt, Musselshell County Commissioner, said that the county commissioners have concerns about an ongoing project to get a coal mine in their area. He was here to ask that \$2.1 million be put back into DOC for coal impacts. Page C-89, item 4, states the legislature did not approve funding for Coal Board grants of revenue derived from 6.65% of coal severance tax collections, since the impacts due to coal development had already been alleviated. He submitted some letters in support and a summary of costs. **EXHIBIT 7.**

Bruce Hiland, Roundup, agreed that they need coal money put back into their area.

REP. BERGSAGEL asked how large the potential mine would be and how much they expected their tax base to increase. **Mr. Gebhardt** said about one million tons of coal would be mined each year and then, later, increase to about three or four million tons. The railroad would add taxable value to the county. The first year they expect to employ 60 people at the mines, with over 150 people involved in construction of the mines.

REP. DON HOLLAND, HD 7, Forsyth, asked if there had already been some mining going on near Roundup. **Mr. Gebhardt** agreed that a smaller project was being set up first in preparation for the larger mine, but there has been no coal sold yet. **REP. HOLLAND** wanted to clarify that once the mine goes into production, the coal severance tax would remain at 4% and **Mr. Gebhardt** agreed.

REP. ROYAL JOHNSON wondered if they could make this contingent upon the mine being completed. If the funding goes to the Coal Board, the money would likely go to schools if the mine project was not approved. **Jon Noel, Director, Department of Commerce**, said that the money does not go just to Roundup unless it is specified in the bill.

REP. GRADY asked about the transportation facility fee. **Mr. Gebhardt** said there would be three to four miles of road to rebuild, one mile of county road to be upgraded and another mile of an access road used by workers at the mine. In addition, the airport would need a new radio system.

REP. COBB wondered if all those issues were related to the opening of the mine or if they are the result of an influx of people in the area. **Mr. Gebhardt** said the county has done studies to see what wastewater and water system improvements would be necessary. So far, they have considered about \$2.5 million in improvements. If there is an influx of people from the mine, they would have to make necessary improvements. **Gary Thomas, Commissioner of Public Works, Roundup**, said they have identified existing problems in their wastewater treatment facility. He noted that the figures in Exhibit 7 were just a percentage of what the total influx might create. **REP. HOLLAND** wanted to know where the coal would be transported. **Mr. Gebhardt** said the mining company hasn't disclosed that information yet. They have indicated there would be impacts to the roads. He guessed they could transport the coal to Billings.

{Tape: 2; Side: A; Approx. Counter: 40.7.}

REP. QUILICI asked **Mr. Noel** if the money was allocated to the Coal Board, how they would spend it. He didn't think it could be spent for this project until it is guaranteed that the mine will be built. **Mr. Noel** stated that if the money is allocated to the Coal Board, they could not spend it just on this project unless the funds are earmarked and it is specified in the bill. **REP. QUILICI** said if it wasn't earmarked, it could revert to OPI for the school equalization account. **REP. KADAS** asked for the timeframe. The permitting process is completed and the mining company has identified the area for the mine.

REP. RED MENAHAN, HD 57, Anaconda, asked what action would be taken on this issue and **CHAIRMAN ZOOK** said someone on the committee would have to offer an amendment to deal with the mine. **REP. ROYAL JOHNSON** said he likes the idea and would be happy to make an amendment on Monday.

REP. ROYAL JOHNSON was concerned about funding the Montana Science and Technology Alliance, page C-98 of Exhibit 2. This Alliance program invests state funds in science and technology development through the Seed Capital Investment Program and the Research and Development Financing program. The Seed Capital program invests \$15.5 million of coal trust money in new and expanding technology business in Montana. The research program invests up to \$8.1 million for technological and commercial potential. The funding used for research and development has been mostly committed to the university system. They are prepared to ask for \$30 million from coal tax money to continue their operations. He would like to take part of the \$7 million left and use about \$4 million for this program.

Linda Reed, Governor Office, said SB 38 asks for investment authority only. It will make loans to businesses up to \$500,000 in conjunction with private lending institutions. The idea is to work with banks to help finance business expansions. **REP. KADAS** asked what the state would stand to lose if loans are defaulted. **Ms. King** said that collateral is negotiated. **REP. KADAS** said if the state is going to be in partnership with banks, he wants it to be on an even keel. She assured him there was language in the bill that the state would be the same as the private lenders. **REP. ROYAL JOHNSON** asked **Ms. Reed** what she thought would happen to the program other than being cut in half. She felt it would limit the impact of Montanans taking out business loans.

REP. COBB asked about the elimination of the Growth Through Agriculture Funding, page C-86, item 8. **REP. DEBRUYCKER** said the legislature eliminated \$90,000 each fiscal year, but increased grant authority in the Department of Agriculture by the same amount. **REP. COBB** then asked about Section 8 Housing, page C-90, item 9. The legislature approved the executive request for \$35.9 million federal funds in 1997 biennium, including increases in operating expenses, equipment and grants totaling \$17 million in FY 96 and \$17 million in FY 97. **Mr. Noel** said they intend to combine all the housing boards together in one place. The Board of Housing just approved a \$40 million bonding issue which will be used to provide low-interest mortgages intended for first-time home buyers. **REP. COBB** was interested in having things done promptly so there are more housing complexes available. **Mr. Noel** assured him that they are working as fast as they can, but are still in the planning stage. They don't want to make hasty decisions that they will regret later. On a separate issue, **REP. COBB** asked about a licensing coordinator at DOC. **Mr. Noel** said there was one FTE who provides information on which licenses are required for someone to go into business. There is also written material available. They are looking into one-stop-shopping, where someone could go to one place to get information on the requirements as well as buy the licenses. **REP. COBB** was anxious to have the study completed as soon as possible. **Mr. Noel** assured him they were conducting the study as fast as they could. The deadline for the results is January 1996, at which time they will make decisions as to which way to go. They are using successful programs from Washington state as model plans.

REP. FISHER asked where the other special funds came from that were included in the Banking and Financial Division of DOC, page C-79. **Mr. Noel** said these were fees paid by state-chartered banks and credit unions. Federally-chartered banks are examined by the federal government so they don't pay state fees.

{Tape: 2; Side: B; Approx. Counter: 0.1.}

REP. MENAHAN wondered if any preferences for Section 8 housing were given to areas where the population is decreasing, rather than going to new residents moving into more populated areas of the state. **Mr. Noel** said no, in fact, the Board of Housing

programs are for first-time home buyers. **REP. BARNHART** asked if Section 8 programs work with welfare reform by giving preference for housing to people who get new jobs. **Mr. Noel** said there is no preference list, just a waiting list for Section 8 housing. There are many people who qualify for Section 8 housing, but there is not enough funding for all of them. **REP. BARNHART** understood the jobs program that went into effect included that a block of housing would be held for those people.

Newell Anderson, Administrator, Local Government Assistance Division, DOC, said there was a special program called the Family Self-Sufficiency Program, which, combined with the Jobs program and other welfare reform programs, works together for a common goal. There is a limited number in the state of Montana and he thought it was less than 250. In contrast, there are in excess of 5,000 recipients for Section 8 housing. In a technical way there is a connection, but in a general way, there isn't.

REP. FISHER wanted to know about the purchase of 10 new computers under Section 8 housing. **Mr. Noel** replied that the money for computer equipment and conversion to LAN (area network) is money that will be spent to adopt a standard database, called Oracle, that was selected by ISD (Information and Systems Division at Department of Administration). They have been meeting for over a year to determine how they could communicate better and access more information. The idea to adopt Oracle as a database, which can be used on the mainframe as well as on PCs, was approved unanimously.

REP. COBB asked if there was a big demand for multi-family housing as he thought the Board of Housing dealt only with single-family homes. **Mr. Anderson** said one of the missing links in multi-family housing is the private developer. In general, there weren't any tax advantages to build larger units, so many developers quit building them. Secondly, most of the more recently issued Section 8 rent certificates by the federal government have been participant-based, rather than project-based. There are no quantities of certificates for guaranteed land assistance programs.

REP. KADAS wanted to clarify that Section 8 money is in the state treasury rather than in banking institutions. **Mr. Noel** agreed there was language in the Board of Housing statutes that states that money is kept in the treasury. **REP. KADAS** said it was easier for the legislature to keep track of it.

Hearing recessed until 3:20 p.m.

{Tape: 2; Side: B; Approx. Counter: 10.6.}

Motion: **REP. WISEMAN** MOVED HB000206.A03 DO PASS. EXHIBIT 8.

Discussion: **REP. WISEMAN** said that the Governor's Office and DOC support the request of \$20,000 from the general fund to help

provide economic adjustments for Cascade County as a result of the plan to reduce or move Malmstrom Air Force Base from Great Falls. This move would create a lot of empty buildings and a loss of many jobs. **Ms. Reed, Governor's Office**, said this is an appropriate amendment and it would give the community an opportunity to proactively deal with changes that might occur. **REP. QUILICI** asked when the base would be downsized and what would happen to the money if the base isn't closed. **REP. WISEMAN** thought that the move would be completed by the summer of 1996, but that would depend on how quickly a decision is made by the Department of Defense. Negotiations are still being conducted. If the money is not spent, it reverts to the general fund. **REP. QUILICI** noted that he has also experienced the loss of jobs in his district. **REP. KADAS** asked if there would be federal resources available during the closure of a military base. **REP. WISEMAN** answered that if the actual displacement comes about, there would be federal programs and federal money for 1996-1997 timeframe that would help the community readjust. If the closure does happen, facilities would be vacated immediately. If the total base is closed, there would be more federal money available. It would be a very severe economic impact on the community. **REP. KADAS** was confused by the purpose of the amendment and thought it should be clarified. He was concerned since they didn't know the plans yet. **REP. WISEMAN** said they were working with the Department of Defense trying to keep the base from being closed, but if it did happen, they would need this money for economic adjustment. There are 60 to 70 bases across the U.S. that might be closed. **Mr. Noel** told the committee that the use of funds would be for consultants to examine the possibility of using the base after closure and to develop information to make improvements. **REP. KADAS** said based on the language in the amendment, it does not coincide with testimony.

REP. STEVE VICK, HD 31, Belgrade, wondered if the \$20,000 is in addition to any other money. **REP. WISEMAN** said there was \$85,000 raised by local government and this would be added to that amount. **Mr. Schenck** advised the committee that the language on the amendment did not go into the bill. The figures would be adjusted to include the additional \$20,000.

Vote: Motion that HB000206.A03 Do Pass carried 14 - 4, with REPS. COBB, FELAND, KADAS and VICK voting no.

Motion: REP. DEBRUYCKER MOVED DOC AMENDMENT DO PASS. EXHIBIT 9.

Discussion: REP. DEBRUYCKER said this amendment adds \$15,000 a year to the general fund, intended for the Public Contractors Licensing Program which generates about \$266,000 each year.

Andy Poole, DOC, said they had attempted to amend the statutes to keep some of the license fees to administer the program -- that was in HB 29 which was killed. **CHAIRMAN ZOOK** said that his experience has been that fees he pays to the Department of

Agriculture helps to administer the livestock program. If this amendment isn't approved, he wondered how Commerce would administer the contractors licensing program. **Mr. Poole** answered that the budget was cut in earlier sessions, so they put this program in with other licensing programs and use those fees for administration costs. He doesn't think they can keep the program going like that for long. **REP. ROYAL JOHNSON** asked how they would determine that \$266,000 from licensing fees were incoming revenue, since it isn't specified. **Mr. Schenck** said all fees are given a separate number when they are tracked.

Vote: Motion that DOC Amendment Do Pass carried 14 - 4, with REPS. BERGSAGEL, COBB, FELAND and FISHER voting no.

Motion: REP. ROYAL JOHNSON MOVED HB000210.A12 DO PASS. EXHIBIT 10.

Discussion: REP. ROYAL JOHNSON said this amendment gives the Coal Board \$2.1 million for grants which are contingent on the production at the Bull Mountain mine project near Roundup. It is the intent of the legislature that the Coal Board grant funds for impacts associated with this project. **REP. KADAS** said he was concerned about the way this was being handled because they were essentially approving a proposal from the Roundup county commissioners without any other review. He would feel more comfortable putting language in the bill that specifies the money would be available for grants upon approval and inspection by the Coal Board -- this would make sure they have to justify and define the project. **REP. ROYAL JOHNSON** agreed and suggested that the LFA office include the proper wording. The bottom line is to give the money to the Coal Board for this project. **Roger Lloyd, Fiscal Analyst**, clarified that this amendment only grants money to the Coal Board, not to a specific project. By statutes, the Coal Board must go through their review system and decide if this project should receive the funds. **Mr. Noel** preferred to include the word "only" associated with impacts of the Bull Mountain mine. **REP. JOHNSON** agreed to have the wording changed on the amendment to coincide with the suggestions of the committee. **Mr. Schenck** said he would have the proper language written in the bill.

Vote: Motion that HB000210.A12 Do Pass carried 16 - 2, with REPS. BERGSAGEL and VICK voting no.

DEPARTMENT OF STATE LANDS (DSL)

REP. DEBRUYCKER summarized the Department of State Lands budget, page C-26. The EISS (environmental impact statements) required by MEPA for mining applications would be \$3 million from the state special revenue in FY 1996. Another major change was the approval of nine FTEs in FY 96 and 12 FTEs in FY 97 to provide funding contingent on the passage of HB 201, the additional timber sales bill.

REP. FISHER asked why they were increasing funding for helicopters at DSL. **REP. BERGSAGEL** noted that it was cheaper to use the department's helicopters rather than hire private pilots, aircraft and equipment.

REP. COBB asked **Gary Amestoy, Administrator, Reclamation Division**, to explain why there were four additional FTEs requested for the Reclamation Bureau. **Mr. Amestoy** said a Hard Rock Mining audit was conducted in December 1994. They submitted proposals to the subcommittee to add four additional FTEs, but they were not approved. **REP. COBB** asked how they were going to handle the work. **Mr. Amestoy** said they will make in-house adjustments to address their problems.

Motion: **REP. FELAND** MOVED CROW BOUNDARY AMENDMENT DO PASS.

Discussion: **REP. FELAND** asked **Jeff Hagener, DSL**, to explain the Crow Boundary Settlement Act. **Mr. Hagener** said this amendment requests spending authority for \$100,000 for FY 96 and FY 97 from federal special revenue. The reason for this amendment is to consider the Crow Boundary Settlement Act of 1994. In a section of the Act, the Secretary of Interior requested the state of Montana and the Bureau of Land Management (BLM) to exchange state lands that currently exist in the Crow reservation. The Land Board directed DSL to consider the exchange and assumed that the Secretary of Interior would provide funding and assistance. Funding is now available from the federal government and they are interested in pursuing this exchange. He submitted a two-page summary and the amendment. **EXHIBIT 11.**

Vote: Motion that Crow Boundary Amendment Do Pass carried 16 - 2, with **REPS. DEBRUYCKER** and **HOLLAND** voting no.

REP. COBB was unclear if the appropriation was a one-time authority. He also wanted to know how many years it would take to exchange the land. Other committee members shared his concerns.

Motion: **REP. BERGSAGEL** MOVED TO RECONSIDER CROW BOUNDARY AMENDMENT.

Discussion: **REP. KADAS** asked **Mr. Hagener** how long it would take to get federal funding and complete the project. **Mr. Hagener** said the funding is through the end of the federal fiscal year, which is September 30, 1996. The Act specifically says it could take up to five years to complete the exchange. **REP. KADAS** asked if the \$100,000 was a total for all five years or if they would receive \$100,000 each year. The intention is to receive \$100,000 each year for the next five federal fiscal years. The Secretary of the Interior has indicated they will fund what is necessary to complete the land exchange.

Vote: Motion to Reconsider Crow Boundary Amendment Do Pass carried unanimously.

Discussion: CHAIRMAN ZOOK told the committee that Mr. Schenck had suggested adding OTO (one-time-only) clause to the amendment which would take care of any questions about the money being added into DSL's budget base.

Motion/Vote: REP. FELAND MOVED CROW BOUNDARY AMENDMENT WITH ONE-TIME-ONLY CLAUSE ADDED DO PASS. Motion carried unanimously.

DEPARTMENT OF LIVESTOCK (DOL)

REP. DEBRUYCKER stated there were no changes from the executive budget in DOL's section. REP. COBB questioned item 8 on page C-46 of Exhibit 2. The legislature approved the executive request for Section 8 for \$10,000 as a contingency to hire experts to conduct reviews. Mr. Lloyd stated Section 8 was the Rangeland Improvement Act, where DOL acts as the Governor's representative and facilitator in mediation processes with federal agencies.

John Scufka, Administrator, Centralized Services, DOL, said there were disagreements between allotments of managers on certain federal grazing land and this gave an arbitration instrument to be used prior to taking further action. REP. KADAS also noted that DOL was taking \$100,000 out of the state special revenue and supplanting it in the general fund. Mr. Scufka explained that the majority of that was in centralized services.

DEPARTMENT OF AGRICULTURE (DOA)

REP. DEBRUYCKER said DOA was on pages C-66 and C-67 of Exhibit 2. He noted that the Growth Through Agriculture Act was transferred from the Department of Commerce to DOA. The legislature did not approve the elimination of four FTEs requested by the executive proposal. The substation grain lab in southeastern Montana, page C-73, item 1, was approved for 2.50 FTEs and \$135,000 in FY 96. In the last few years, requests to have samples studied in the grain lab have increased dramatically. People in eastern Montana want to have a lab in their area, since the only one is in Great Falls.

Ralph Peck, Department of Agriculture, said that eastern Montana grain industry producers and grain elevator owners came to his department to ask them to consider locating a sub-laboratory in the eastern part of the state. They cited two major reasons: (1) the cost of postage to Great Falls, and (2) the chance to have a faster response with a lab in their area.

{Tape: 3; Side: A; Approx. Counter: 0.1.}

REP. BERGSAGEL said he understood some of the staff in the Great Falls lab were temporary. Mr. Peck said in order to meet peak times of the year, they hire temporary help, but the people who actually inspect the grain are licensed full-time inspectors.

REP. HOLLAND thought there was another grain lab at Montana State University. **Mr. Peck** replied that the state-federal grain inspection service is located in Great Falls, but there is a certified seed laboratory at MSU. They coordinate their activities and use the Great Falls lab for some of their work.

REP. BERGSAGEL wanted an explanation for the additional 2.5 FTEs. **Mr. Peck** explained that they developed the proposal for eastern Montana using contracted services. The federal grain inspection service responded that, not only could they not fund contracted services, but their staff would have to be employees of the Department of Agriculture. The information was presented to the subcommittee and they approved the FTEs. **REP. BERGSAGEL** noted there were private grain labs in North Dakota. **Mr. Peck** explained that there were two different approaches to federal grain inspection labs in the state. If the state is not willing to administer a federal grant inspection service laboratory, it is sent out for bid and contracted with private enterprise. The lab must be designated as a federal grain inspection lab, rather than a state lab. The grain industry in Montana did not want to have private labs outside the department. **Mr. Peck** also noted that in a good crop year there would be fewer samples to examine.

REP. KADAS asked about the elimination of the four FTEs. **Mr. Peck** said when they prepared the budget, they also discussed reorganizing part of the department. There were four positions that were vacant, and they chose to use them for their vacancy savings.

REP. COBB referred to page C-70, item 7, noxious weed grants. The legislature approved \$1.6 million state special revenue for each fiscal year for noxious weed grants. He wondered if the program was successful. **Gary Gingery, DOA**, responded there was a serious problem with weed control, but the weed districts are working with the department to oversee the program and it is successful. There are certain areas of the state that the program is extremely successful. **REP. COBB** then asked for a list from DOA on how the \$215,000 would be spent for agriculture development council grants and transfers.

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC)

REP. DEBRUYCKER stated DNRC was on page C-52 of Exhibit 2. The legislature eliminated \$1 million from the Energy Division for MEPA activities and Rock Creek mitigation activities, but the department was funded over their previous bases. They also denied a request for \$45,000 for a drinking water revolving fund program. **REP. KADAS** asked about RIT funding and an overview of the Energy Division budget. Table 1 on page C-51 of Exhibit 2 shows the funding. RIT interest earnings projections for FY 96 and FY 97 total \$15.4 million. Total appropriations for Energy Division are \$19 million.

This was the end of Section C, but the Natural Resources Subcommittee also dealt with a few small items in Section B. It was decided to hear them at this time, even though the rest of Section B was to be heard later.

DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES (DHES)

REP. DEBRUYCKER noted that page B-73, Table 1, included proposals not adopted, and DHES appropriations were reduced by \$3.9 million in FY 96 and \$4 million in FY 97. He also noted that page B-81 explained the leaking underground storage tank consulting expenses to help with remedial investigations and cleanup actions on leaking tanks. If federal funds become available, there is language in HB 2 that appropriates those funds up to \$847,000 in FY 96 and \$846,000 in FY 97.

REP. GRADY wanted clarification that the FTEs in air quality, compliance and enforcement bureau, were still retained. **REP. DEBRUYCKER** agreed and stated that they had not approved additional FTEs that were going to be involved in an expansion in the bureau.

Motion: **REP. ROYAL JOHNSON MOVED HB000205.A10 DO PASS. EXHIBIT 12.**

Discussion: **REP. ROYAL JOHNSON** said, with this amendment, he attempts to add federal funds of \$87,000 in FY 96 and \$112,000 in FY 97 to support one-half FTE as well as costs to run the radon program in the air quality bureau. This would also provide grants to counties. He said there were a few different agencies who were involved in the radon issue, such as the Bureau of Mines and DHES, but he is interested in having the information in one place so it can be easily available to the public. His primary goal is to encourage testing and mitigation of radon, to distribute technical publications, as well as general information for the public; and have someone who can make presentations to groups and health care individuals.

Adrian Howe, Radon Bureau, DHES, told the committee that \$45,000 was for grants and contracts and about \$40,000 for administrative costs. The one-half FTE is responsible for writing grants for the counties. When questioned about the grants for the counties, **Mr. Howe** responded that EPA gives Montana grants to run the radon program and the state, in turn, issues grants to the counties. **REP. QUILICI** was concerned and thought that the state and EPA should coordinate their programs.

REP. VICKI COCCHIARELLA explained some of the radon issues in Montana. The radon testers and mitigators in the state are licensed and certified and DHES maintains that list. Radon is one of the biggest environmental concerns in the state, as Montana is the fifth highest state with radon problems. **REP. QUILICI** supported the amendment and knows the extent of the

problems. REPS. VICK and HOLLAND also expressed concern over the radon problem, but thought the homeowners could buy radon-testing kits instead of hiring expensive testers. REP. KADAS was concerned about private contractors who do expensive mitigation that doesn't always work. REP. DEBRUYCKER was concerned that this money would go into DHES budget base. He was more agreeable to having a "one-time-only" clause added to the amendment.

Motion: REP. ROYAL JOHNSON MOVED TO ADD "ONE-TIME-ONLY" CLAUSE TO THE AMENDMENT.

Vote: Motion that HB000205.A10 Do Pass carried 11 - 7, with REPS. BERGSAGEL, FELAND, HOLLAND, KASTEN, VICK, WISEMAN and ZOOK voting no.

Motion: REP. DEBRUYCKER MOVED HB000206.A10 DO PASS. EXHIBIT 13.

Discussion: REP. DEBRUYCKER said this amendment increases grants to the counties for the junk vehicle program for \$17,000 in FY 96 and \$20,000 in FY 97. This program is in the waste management bureau in DHES.

Vote: Motion that HB000206.A10 Do Pass carried 16 - 2, with REPS. FELAND and KASTEN voting no.

Motion: REP. DEBRUYCKER MOVED HB000203.A10 DO PASS. EXHIBIT 14.

Discussion: REP. DEBRUYCKER explained that this amendment would put \$32,000 each year into a lead abatement accreditation program. HB 498, which would have created the program, did not pass. The lead abatement program provides training and certification programs for people involved in lead-based paint abatement.

Vote: Motion that HB000203.A10 Do Pass carried unanimously.

Hearing recessed at 5:00 p.m., Friday, March 3, 1995.

Hearing reconvened at 8:00 a.m., Monday, March 6, 1995.

Monday, March 6, 1995, 8:00 a.m.

SECTION C -- NATURAL RESOURCES SUBCOMMITTEE (cont'd.)

Motion: REP. MENAHAN MOVED HB000217.A12 DO PASS. EXHIBIT 15.

Discussion: REP. MENAHAN said this amendment would add four FTEs to the law enforcement division of the Department of Fish, Wildlife and Parks as he felt the department needed more game wardens to work in the field. Landowners have told him problems are increasing with trespassing, game damage and other illegal activities. REP. BERGSAGEL suggested increasing the number of

hunting licenses rather than increasing the law enforcement personnel. **REP. GRADY** said the intentions of the amendment were good, but he thinks the department is working on other ways of dealing with the problems in the field. He does want to see more game wardens, but feels there are other ways of going about it rather than to come to the legislature each time to add more FTEs. **REP. McCANN** wanted to know what the department's other plans were. **REP. GRADY** said there was another bill that added two game wardens, and that the department is also working with landowners and sportsmen to resolve these problems.

Vote: Motion that HB000217.A12 Do Pass failed 5 - 12 on a roll call vote, with REPS. BARNHART, DEBRUYCKER, JOHN JOHNSON, MENAHAN and QUILICI voting yes.

REP. KADAS stated that on Friday [March 3] they added \$2.1 million to the coal impact account and he was not comfortable with that and would like to change it. He reiterated that they had allocated \$2.1 million to be spent at the discretion of the Coal Board, which essentially has the affect of coming out of the general fund ending fund balance. When funds are appropriated for a grant program, his experience has been that all of the appropriation is usually spent. He would like the committee to consider decreasing the amount and giving the Roundup county commissioners time to prioritize the costs of the project with people from the mine. They will have time to come back to the next session and ask for more money.

Motion/Vote: **REP. KADAS** MOVED TO RECONSIDER HB000210.A12 (Exhibit 10). Motion carried 13 - 5, with REPS. DEBRUYCKER, FELAND, HOLLAND, ROYAL JOHNSON and MENAHAN voting no.

Motion: **REP. KADAS** MOVED TO DECREASE APPROPRIATION IN HB000210.A12 TO \$500,000.

Discussion: **REP. ROYAL JOHNSON** said the county commissioners have worked on this project for some time. He informed the committee they would need at least \$260,000 for a housing project in Roundup for mine employees, \$225,000 for temporary school classrooms, \$40,000 for law enforcement equipment and \$40,000 for emergency equipment. He reminded the committee the money would only be allocated after the Coal Board's extensive review.

Motion: **REP. ROYAL JOHNSON** MOVED SUBSTITUTE MOTION ON HB000210.A12 TO \$1 MILLION.

Discussion: **REP. BERGSAGEL** said \$500,000 should be sufficient to open a mine and start production. He resisted the substitute motion of \$1 million. **REP. KADAS** thought \$500,000 was a generous amount and there are many other ways they can deal with the problem. **REP. HOLLAND** supported the substitute motion as he is aware of problems in coal-impacted areas and reminded the committee where this money comes from. **REP. DEBRUYCKER** also supported the substitute motion because they made a commitment to

Roundup and should honor it. **REP. ROYAL JOHNSON** agreed that the money comes from coal funds and should be used for the impacted areas.

Vote: Motion that Substitute Motion of \$1 Million Appropriation for HB000210.A12 Do Pass carried 12 - 6, with **REPS. BERGSAGEL, COBB, KADAS, KASTEN, MENAHAN** and **VICK** voting no.

Motion: **REP. COBB** MOVED HB000211.A12 DO PASS. EXHIBIT 16.

Discussion: **REP. COBB** said this amendment could be considered a "truth in budgeting" amendment for warden retirements at DFWP. He would like to fund warden retirements so the warden positions are filled immediately and there are enough field personnel to deal with law enforcement. When a warden retires, there can be a large payout and the department is inclined to keep the position open for vacancy savings. **REP. GRADY** said the problem definitely needs to be addressed, but feels there is another way to deal with it. He doesn't want to create a domino effect with other state agencies and resists the amendment.

Vote: Motion that HB000211.A12 Do Pass failed 8 - 9 on a roll call vote, with **REPS. COBB, DEBRUYCKER, JOHN JOHNSON, ROYAL JOHNSON, KADAS, McCANN, MENAHAN** and **QUILICI** voting yes.

Motion: **REP. COBB** MOVED HB000215.A12 DO PASS. EXHIBIT 17.

Discussion: **REP. COBB** said this amendment reduces FTEs and general fund due to possible reorganization of the natural resource agencies. It is contingent on the passage of SB 234. **Jane Hamman, Budget Office**, was asked to study the amendment and give her assessment of it. She suggested to wait until the conference committee met -- that would reduce the workload and they will make all the changes at one time. **REP. GRADY** agreed that there wouldn't be any reorganization until the session was completed and it could be too early to deal with this issue.

Vote: Motion that HB000215.A12 Do Pass carried 13 - 5, with **REPS. GRADY, KADAS, JOHN JOHNSON, QUILICI** and **CHAIRMAN ZOOK** voting no.

Motion: **REP. KADAS** MOVED HB000216.A12 DO PASS. EXHIBIT 18.

Discussion: **REP. KADAS** stated this amendment reduces personal services in the agricultural sciences division of the Department of Agriculture by \$128,000 in state special revenue and \$125,000 in federal special revenue for vacancy savings in the next biennium. The department originally requested deleting only one FTE for vacancy savings and since the other departments were doing their share, **REP. KADAS** thought this department should also. There are over 100 employees and one FTE reduction seemed absurd. **REP. DEBRUYCKER** resisted the amendment because the department had offered five positions that were EPA-funded inspectors. **REP. BERGSAGEL** asked that the agricultural sciences

division be stricken from the amendment to allow the department flexibility to make the cuts where they could, rather than hold them to cuts in one division.

Motion/Vote: REP. KADAS AMENDED HIS MOTION TO STRIKE "AGRICULTURAL SCIENCES DIVISION" FROM THE AMENDMENT. Motion carried 16 - 2, with REPS. DEBRUYCKER and JOHN JOHNSON voting no.

Motion/Vote: REP. QUILICI MOVED HB 2 SECTION C DO PASS AS AMENDED. Motion carried unanimously.

{Tape: 4; Side: A; Approx. Counter: 43.4.}

SECTION A -- GENERAL GOVERNMENT AND TRANSPORTATION

REP. ED GRADY, HD 55, Canyon Creek, chaired the General Government and Transportation Subcommittee. Other committee members were REP. GARY FELAND, REP. JOE QUILICI, SEN. TOM BECK, and SEN. EVE FRANKLIN.

REP. GRADY gave a summary of Section A. In personal services reductions in all the agencies, inflation was considered. They adopted some new proposals, with the main change being "truth in budgeting," especially in Department of Transportation, where there was over \$100 million in double-accounting. It did not give them any money for the general fund, but explained the inflated budgets. In all agencies combined, 38 FTEs were reduced from the requested budgets. The Legislative Branch was included, where they reduced FTEs in all five branches: Legislative Auditor's office eliminated seven FTEs; Legislative Fiscal Analyst's office eliminated almost two FTEs; Legislative Council eliminated three FTEs; Environmental Quality Council reduced more than one FTE; and Consumer Counsel reduced one-quarter FTE (page A-1 of Exhibit 2). The total general fund savings was about \$3 million, with \$78 million in other savings. REP. GRADY said they funded two new proposals for the central network system enhancement and transfer (page A-11).

REP. HOLLAND asked why the FTEs in the Legislative Council were increased by three. The Legislative Council adds three positions when the legislature is in session to help with the additional workload. REP. ROYAL JOHNSON asked if there was any money in this budget to pay for setting up an "800" toll-free telephone number for the public to use to contact legislators. He expressed concern that there were about 80 numbers in Montana that were toll-free numbers, but none for the legislature. REP. GRADY said most departments were budgeted to pay the costs associated with having a toll-free number for the public to use.

REP. GRADY continued with a summary of Section A. On page A-17, two FTEs were eliminated from the Judiciary budget and one FTE was added for a training officer for court-automated activities.

Page A-19 shows \$145,000 added to study foster care and **REP. BARNHART** said she did not understand the grant, since the Kellogg grant would be ongoing for another year.

{Tape: 4; Side: B; Approx. Counter: 0.8.}

REP. GRADY continued with a general overview of Section A. On page A-32 and A-33 (Exhibit 2) the Governor's office reduced aircraft rental by \$5,000, reduced repair and maintenance costs not typical in the base year by \$30,000 each fiscal year and approved \$1,700 for repairs in the kitchen at the mansion.

REP. KADAS asked **Dave Lewis, Budget Office Director**, what the Wharton Economics contract for \$35,000 per year included. **Mr. Lewis** responded that \$17,000 was still in OBPP's budget although they had discussed putting it in the LFA budget.

REP. GRADY continued on pages A-38 and A-39 by stating that the subcommittee did not fund the citizens advocate office or the board of visitors under the Governor's Office. **REP. BARNHART** asked about the Montana Community Services Act. The Act was moved to DOL, but the funds were still in the base budget of the Governor's office. They will transfer to DOL. **REP. COBB** inquired about the correspondence tracking software under the Governor's office, page A-31. **Judy Browning, Governor's office**, said this upgrades their computer system and modernizes data storage. **REP. COBB** asked **Mr. Lewis** if they could charge indirect costs in the Governor's office and **Mr. Lewis** responded no, they could not charge for work by elected officials or their staff.

REP. ROYAL JOHNSON questioned item 2, page A-37, the Montana Rural Development Council. **Ms. Browning** said this program was under the Lieutenant Governor's office and was a federally-funded program that was reorganized last year to downsize the salaries of the director of the program. **REP. McCANN** asked about contracted services in the executive office program on page A-30. Those were adjustments in consultant and professional services. **MaryJo Murray, Governor's Office**, said the Flathead Basin Commission has the authority to contract with private funds. The contracted services is just a request for authority to spend those funds. **REP. BERGSAGEL** asked the Budget office to get him information on the Flathead Basin Commission.

REP. BARNHART asked why the citizens advocates office had over one FTE with only one "800" toll-free number. **REP. GRADY** said there was one full time employee, one half-time secretary, and more than one phone line. They eliminated four programs in the Governor's office after much discussion in subcommittee. Rather than whittle away at every program with an FTE here and there, they chose to eliminate smaller programs that could be handled in other ways, especially with private funds. One program not funded with general fund was the Montana consensus council. The subcommittee felt it could be funded with private money. The original purpose of the council was to promote fair and efficient

processes for consensus on natural resource issues in Montana. They were to charge fees and attempt to raise private funds to become self-supporting by fiscal year 1997.

SECRETARY OF STATE

REP. GRADY said all the new programs in the Secretary of State's office will be funded with money charged for services. Page A-42 states the legislature eliminated two FTEs from the information capture/records preservation program and one FTE from the customer service representative. **REP. ROYAL JOHNSON** asked what the bankruptcy coordinator was responsible for. The position coordinates bankruptcy proceedings and works with state and local officials to ensure proper liens are filed. **Doug Mitchell, Deputy Secretary of State**, said they propose to have a database to provide notices of bankruptcy to the public. Currently, there is no organization in the state that informs the public when someone files for bankruptcy; it is up to the individual to find out who has filed.

REP. GRADY then informed the committee that there were two FTEs added in the commissioner of political practices budget to help implement I-118, which amended campaign finance laws.

STATE AUDITOR'S OFFICE

REP. GRADY said on page A-45 the legislature did not fund the small employer health insurance act and eliminated two FTEs. They agreed to allow the state auditor to charge companies directly for examinations to offset the general fund.

DEPARTMENT OF TRANSPORTATION (DOT)

REP. GRADY said pages A-54 to A-78 (Exhibit 2) deal with DOT. One major issue the subcommittee discussed in length was double-budgeting, or "truth in budgeting," where over \$100 million was eliminated. **REP. GRADY** explained that DOT's budget was so complex, he suggested the committee review the narrative (Exhibit 2) and ask questions on particular sections they were concerned with. He did note there was an increase of taxes due to unanticipated revenue collections. He summarized some of the main budgets: construction budget totaled \$529 million; maintenance program, \$118 million; state motor pool, \$3.7 million; equipment program, \$30 million; motor carrier services, \$8.2 million; aeronautics program, \$1.7 million; planning division, \$10 million. **REP. GRADY** continued by stating that one issue in subcommittee was the metric conversion program. They felt that most states were rejecting metric conversion since it could cost many millions of dollars and they were not sure the public agreed with the metric conversion program. He again

referred the committee to Exhibit 2, the narrative of HB 2, for specific questions.

Ed Smith, former Senator, Dagmar, said he was on the legislative finance committee when he was a senator. He also served on the highway commission. He submitted testimony on his opinions of how DOT has more efficiently run their programs. **EXHIBIT 19.**

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Mr. Smith continued with his testimony, which is enclosed.

{Tape: 5; Side: A; Approx. Counter: 17.4.}

When asked by **REP. VICK** if there were any state agencies not involved in the motor pool, **REP. GRADY** said no, they all were able to use the state's motor pool. **REP. QUILICI** then asked **Marvin Dye, Director, DOT**, how he planned to complete road construction projects. He is concerned that the work won't get done without the needed FTEs. **Mr. Dye** said they had asked for 29 FTEs and only three FTEs were approved. Many of the positions were environmental specialists and other people involved in highway construction. Some of the positions are critical to get the work done properly. **REP. QUILICI** asked if wetland mitigation or environmental impacts were mandated from the federal government and if they had to be completed to receive federal funds. **Mr. Dye** agreed; there was no choice when it came to wetland mitigation. If the projects aren't completed, the state loses federal money. **REP. QUILICI** stated his concern that federal funds could go to other states and Montana wouldn't receive them. He thought it was an unfair policy. **REP. HOLLAND** asked **Tom Barnard, DOT**, to explain the wetland mitigation program. The legislature approved \$500,000 (80/20 federal/state match) to establish a required wetland mitigation program for impacts resulting from highway construction. When DOT rebuilds roads, they replace most of the wetlands. **REP. GRADY** said the subcommittee gave them the money for acquisitions, but no money for FTEs. **CHAIRMAN ZOOK** stated he was unsure how the work would be accomplished.

REP. FISHER asked about the radio equipment on page A-66, item 2. **John Black, Maintenance Division, DOT**, said they had approval for \$125,000 to purchase radios, repeaters and communications test equipment. The department said they did not have enough statewide radio communications. This expenditure will not be in the base budget when they prepare the next budget request. **REP. WISEMAN** asked why they used state employees instead of contractors. **Mr. Black** replied that with the amount of construction work and record-keeping on federal aid projects, it is almost impossible to use outside contractors. **REP. WISEMAN** thought that other states used private contractors. **Mr. Barnard** replied that DOT had tried to use private contractors and it was disastrous. He thinks Montana's private highway contractors have the least experience of any in the country.

REP. WISEMAN asked about the aeronautics reductions on page A-75. **Mike Ferguson, Aeronautics Division, DOT**, replied that part of the fuel goes to the National Guard in Helena and Great Falls and he is not sure where the cuts will be. **REP. WISEMAN** then asked if Great Falls will receive the rotating beacons they requested. **Mr. Ferguson** replied no, there was too much opposition and the bill was withdrawn.

DEPARTMENT OF REVENUE (DOR)

REP. GRADY continued with an explanation of DOR, page A-80. The legislature did not approve the old fund liability tax and there were two FTEs eliminated in the electronic filing bureau. The total budget is about \$47.7 million: directors office received \$2.1 million; operations division, \$5.1 million; liquor division, \$1 million; income tax, \$9.6 million; corporation tax, \$3.2 million; property valuation, \$26.4 million. Page A-93 explains a summary of changes in the property valuation division.

Mick Robinson, Director, DOR, said there were 45 FTEs eliminated from his department and new proposals added 16 FTEs. When they consolidated the county assessors from county government to state government in the property valuation division, they had to add FTE positions to cover those employees, although they did eliminate some of the jobs.

DEPARTMENT OF ADMINISTRATION (DOA)

REP. GRADY gave a general overview of this department. The legislature eliminated funding for the appellate defender program contingent upon the elimination of the program in SB 83. DOT is found on pages A-94 through A-119, Exhibit 2. The accounting division received \$2.8 million; architectural and engineering bureau, \$1.3 million; procurement and printing division, \$21.3 million; information services division, \$36.8 million; general services, \$8.6 million; mail bureau, \$6.2 million; personnel division, \$4.5 million; risk management, \$6.3 million; tax appeal board, \$800,000; public employee retirement, \$2.5 million and teachers retirement, \$1.4 million. **REP. WISEMAN** asked why A&E received an additional three FTEs. **REP. GRADY** said they oversee the Long-Range Building Program that deals with all state buildings. **Lois Menzies, Director, DOA**, said there was a tremendous amount of oversight of construction projects all around the state. It is necessary to have technical staff to make sure the projects are being completed as planned and within the amounts budgeted. Errors in plumbing and wiring remodeling, as well as construction remodeling, are extremely expensive and time-consuming.

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REP. GRADY completed the summary and overview of Section A. CHAIRMAN ZOOK suggested amendments could be offered after a recess.

Motion: REP. COBB MOVED HB000201.A03 DO PASS. EXHIBIT 20.

Discussion: REP. COBB said this amendment would restore the secretary in the LFA office, since those duties were essential to having additional legislative services available during the session. REP. GRADY said he would have to resist the amendment, since they had many discussions in subcommittee and he did not like to see it done this way. He would rather speak in favor of reducing the workload in the LFA's office. REP. FELAND agreed with him. REP. KADAS liked the concept but didn't want to take this out of LFA. He said the legislative council should have people to help during the peak times. REP. MENAHAN said it was the wrong way to go about it. They work long hours in that office and he did not want to see them with a reduced staff. REP. QUILICI agreed, but he noticed the legislators have never cut back on their requests for work and they ask for work to be done immediately. The amendment should pass.

Vote: Motion that HB000201.A03 Do Pass failed 8 - 10 on a roll call vote, with REPS. BARNHART, COBB, JOHN JOHNSON, ROYAL JOHNSON, KADAS, McCANN, MENAHAN and QUILICI voting yes.

Motion: REP. ROYAL JOHNSON MOVED HB0002AP.ARP DO PASS. EXHIBITS 21 and 22.

Discussion: REP. ROYAL JOHNSON said this amendment deals with an 800 toll-free telephone number for the public to use to contact representatives and senators and adds \$14,000 to the budget of the legislative council. REP. MENAHAN said it would be cheaper to give the legislature up to \$25 a month for phone calls, but he did like the amendment. REP. GRADY said they tried an 800 toll-free number in the past, but found it was abused. REP. COBB suggested getting private donations if the amendment fails. REP. BARNHART said she was told in the special session that they couldn't use the 800 toll-free number in the citizens advocate office.

Vote: Motion that HB0002AP.ARP Do Pass failed 5 - 13 on a roll call vote, with REPS. BARNHART, COBB, JOHN JOHNSON, ROYAL JOHNSON and MENAHAN voting yes.

Motion: REP. GRADY MOVED HB000205.A03 DO PASS. EXHIBIT 23.

Discussion: REP. GRADY said this amendment restores \$11,000 for the Environmental Quality Council. Mr. Schenck said this was a technical amendment that restores an error made when preparing the EQC proposal.

Vote: Motion that HB000205.A03 Do Pass carried 16 - 2, with REPS. DEBRUYCKER and ROYAL JOHNSON voting no.

Motion: REP. COBB MOVED HB000210.A08 DO PASS. EXHIBIT 24.

Discussion: REP. COBB said this amendment adds \$25,000 to Judiciary for a pilot project in Missoula County. The funds will be used to purchase equipment to facilitate computer communication between judges and child support enforcement officials. The equipment purchased in this program will have the same standards as other equipment purchased for court automated activities. He remarked that this is a one-time-only cost.

Vote: Motion that HB000210.A08 Do Pass carried 15 - 3, with REPS. DEBRUYCKER, FELAND and VICK voting no.

Motion: REP. ROYAL JOHNSON MOVED HB000204.A03 DO PASS. EXHIBIT 25.

Discussion: REP. ROYAL JOHNSON said this amendment restores the appropriation of \$147,000 for the Board of Visitors. He said it would be more costly not to have this board. There are commitments to counties that are important, including having attorneys working with hospitals to review cases. REP. MENAHAN said he would oppose this amendment at this time because the issues with the hospitals are still be worked out and it would be redundant. REP. BERGSAGEL agreed that there has been much effort already started on this issue and he did not think this was the right time for this amendment. REP. QUILICI said it was thoroughly discussed in subcommittee; they even discussed using the public defender's office, but their workload would not allow extra work. He does like the amendment. REP. GRADY said he would have to resist the amendment. The Governor's office and the Department of Corrections are working hard at possible reorganizations with the hospitals, prisons and buildings. REP. ROYAL JOHNSON said it hasn't been worked out yet for over five years and he didn't want to wait any longer.

Vote: Motion that HB000204.A03 Do Pass failed 7 - 11 on a roll call vote, with REPS. BARNHART, COBB, JOHN JOHNSON, ROYAL JOHNSON, KADAS, McCANN and QUILICI voting yes.

Motion: REP. KADAS MOVED HB000203.A02 DO PASS. EXHIBIT 26.

Discussion: REP. KADAS said this amendment establishes a line-item appropriation of \$17,000 for the Wharton Economics business service at University of Montana in Missoula. The data from this service is shared by LFA, Budget office and UM business department. The service forecasts oil prices, interest rates, income levels, etc., for Montana and the data is used extensively. REP. BERGSAGEL reiterated that this appropriation was just being line-itemed and he thought it was acceptable.

Vote: Motion that HB000203.A02 Do Pass carried 15 - 3, with REPS. DEBRUYCKER, GRADY and ROYAL JOHNSON voting no.

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Motion: REP. KADAS MOVED HB000202.A15 DO PASS. EXHIBIT 27.

Discussion: REP. KADAS said this amendment added \$5,000 to the citizens advocate office to be used for an 800 toll-free telephone number. REP. BARNHART asked how the money would be spent. REP. KADAS replied that it would be for phone equipment and time.

Vote: Motion that HB000202.A15 Do Pass carried 11 - 6 on a roll call vote, with REPS. GRADY, BERGSAGEL, DEBRUYCKER, KASTEN, VICK and CHAIRMAN ZOOK voting no.

Motion: REP. FISHER MOVED HB000207.A13 DO PASS. EXHIBIT 28.

Discussion: REP. FISHER said this amendment removes one FTE in the Secretary of State if the bankruptcy coordinator new proposal fails. REP. KADAS said he didn't support the amendment because he felt it should be dealt with in the Department of Justice amendment. REP. QUILICI also opposes the amendment because there are state special revenue funds used for the bankruptcy coordinator. The Secretary of State office should coordinate; not the Department of Justice.

Vote: Motion that HB000207.A13 Do Pass failed 7 - 10 on a roll call vote, with REPS. BARNHART, DEBRUYCKER, FISHER, ROYAL JOHNSON, KASTEN, VICK and CHAIRMAN ZOOK voting yes.

Motion: REP. FELAND MOVED HB000206.A13 DO PASS. EXHIBIT 29.

Discussion: REP. FELAND said this amendment reduces the reconstruction trust fund (RTF) at the Department of Transportation by \$7.5 million each year. The reconstruction trust program is for highway construction projects where federal matching funds are not available. He submitted an explanation of the amount of fuel tax currently going to cities and counties. EXHIBIT 30.

REP. BERGSAGEL asked if this was part of the SOS (save our secondary) program and REP. FELAND replied that it was not. REP. GRADY reminded the committee that by introducing various amendments for highway construction, the department did not know if they had enough staff to complete all the work being approved. REP. QUILICI said the subcommittee discussed this thoroughly and initially took out \$25 million from the RTF fund. REP. KASTEN was concerned that other projects that were higher on the priority list would not be completed. Tom Barnard, DOT, said they were fast reaching the problem that the secondary system in Montana is in better shape than the primary system. CHAIRMAN ZOOK asked if the county commissioners can choose which part of the road to spend SOS money on. Mr. Barnard said yes, but there was no federal match because SOS is strictly a state program. REP. GRADY said there was another bill, HB 297, which addressed projects at the Department of Transportation. He supported this

amendment and felt that the department could prioritize highway projects.

Vote: Motion that HB000206.A13 Do Pass carried 14 - 4 on a roll call vote, with REPS. DEBRUYCKER, KADAS, KASTEN and QUILICI voting no.

{Tape: 6; Side: B; Approx. Counter: 0.1.}

Motion: REP. FELAND MOVED HB000204.A13 DO PASS. EXHIBIT 31.

Discussion: REP. FELAND said this amendment adds \$1 million to the construction program that was originally requested in the executive proposal. REP. KADAS was concerned that the amendment added money, but no FTEs. Mr. Barnard said some highway construction work cannot be done with consultants. They have tried that in the past and it has been disastrous. REP. QUILICI said it was good to see the money, but if there were no FTEs and they were overworked already, he was concerned how the work would be accomplished. REP. BERGSAGEL said he supported the amendment. REP. GRADY agreed with him. Everyone in the committee seemed to like the amendment as it would possibly mean highways in their districts would get fixed.

Vote: Motion that HB000204.A13 Do Pass carried unanimously on a roll call vote.

Motion: REP. GRADY MOVED HB000205.A13 DO PASS. EXHIBIT 32.

Discussion: REP. GRADY said this amendment removes incorrect language which was in error -- it cannot authorize the transfer of an annual appropriation between fiscal years. To give the department flexibility to manage the construction program, this amendment authorizes the appropriation as a biennial appropriation.

Vote: Motion that HB000205.A13 Do Pass carried unanimously.

Motion: REP. QUILICI MOVED HB000212.A08 DO PASS. EXHIBIT 33.

Discussion: REP. QUILICI said this amendment adds one FTE to DOR to continue development and expansion of the electronic tax filing system. The department began implementation of this system using existing staff and resources. This amendment adds \$95,000 with \$52,000 from the general fund and the rest from the old fund liability tax collections. Mick Robinson, Director, DOR, explained this amendment and submitted an explanation of the electronic filing program and the information on the liaison person who would provide training. EXHIBIT 34.

Mr. Robinson further stated that these amendments were directly involved with HB 293. He noted that the funding was low and they would try to do the work with fewer employees. He submitted the fiscal note. EXHIBIT 35.

REP. GRADY said the subcommittee did not fund the extra FTEs for the electronic filing system as they felt the system would eventually reduce their workload. **Mr. Robinson** said they would eventually connect this system with other complicated programs. **REP. QUILICI** said he thought the FTE was needed -- he toured the department and saw many boxes stacked with incoming mail -- this mail included checks that had not yet been deposited in the bank. The state loses the chance to collect interest on those checks and the electronic filing system should be a much-needed improvement.

Mary Craig, former CPA, DOR, said HB 293 was a win/win situation for the state. Electronic filing has shown them they could save as much as \$11,000 just in postage costs. The Montana Association of CPAs strongly supports this amendment.

Vote: Motion that HB000212.A08 Do Pass failed 6 - 12 on a roll call vote, with REPS. BARNHART, JOHN JOHNSON, KADAS, KASTEN, MENAHAN and QUILICI voting yes.

Motion: REP. QUILICI MOVED HB000211.A08 DO PASS. EXHIBIT 36.

Discussion: REP. QUILICI decided to withdraw this amendment since it added one FTE in connection with the electronic filing system amendment, HB000212.A08, which did not pass.

Motion: REP. QUILICI MOVED HB000213.A08 DO PASS. EXHIBIT 37.

Discussion: REP. QUILICI said this amendment added two FTEs to DOR to assist in collecting the old fund liability tax. Since implementation of the new tax, customer service had diminished due to the time involved in processing the returns. This amendment would add \$262,000 from state special revenue from old fund liability tax collections.

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Mr. Robinson stated the amount funded for the old fund liability tax operation is only about 1% of their appropriation. It is a very efficient process. **REP. GRADY** said the subcommittee turned down this request as they felt it was necessary to hold down the costs and not extend the payoff.

Vote: Motion that HB000213.A08 Do Pass failed 8 - 10 on a roll call vote, with REPS. JOHN JOHNSON, ROYAL JOHNSON, KADAS, KASTEN, McCANN, MENAHAN, QUILICI and CHAIRMAN ZOOK voting yes.

Motion: CHAIRMAN ZOOK MOVED HB000214.A08 DO PASS. EXHIBIT 38.

Discussion: CHAIRMAN ZOOK said this amendment adds monthly network fees for counties to have a direct line into the CAMAS system, the mass appraisal system for DOR. This is a one-time-only appropriation of \$107,000. **Mr. Robinson** then submitted a letter from MACO in support of the MODS system and a cost

estimate sheet of state and local county government computer systems. EXHIBITS 39 and 40.

Vote: Motion that HB000214.A08 Do Pass failed 8 - 10 on a roll call vote, with REPS. BARNHART, COBB, HOLLAND, JOHN JOHNSON, ROYAL JOHNSON, MENAHAN, QUILICI and CHAIRMAN ZOOK voting yes.

Motion: REP. COBB MOVED A SUBSTITUTE MOTION TO FUND HB000214.A08 WITH 50% FROM GENERAL FUND AND 50% FROM COUNTY FUNDS IF THEY CHOOSE TO PARTICIPATE.

Discussion: REP. GRADY said this would not solve the problem, and would put an unfunded burden on the counties, even if they can choose to participate.

Vote: Motion that Cobb Substitute Motion Do Pass failed 7 - 11 on a roll call vote, with REPS. BARNHART, COBB, HOLLAND, KADAS, MENAHAN, VICK and WISEMAN voting yes.

Motion: REP. GRADY MOVED OBPP AMENDMENT DO PASS. EXHIBIT 41.

Discussion: REP. GRADY said this amendment adds \$500,000 from general fund and \$1 million from other accounts to fund vacancy savings in small agencies. These agencies do not experience the normal turnover in staff to provide funding for personal services. Any agency requesting an allocation of these funds shall document to the budget director personal services expenditures that will exceed appropriations. The budget office will give the legislative finance committee an annual report. The committee agreed to exclude the words "executive branch" from the amendment.

Vote: Motion that OBPP Amendment Do Pass carried 15 - 3, with REPS. COBB, DEBRUYCKER and WISEMAN voting no.

Motion: REP. DEBRUYCKER MOVED HB000209.A12 DO PASS. EXHIBIT 42.

Discussion: REP. DEBRUYCKER said this was Rep. Raney's line-itemed amendment for weed control in the Department of Transportation. REP. GRADY said this was discussed in subcommittee and this work is done by private contractors.

Vote: Motion that HB000209.A12 Do Pass failed 8 - 10 on a roll call vote, with REPS. BARNHART, COBB, DEBRUYCKER, FISHER, HOLLAND, JOHN JOHNSON, KADAS and MENAHAN voting yes.

Motion: CHAIRMAN ZOOK MOVED HB000201.A15 DO PASS. EXHIBIT 43.

Discussion: Clayton Schenck, Legislative Fiscal Analyst, said this was a technical amendment, or a clean-up amendment. He said some items on the amendment were very minor, as they were editorial changes. Some items attempt to properly reflect the actions of the subcommittee in cases where there may have been an error made in the process. The first item adds \$2,700 from the

general fund, which was an error in calculation from the executive budget for legislative audit costs for Judiciary. Item 5 adds \$30,000 from the general fund which corrects an error in calculations, which was in the SRS biennium budget. The rest of the items adjust language and clarify items, but do not change funding.

Vote: Motion that HB000201.A15 Do Pass carried 17 - 1, with REP. DEBRUYCKER voting no.

{Tape: 7; Side: B; Approx. Counter: 1.4.}

Motion/Vote: REP. QUILICI MOVED HB 2 SECTION A DO PASS AS AMENDED. Motion carried unanimously.

Hearing recessed at 7:20 p.m., Monday, March 6, 1995.

Hearing reconvened at 8:00 a.m., Tuesday, March 7, 1995.

{Tape: 8; Side: A; Approx. Counter: 0.2.}

Tuesday, March 7, 1995

SECTION B -- HUMAN SERVICES SUBCOMMITTEE

REP. JOHN COBB, HD 50, Augusta, chaired the Human Services Subcommittee. Other committee members were REP. BEVERLY BARNHART, REP. BETTY LOU KASTEN, SEN. CHUCK SWYSGOOD, SEN. JIM BURNETT, AND SEN. J.D. LYNCH.

LABOR AND INDUSTRY (L&I)

REP. COBB gave a summary of Section B. He noted that the major issue with L&I was the unemployment insurance tax, where the subcommittee chose programs that were not job service programs and funded them with the general fund. The total budget for L&I is \$82.2 million, with \$52.3 million for Job Service; \$12.3 million for unemployment insurance; \$2.9 million for commissioner's office and centralized services; \$10.1 million for employment relations; \$2.1 million for legal services; \$1.5 million for human rights commission; and \$713,000 for workers compensation court. REP. COBB referred to page B-1, Exhibit 2, for a summary. On page B-4, item 2, the legislature approved replacing \$95,000 of UI tax with grants, contributions and donations for the Montana community services act.

REP. KASTEN wanted the committee to be aware that HB 550, which dealt with L&I and the Department of Revenue, had been on the House floor where the funding was taken out. So, she proposes to take \$700,000 general fund for HB 550 out of UI before it goes into the fund. It is a one-time-only program and the employers would benefit from this program.

REP. QUILICI asked why there was no appropriation in HB 2 for the federal revenue received. **REP. COBB** referred to page B-4 and noted that \$25,000 was included. The rest of the money would come from grants and donations. Funding for administrative costs of the Montana office of community service is included in the job service budget as a line-item appropriation. The bill that would have transferred this program from the Governor's Office to L&I did not pass.

DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES (DHES)

REP. COBB gave a summary of DHES, page B-71. The total budget is \$118 million, with \$1.2 million for Directors office; \$6.5 million, central services; \$6.5 million, air quality; \$8 million, environmental remediation; \$11.6 million, water quality; \$7.2 million, health services; \$52 million, family bureau; \$9.3 million, preventive health; \$5.1 million, health facilities; \$2.7 million, petro tank release board, and \$7.1 million, waste management. The table on page B-73 shows the new proposals that were not adopted, in the amount of \$3.9 million. Page B-71 (Exhibit 2) explains the indirect charges in the Central Services Division.

Bob Robinson, Director, DOR, said this was the first time his department had been split into two sections of HB 2, with environmental bureaus in Section C and human services in Section B. The department was treated very well by the subcommittee. **Mr. Robinson** said there was one particular critical issue, the tumor registry funding. He thinks there may be an amendment to extend the program. It is a four-year grant from the Center for Disease Control in Atlanta to enhance the ability to gather cancer data from hospitals and clinics all over Montana. They analyze data for the Montana Medical Association, as well as researchers, so they can better evaluate treatments and possible prevention for various types of cancer.

DEPARTMENT OF FAMILY SERVICES (DFS)

REP. COBB gave a summary of DFS on page B-57 (Exhibit 2). The total budget is \$125.2 million with \$8.5 million in management services; \$23.1 million in regional administration; \$24.2 million in juvenile corrections; and \$69.2 million in program management. Page B-58 gives the executive budget comparison. The legislature reduced the DFS budget request by \$10.3 million from the general fund. Another request that was not funded was community impact grants for \$4 million. There was \$100,000 from the general fund appropriated for partnership projects where DFS helps keep kids in their communities and helps keep families together. DFS receives federal monies for these projects. The Aspen program will be a new program that will keep juveniles longer and work towards possible rehabilitation.

Hank Hudson, Director, DFS, said the subcommittee was very fair and they had good hearings. **REP. FISHER** asked how they allocate the money for the partnership project. **Mr. Hudson** said the programs fall into two categories: one part of the program is designed to support families so children can remain with them. The crisis projects are administered regionally where money is available and regional providers work directly with families. Part of their contract requires evaluation of the program, whether the kids remain with the family or go to foster care. The other program is a foster care program, where it serves children who cannot stay temporarily with their family. This comes directly out of the foster care budget. They make payments to private, non-profit organizations where they work with the child in foster setting outside the home while the situation is being evaluated. **REP. GRADY** asked about the changes for Mountain View in Helena, specifically the Aspen program. **Mr. Hudson** replied the department is ready to sign the contract as soon as the legislature gives its approval. Judges have designated certain kids in communities who are ready to go into the program. This program will serve youth, both male and female, who have committed serious offenses but do not pose a serious threat to the communities and have not committed violent crimes. Those juveniles are sent to Pine Hills school, but it remains a boys school, it is not co-ed. The Aspen program is for youth, aged 12-18, who have committed delinquent acts. The girls at Mountain View may move into the Aspen program. There are four phases to the program. The department has been working with landowners, Bureau of Land Management, Forest Service, and the Department of State Lands for access to wilderness areas and other lands. The outdoor portion of the program is the second phase, with up to six or eight weeks spent outdoors. **REP. MENAHAN** asked where the maximum security offenders would go if they aren't in this program. **Mr. Hudson** said they would identify providers in the state to secure the proper setting and treatment for them.

{Tape: 8; Side: B; Approx. Counter: 0.1.}

REP. ROYAL JOHNSON asked **Mr. Hudson** about foster care local review board, page B-69. The legislature appropriated \$267,000 from the general fund to continue the pilot project.

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES (SRS)

REP. COBB gave a summary of SRS, page B-19 (Exhibit 2) and referred to the table on page B-20 which shows legislative action compared to original general fund executive request. The budgets for these programs include general fund and federal monies: family assistance, \$162.7 million; eligibility determination, \$11.2 million; directors office, \$1.2 million; child support enforcement, \$19.5 million; state-assumed county administration, \$13.8 million; medicaid services, \$701 million; TDD program, \$1.4 million; operations and technology, \$28.7 million; vocational rehabilitation, \$22.8 million; disability determination, \$6.5

million; visual services, \$3 million; and developmental disability, \$99 million.

Peter Blouke, Director, SRS, said there were many complicated programs in his department, including welfare reform, and the subcommittee did a good job trying to understand each program. **REP. DEBRUYCKER** asked about the Title XX program on page B-54. **Dr. Blouke** replied they were federal block grant programs that started in the 1980s and are used for community-based services and only in SRS budget because the department administers the programs.

REP. COBB stated that he would like to offer SRS and DFS amendments at the same time, as some of the programs are tied together. There were no amendments for L&I.

Motion: **REP. COBB MOVED HB000201.A10 DO PASS. EXHIBIT 44.**

Discussion: **REP. KASTEN** asked what happened to the money if the amendment fails. **REP. COBB** stated it would remain in the general fund. He also noted that he wanted to delete items 2 and 3 from the amendment and only vote on item 1. The amendment increases appropriations for Voluntary Statewide Genetics program from \$534,650 to \$549,042. **REP. MENAHAN** noted that the money came from health insurance revenue and it should stay in the program, not revert to the general fund. He was in support of the amendment. **REP. GRADY** was also in favor of the amendment. He felt the money should be used for the program that generated it in the first place.

Vote: Motion that HB000201.A10 Do Pass carried 13 - 5 on a roll call vote, with REPS. BERGSAGEL, DEBRUYCKER, FISHER, KASTEN and VICK voting no.

{Tape: 9; Side: a; Approx. Counter: 0.1.}

Motion: **REP. COBB MOVED HB000213.A10 DO PASS. EXHIBIT 45.**

Discussion: **SEN. SWYSGOOD** said this amendment is the result of the subcommittee bill to revise the Certificate of Need process. The \$92,000 additional money is necessary to implement the provisions of SB 416. This program is administered by DOR. **Mr. Robinson** said there had been about 30 to 40 certificates issued last year. **REP. MENAHAN** wanted the Health Care Committee to know that Appropriations was in support of this amendment.

Vote: Motion that HB000213.A10 Do Pass carried 16 - 2, with REPS. BARNHART and ROYAL JOHNSON voting no.

Motion: **REP. KADAS MOVED HB000214.A10 DO PASS. EXHIBIT 46.**

Discussion: **REP. KADAS** said this amendment would add federal funds of \$37,500 and one-half FTE to inspect food industries participating in interstate commerce. Under a federal contract,

sanitary and food safety inspections would be performed by food and consumer safety bureau personnel. Funds would be provided through federal contracts. **REP. COBB** agreed with the amendment, as did **REP. BARNHART**. **REP. KASTEN** said she would oppose it because the position would not go statewide. **REP. GRADY** also opposed it because he hadn't not heard of any problems with federal inspectors.

Vote: Motion that HB000214.A10 Do Pass failed 7 - 11 on a roll call vote, with REPS. BARNHART, COBB, DEBRUYCKER, JOHN JOHNSON, KADAS, MENAHAN and QUILICI voting yes.

REP. COBB submitted a package of 30 amendments, each page numbered in the top right-hand corner. He said he would offer some at the same time that deal with the same issues. He also submitted a two-page summary of the amendments that deal with SRS and DFS. Spending reductions and cuts are found on amendments 1-9, spending possibilities that include some executive requests are found on amendments 10-20, additional spending from the Governor's office are amendments 10 and 23, and miscellaneous amendments are 24-30. He stated that the subcommittee felt this was the best way to deal with the amendments since there were so many, but he also noted that he would not be offering every page of the amendment package. **EXHIBITS 47 and 48.**

REP. COBB said they would not deal with page 1 at this time.

Motion: **REP. COBB MOVED AMENDMENT PACKAGE PAGE 2, HB000227.A09 DO PASS.** (Exhibit 48)

Discussion: **REP. COBB** said this amendment reduces the operations and technology general fund appropriation by \$400,000 and increases federal funds to correct a funding error. He also noted a correction on the amendment, inserting "\$4,529,872." (See Exhibit 48, page 2.)

Vote: Motion that Page 2, HB000227.A09 Do Pass carried unanimously.

Motion: **REP. COBB MOVED AMENDMENT PACKAGE PAGE 3, HB000225.A09 DO PASS.** (Exhibit 48)

Discussion: **REP. COBB** stated this amendment appropriates an additional \$2.4 million in state special revenue from state assumed counties and reduces the general fund by the same amount. This amendment enacts the revised executive medicaid request. The revenue is a one-time-only appropriation. **REP. COBB** further stated this money was meant to be used for this program and not revert to the general fund.

Vote: Motion that Page 3, HB000225.A09 Do Pass carried 17 - 1 on a roll call vote, with **REP. MENAHAN** voting no.

Motion: **REP. KASTEN MOVED HB000229.A09 DO PASS. EXHIBIT 49.**

Discussion: REP. KASTEN said this amendment adds \$1.6 million general fund and \$3.7 million federal funds to SRS primary care budget. The savings were taken in anticipation of SRS undertaking audits recommended by the federal Department of Health. She asked to restore the money to the department to give them more flexibility in administering the programs.

{Tape: 9; Side: B; Approx. Counter: 0.1.}

REP. COBB said the federal government pays for some of the audits. Dr. Blouke said REP. COBB accurately explained the department's position. All the money is taken out of their budget. His department has already implemented many of the recommendations by the auditors. REP. QUILICI was concerned that, in the event the projections are wrong, the services could be unnecessarily cut. Dr. Blouke replied that the audits take time and the money sometimes goes into dispute and is not available. If the money isn't there, something has to give. REP. BERGSAGEL said he was frustrated with this amendment. REP. KASTEN agreed with the department.

Vote: Motion that HB000229.A09 Do Pass carried 10 - 7, with REPS. BARNHART, COBB, DEBRUYCKER, FELAND, ROYAL JOHNSON, QUILICI and VICK voting no.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGES 4-5, HB000206.A09 DO PASS. (Exhibit 48)

Discussion: REP. COBB stated this amendment deals with two issues: (1) funds part of the state share of AFDC payments with child support enforcement collections, and (2) reduces total AFDC payments due to enhanced child support enforcement. The legislature appropriated an additional \$3.4 million for enforcement. The staff estimated that revenue collections will generate an additional \$380,000. This amendment increases revenue by those amounts to fund AFDC payments and the general fund is reduced by the same amount. The bottom line is that these two amendments put about \$.2.1 million back into the general fund. Dr. Blouke said they had discussed this in subcommittee and the department believes they will be able to generate these funds. REP. KASTEN also supported the amendment. REP. BARNHART was concerned that AFDC payments would be lowered and REP. COBB assured her they would not.

Vote: Motion that Pages 4-5, HB000206.A09 Do Pass carried unanimously.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGES 6-8, HB000232.A09 DO PASS. (Exhibit 48)

Discussion: REP. COBB said he was offering these three amendments at the same time because they eliminate medicaid funding for dental, eyeglasses, hearing aids and audiology

services for adults. The executive welfare reform proposal already eliminates these medicaid services for adults receiving AFDC payments. This amendment reduces the general fund by \$1.7 million and federal funds by \$4 million. He further stated these were tough decisions that needed to be made. **REP. KASTEN** said she opposed these amendments. She believed the money is a double cut. She would understand cutting the services, but not the money. **REP. BARNHART** mentioned that the money and services are already cut in one place. It was decided to vote on pages 6, 7 and 8 separately. Page 6 dealt with dental services, page 7 with eyeglasses and page 8 with hearing aids.

Vote: Motion that Page 6, HB000232.A09, Do Pass failed 7 - 11 on a roll call vote, with REPS. BARNHART, COBB, DEBRUYCKER, FELAND, HOLLAND, VICK and WISEMAN voting yes.

Vote: Motion that Page 7, HB000232.A09, Do Pass failed 7 - 11, with REPS. COBB, BARNHART, DEBRUYCKER, FELAND, HOLLAND, VICK and WISEMAN voting yes.

Vote: Motion that Page 8, HB000232.A09, Do Pass failed 8 - 10, with REPS. BARNHART, COBB, DEBRUYCKER, FELAND, HOLLAND, KASTEN, VICK and WISEMAN voting yes.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 9, HB000213.A09 DO PASS.

Discussion: REP. COBB said this amendment implemented savings included in SB 345. There were savings of 25 FTEs and \$412,000 from the general fund due to the passage of SB 345, which reorganized human services and public health agencies. The executive branch would allocate these reductions among programs in the Department of Public Health.

Vote: Motion that Page 9, HB000213.A09 Do Pass carried unanimously.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 10, HB000204.A09 2.D, DO PASS.

Discussion: REP. COBB explained that Page 10 of the amendment package was a two-page amendment that put back in some of the Governor's suggested increases. Item 2D was an increase for children's dental services. The two-page amendment items add \$1.5 million general fund and matching federal funds for provider rate increases that were originally funded in the executive budget. The general fund amount of the rate increase is no greater than the general fund included in the original executive budget. Nursing homes do not receive a full 4% rate increase and foster care providers only receive less than 1.5% increase. Dr. Blouke said this was the only amendment that increases the budget. REP. COBB said some dentists are not taking children as clients because many people cannot pay for these services. Item 2D adds money back into the original budget. **REP. KASTEN** said

she supported this item at this percentage, but will not support others for increased percentages. Dr. Blouke said this would give them about 60% of dental billing charges.

Vote: Motion that Page 10, HB000204.A09, Item 2D Do Pass carried 16 - 2, with REPS. DEBRUYCKER and FISHER voting no.

Motion: REP. BARNHART MOVED HB000210.A09 DO PASS. EXHIBIT 50.

Discussion: REP. BARNHART stated this money was for pediatric dental services and for a pediatric dental consultant who would assist the department. REP. KASTEN asked how such a small amount of \$1,000 would help the department. REP. BARNHART replied that she had contacted a person who does this work and had been given an estimate that the consulting work could be done in about one hour a week.

{Tape: 10; Side: A; Approx. Counter: 0.1.}

REP. KASTEN asked if this person would be a consultant to the department and not work for dentists and REP. BARNHART replied that was correct. She also corrected a number on the amount, striking "250,715,353" and inserting "250,714,353."

Vote: Motion that HB000210.A09 Do Pass carried 16 - 2, with REPS. DEBRUYCKER and KASTEN voting no.

REP. BARNHART stated that she wished to delete amendment HB000211.A09 as it was no longer needed. This amendment dealt with the department contracting for pediatric dental consultations. EXHIBIT 51.

Motion: REP. BARNHART MOVED HB000212.A09 DO PASS. EXHIBIT 52.

Discussion: REP. BARNHART said this amendment directs the department to perform a statistically valid survey of dentists to determine usual and customary charges for children's dental services. The department shall compute the costs of establishing medicaid reimbursement for children's dental services at 80% of charges based on the survey results. REP. KASTEN asked if this amendment would increase costs and Dr. Blouke replied that it was part of their normal business policy and they would be doing this type of survey anyway. There will be more accurate data collected to help them analyze the situation.

Vote: Motion that HB000212.A09 Do Pass carried 11 - 7, with REPS. DEBRUYCKER, FELAND, HOLLAND, KADAS, KASTEN, QUILICI and CHAIRMAN ZOOK voting no.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 11, HB000228.A09 DO PASS.

Discussion: REP. COBB said this amendment adds \$282,000 general fund and \$616,000 federal funds to increase rates for children's dental services to 90% of billed charges. This would bring them closer to the true charges and could take care of more children in need of dental services. This amount, in reality, is closer to 80% than 90%. REP. KASTEN said she opposes the amendment since all medicaid children are cared for and she doesn't see the need to spend the extra money to raise the percentages. REP. BARNHART said she supported the amendment since children aren't always receiving the services they should be. Dr. Blouke said this amendment would not be one of the department's highest priorities.

Vote: Motion that Page 11, HB000228.A09, Do Pass failed 4 - 14, with REPS. BARNHART, COBB, JOHN JOHNSON and MENAHAN voting yes.

Motion: REP. BARNHART MOVED HB000219.A09 DO PASS. EXHIBIT 53.

Discussion: REP. BARNHART said this amendment adds \$85,000 to support contracts with Indian tribes to administer child protective services on reservations. These funds were included in the executive budget request. Contracts are funded 50% from the general fund and 50% from federal funds. Mr. Hudson said the department has contracts with tribes to provide these services and this would fund those contracts.

Vote: Motion that HB000219.A09 Do Pass carried 12 - 6, with REPS. BERGSAGEL, DEBRUYCKER, FELAND, FISHER, HOLLAND and VICK voting no.

Motion: REP. JOHN JOHNSON MOVED DFS AMENDMENT OF MARCH 7, 1995, DO PASS. EXHIBIT 54.

Discussion: REP. JOHN JOHNSON said this amendment was prepared by DFS and adjusts the rent for scheduled rent increases in the county offices. These increases will use \$79,000 from the general fund and \$15,800 from federal funds. Mr. Hudson said this is a reduction from present law adjustments. When they allocate money to grants, they only allocate the amount of the current rent. Over the course of the last biennium, they had additional employees and counties also wanted to hire more people. These small amounts only reflect the rent charges. REP. COBB said he opposed the amendment because he felt the department could save money from other programs to pay the increased rent charges. REP. KASTEN agreed that this was not necessary.

Vote: Motion that DFS Amendment Do Pass failed 8 - 10, with REPS. BARNHART, DEBRUYCKER, JOHN JOHNSON, ROYAL JOHNSON, KADAS, McCANN, MENAHAN and QUILICI voting yes.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 14 DO PASS.

Discussion: REP. COBB said this amendment adds \$103,300 from the general fund to serve 47 clients in extended employment.

Extended employment provides long-term support to severely disabled persons so they can secure and retain employment. REP. KASTEN said she opposes this increase. REP. BARNHART said it was a good program and she supported it.

Vote: Motion that Page 14 Do Pass carried 10 - 8, with REPS. BERGSAGEL, DEBRUYCKER, FISHER, GRADY, HOLLAND, KASTEN, WISEMAN and VICK voting no.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 15 DO PASS.

Discussion: REP. COBB said this amendment adds \$25,000 over the biennium from start-up costs for a vocational agricultural program at Pine Hills School. Language will be added so the funding will not be used for any other purpose. REP. HOLLAND stated he supported the amendment. The school is in his district and he knows that they have a good farm program and should utilize it and give the kids a good, solid knowledge of farming. CHAIRMAN ZOOK agreed.

Vote: Motion that Page 15 Do Pass carried unanimously.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 16 DO PASS.

Discussion: REP. COBB said this amendment deals with local health care providers. It adds \$300,000 general fund and \$300,000 state special revenue in DHES and \$1.3 million federal funds in SRS to help local health care providers access federal medicaid authority to pay for health care for low-income Montanans. The general fund will pay the state match for administrative costs to contract for assistance to local health care providers in obtaining medicaid reimbursements. He added that this amendment implemented most of the recommendations of the maternal and child health care study. Bill Opitz, Deputy Director, DHES, stated that the department agrees with the additional funds to help health care services at the local level. REP. KASTEN commented that there is a lot of refinancing going on within the department and she doesn't think this amendment would do what REP. COBB wants. REP. KADAS said he supported the amendment. This is for the county health department and they should be collecting medicaid dollars for those services. He also stated they should be moving toward opportunities where they are already putting funding and should support those programs.

Vote: Motion that Page 16 Do Pass carried 10 - 8, with REPS. BERGSAGEL, FELAND, FISHER, GRADY, KASTEN, McCANN, VICK and CHAIRMAN ZOOK voting no.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 17B DO PASS.

Discussion: REP. COBB stated this amendment increases general fund by \$133,000 and reduces state special revenue (property taxes from non-assumed counties) by a like amount. This amendment removes non-assumed county support for mainframe

processing costs associated with welfare reform and the Montana automated child care system. **CHAIRMAN ZOOK** said this amendment dealt with the issue when Governor Stephens was in office and is part of the new welfare reform program. **CHAIRMAN ZOOK** summarized that the counties asked for the Attorney General to give his opinion that there is no limit on the amount the counties can be charged for administration. The counties think they got a "bad rap" on this and he supports the amendment. **REP. KASTEN** agreed with him.

Vote: Motion that Page 17.B Do Pass carried 17 - 1, with **REP. FISHER** voting no.

Motion: **REP. ROYAL JOHNSON** MOVED DFS AMENDMENT OF MARCH 6, 1995, DO PASS. EXHIBIT 55.

Discussion: **REP. ROYAL JOHNSON** said the purpose of this amendment was to provide a 1.5% provider rate increase for foster care providers based on the budgets approved by the subcommittee. He noted that **REP. COBB** had another amendment on page 10, Item 3, that provided a 1.36% rate increase to the same programs. **REP. KASTEN** said she opposes this amendment, but supports the amendment on page 10, item 3. **REP. QUILICI** said if the legislature funds a 1.5% rate increase for all foster care services that would appropriate an additional \$86,000 general fund and \$22,000 federal funds.

{Tape: 10; Side: B; Approx. Counter: 0.1.}

REP. KASTEN is concerned with holding the numbers down. She doesn't want to definitely oppose the amendment, but the figures should be kept at a minimum.

Vote: Motion that DFS Amendment of March 6, 1995 Do Pass failed 9 - 9 on a roll call vote, with **REPS. GRADY, BERGSAGEL, DEBRUYCKER, FELAND, HOLLAND, KASTEN, VICK, WISEMAN** and **CHAIRMAN ZOOK** voting no.

Motion: **REP. COBB** MOVED AMENDMENT PACKAGE PAGE 10, ITEMS 3D, 4E AND 6 DO PASS.

Discussion: **REP. COBB** said item 3D dealt with the juvenile corrections provider rate increase and item 6 was appropriate language. The legislature intends that expenditures for all provider rate increases be limited to the dollar amounts appropriated rather than percentage increases on which the original estimates may have been based. The department will be in compliance with this provision if the percentage increase or base adjustments approved are limited to the dollar amount. **REP. KASTEN** said if these pass, the juvenile corrections providers, foster care providers and hospitals will all see rate increases.

Vote: Motion that Page 10, Items 3D, 4E and 6 Do Pass carried 16 - 2, with **REPS. DEBRUYCKER** and **FELAND** voting no.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 10, ITEM 4F DO PASS.

Discussion: REP. COBB said this is for other providers rate increases and takes about \$22,800 from general fund.

Vote: Motion that Page 10, Item 4F Do Pass failed 9 - 9 on a roll call vote, with REPS. GRADY, BERGSAGEL, DEBRUYCKER, FELAND, HOLLAND, KASTEN, VICK, WISEMAN and CHAIRMAN ZOOK voting no.

Motion: REP. BARNHART MOVED HB000217.A09 DO PASS. EXHIBIT 56.

Discussion: REP. BARNHART said this amendment only deals with language she feels needs to be added to HB 2. The department shall report to the legislative finance committee and the joint oversight committee on children and families on placement of foster care children in permanent homes. This report must include the number of foster care children adopted, reunited with their biological families, or placed in out-of-home care as well as the average length of stay. The report will also include a comparison of the costs of adoption, children who are reunited with families and other placements.

Vote: Motion that HB000217.A09 Do Pass failed 9 - 9 on a roll call vote, with REPS. BARNHART, COBB, FELAND, JOHN JOHNSON, ROYAL JOHNSON, KADAS, McCANN, MENAHAN and QUILICI voting yes.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 10, ITEM 1 DO PASS.

Discussion: REP. COBB said this would give \$75,000 for SRS to do a study on hospital rates. REP. KASTEN said she would support this amendment since she is interested in giving increases to everyone.

Vote: Motion that Page 10, Item 1 Do Pass carried 12 - 6, with REPS. COBB, DEBRUYCKER, FELAND, FISHER, ROYAL JOHNSON and McCANN voting no.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 10, ITEM 2B DO PASS.

Discussion: REP. COBB said this is a 4% increase for in-patient hospital rates.

Motion: REP. KADAS MOVED SUBSTITUTE MOTION TO REDUCE ITEM 2B TO 1.5%. Dr. Blouke said the rate increase of 4% for nursing homes and hospitals meets their needs and was adequate for the providers.

Vote: Motion that Page 10, Item 2B, Substitute Motion for 1.5% Do pass carried 10 - 8 on a roll call vote, with REPS. GRADY, FISHER, HOLLAND, JOHN JOHNSON, KASTEN, QUILICI, WISEMAN and CHAIRMAN ZOOK voting no.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 10, ITEM 2C DO PASS.

Discussion: REP. COBB said this is was a rate increase for nursing homes and is about \$2.6 million from the general fund. This amount is the same as the executive budget. He said he did not know what the percentage was, but thought it was higher than 1.5%. Dr. Blouke said the decision was made after SRS budget was written and they were going to fund the full nursing home rates increase using a rate increase in the bed fee. After the SRS budget was printed, the department decided not to do that, but rather to fund the increase with general fund. It appeared the medicaid budget was going to be reduced and they could use some of the savings for this rate increase. They also anticipated using some of those funds to fund the nursing home rate increase. REP. KASTEN said she supported the increase in the executive budget.

Motion: REP. KADAS MOVED SUBSTITUTE MOTION FOR A 1.5% INCREASE DO PASS.

Vote: Motion that Page 10, 2C, Substitute Motion for 1.5% Do Pass carried 12 - 6 on a roll call vote, with REPS. GRADY, FISHER, HOLLAND, JOHN JOHNSON, QUILICI and WISEMAN voting no.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 1, ITEM 1, HB000205.A09, DO PASS. REP. COBB THEN MOVED A SUBSTITUTE MOTION FOR A 3% RATE INCREASE ON THIS ITEM.

Discussion: REP. COBB said he wanted to give a 3% increase on this amendment, instead of 4%. This amendment reinstates the provider rate increase for developmental disabilities providers that was originally included in executive budget. The amendment also removes language requiring the department to revert general fund savings that would occur if the department is successful in obtaining medicaid reimbursements for personal care costs in group homes. The department could use the general fund savings for a provider rate increase. REP. COBB said it was at \$1.6 million with the 4% and it would be reduced to about \$750,000 less with the 3% increase. REP. MENAHAN said he would like to see the lower paid employees receive more money, but wanted to know why they would be cut to do it. He wondered why they couldn't leave it where it was and give a 2% or 1.5% increase to lower paid employees to reduce the turnover rate. REP. COBB replied that part of the money would go to providers and part for wages. He felt if it was left at 4%, he was concerned that everyone else was getting 1.5% and he wanted to keep it more reasonable.

Motion/Vote: REP. KASTEN MOVED SUBSTITUTE MOTION FOR 2.5% COMPOUNDED INSTEAD OF 3%. Motion failed 9 - 9 on a roll call vote, with REPS. BARNHART, COBB, HOLLAND, JOHN JOHNSON, KADAS, McCANN, MENAHAN, QUILICI and WISEMAN voting no.

Vote: Motion that Page 1, Item 1, HB000205.A09, Substitute Motion of 3% Do Pass carried 12 - 6 on a roll call vote, with REPS. BARNHART, JOHN JOHNSON, KADAS, KASTEN, McCANN and MENAHAN voting no.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 27, HB000209.A09, DO PASS.

Discussion: REP. COBB said this amendment did not give an increase or decrease, but was a line item for child care to make sure they are protected. This restricts appropriations for at-risk child care benefit costs. The language directs that the appropriation must be used for at-risk child care and not be transferred to another use or another department.

Vote: Motion that Page 27, HB000209.A09 Do Pass carried unanimously.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 28, HB000231.A09 DO PASS.

Discussion: REP. COBB said this amendment reallocates general fund appropriations in DFS by combining amounts appropriated for sex offender, secure care for female offenders and the partnership project in a single appropriation for sexual offender treatment and secure care for females. This amendment adds \$1.8 million in matching federal medicaid funds to SRS budget for sex offender treatment programs and secure care for female offenders. It restricts the appropriation and requires DFS to report to the next legislature.

Vote: Motion that Page 28, HB000231.A09 Do Pass carried unanimously.

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 29, HB000224.A09 DO PASS.

Discussion: REP. COBB said this amendment appropriates \$1.3 million federal funds that are transferred from the medical assistance division to the developmental disability division for targeted case management. This request was included in the executive budget.

Vote: Motion that Page 29, HB000224.A09 Do Pass carried unanimously.

Motion: REP. COBB MOVED HB000208.A10 DO PASS. EXHIBIT 57.

Discussion: REP. COBB said this amendment changes language in HB 2 that applies to all parties where SRS contracts for the JOBS training program. Current language applies only to contracts with L&I.

Vote: Motion that HB000208.A10 Do Pass carried unanimously.

{Tape: 11; Side: A; Approx. Counter: 0.1.}

Motion: REP. COBB MOVED AMENDMENT PACKAGE PAGE 24, HB000215.A09 DO PASS.

Discussion: REP. COBB said this amendment increases savings due to SB 345 by 10% in personal services and 276 FTEs, based on the average cost and funding for an FTE included in SB 345 fiscal note. Savings are included in a single program in SRS, but may be allocated among all programs in the new Department of Public Health and Human Services. He wants to approve the money now and force the reorganization. This would save \$4.5 million in general fund and \$4.5 million in federal special revenue based on passage of the bill, which reorganizes human services and public health agencies.

Vote: Motion that Page 24, HB000215.A09 Do Pass failed 7 - 11 on a roll call vote, with REPS. BARNHART, COBB, DEBRUYCKER, FELAND, HOLLAND, ROYAL JOHNSON and WISEMAN voting yes.

Motion: REP. FISHER MOVED HB000235.A09 DO PASS. EXHIBIT 58.

Discussion: REP. FISHER stated this amendment requires DFS to issue a competitive Request for Proposal (RFP) to contract for administration of the Montana youth alternatives program. This appropriation may not be established until the department certifies to the budget office that it has met this language. The RFP must be written to allow a variety of contractors to respond. Mr. Hudson agreed with the amendment and submitted information on the youth alternatives program that the committee had earlier requested. This also deals with the Aspen program that the department is trying to initiate. The Aspen program will serve juveniles better, longer and with more rehabilitation. EXHIBIT 59.

REP. GRADY said he fully supports the amendment, but he thinks there are people in Montana who can put together just as good a program as the one Aspen put together, which was started in Utah. He also noted that this program is not the same as the one in Utah. Mr. Hudson agreed it was different, but the key component needed was a co-educational system which did not exist in Montana. They also wanted a program with a wider range of behavior and not just chemical dependency juveniles. They also wanted an aftercare program that would let juveniles go back to their home towns where they have families and are more comfortable with their surroundings. There were no providers in Montana that could develop this type of program. REP. COBB said he also supported the RFP and thought it was a good idea. REP. KASTEN said she reluctantly opposed the motion because she felt, after many discussions, that the department had not given them enough details of the program. She did say the department worked very hard with the committee and did a good job, but the program needs further examination. CHAIRMAN ZOOK noted that the

department could probably have done the RFP without approval from the legislature.

Vote: Motion that HB000235.A09 Do Pass failed 6 - 12 on a roll call vote, with REPS. GRADY, COBB, FELAND, FISHER, HOLLAND and VICK voting yes.

Hearing recessed at 8:30 p.m., Tuesday, March 7, 1995.

Hearing reconvened at 8:00 a.m., Wednesday, March 8, 1995.

{Tape: 12; Side: A; Approx. Counter: 0.1.}

Wednesday, March 8, 1995, 8:00 a.m.

SECTION B -- HUMAN SERVICES SUBCOMMITTEE (cont'd.)

Motion: REP. BARNHART MOVED HB000218.A09, HB000220.A09 AND HB000221.A09 DO PASS. EXHIBITS 60, 61 and 62.

Discussion: REP. BARNHART stated these three amendments dealt only with language and no appropriations. HB000218.A09 adds language that DFS may add FTEs instead of contracting for services if it certifies to OBPP that FTEs are more cost-effective. HB000220.A09 adds that the department shall notify parents, legal guardians, or caretakers of children of prisoners for voluntary services available to them. Services provided by DFS, SRS, DHES and Department of Corrections will be listed and explained. HB000221.A09 is contingent upon SB 209 passing and states that SRS must notify DFS if children in a household are at risk when that household receives a sanction that includes reduction of the adult portion of an AFDC grant.

CHAIRMAN ZOOK decided to separate the three amendments since they dealt with different issues. He had thought they all concerned one issue. The committee agreed to separate the motions and votes.

Vote: Motion that HB000218.A09 Do Pass carried 11 - 7, with REPS. FELAND, FISHER, GRADY, HOLLAND, KASTEN, WISEMAN and VICK voting no.

Discussion: Mr. Hudson said both of the next two amendments would require DFS to identify a certain population of people, families in crisis, who might need these services. Costs associated would be staff time and probably postage costs for mailing. He stated his department had no objections to these amendment. REP. KASTEN, referring to 220 and 221 asked if people in these situations were aware of different services through various contact points. She also questioned whether there was a process used to find out which families were in

danger of financial problems. **Mr. Hudson** replied that he was not sure if those with spouses in prison were aware of different services. **REP. BARNHART** said the reason for the amendment was children were at risk in many different ways. Many children of prisoners have been in trouble and have gotten lost in the system. There was no way to find out who these children were and this amendment would provide a way of contact. DFS would have to contact families. **Mr. Hudson** commented that if the families received AFDC, that could be a way to contact them by mail and make them aware of the services, but the department could not make them use those services. DFS does have contact with high-risk families, especially where a spouse is in prison, and lets them know that the services offered are on a voluntary basis. They don't have to use them, but they are available if they want. **Dr. Blouke** said he didn't anticipate a large number of people in this category, as he doesn't think there are that many with reduced AFDC payments.

Vote: Motion that HB000220.A09 Do Pass carried 14 - 4, with REPS. DEBRUYCKER, FELAND, KASTEN and VICK voting no.

Vote: Motion that HB000221.A09 Do Pass carried 13 - 5, with REPS. DEBRUYCKER, FELAND, KASTEN, VICK and CHAIRMAN ZOOK voting no.

Motion: REP. COBB MOVED AMENDMENT, ITEMS 1-8, DO PASS. EXHIBIT 63.

Discussion: REP. COBB said there was no amendment identification number on this sheet, so he identified it by the eight items. He further stated this would revise the policy for addressing rules and revenue for health departments. It includes language that SRS and DHES would coordinate an accounting process for claiming medicaid matching money. The department shall also develop a contract for revenue going to counties or regions for health grants. **REP. KASTEN** asked what the four steps would be to implement these issues. She was worried that some counties do not have the same problems with these issues and also don't offer the same services. **REP. COBB** said a study had shown the department that there needs to be more coordination and guidelines on how medicaid revenue is spent. **REP. KASTEN** was also concerned that item 4 stated that counties would not be given grants unless they use this method of maximizing medicaid revenues and some counties only have one person doing this type of work. **REP. COBB** decided to withdraw this amendment (Exhibit 63) since there seemed to be unanswered questions and he wanted everyone to understand what he was trying to do. He noted he would offer the amendment on the House floor and try to include more information.

Motion: REP. KADAS MOVED HB000215.A10 DO PASS. EXHIBIT 64.

Discussion: REP. KADAS said this amendment dealt with DHES and added \$75,000 federal funds to perform inspections of food

industries participating in interstate commerce. Under a federal contract, sanitary and food safety inspections would be performed by food and consumer safety personnel. Funds would be supplied through federal contracts. He researched this issue and found that DHES received a budget amendment last year to do this work and the department is already performing these duties. Out of the 200 businesses inspected, one-third are done each year. The county sanitarium is contacted before an inspection occurs. He clarified that this amendment only gives the department funding for the inspections and does not add additional FTEs. **REP. GRADY** said he supported this amendment but is concerned that DHES might be using their FTEs for vacancy savings and not have an FTE for these inspections. He did think it was good for Montana businesses.

Vote: Motion that HB000215.A10 Do Pass carried 17 - 1, with **REP. KASTEN** voting no.

REP. McCANN referred to HB000218.A09 which had been passed. He was concerned that this amendment would add FTEs into the department's base budget.

Motion/Vote: **REP. McCANN** MOVED TO ADD LANGUAGE TO HB000218.A09 THAT ANY ADDITIONAL FTEs WILL NOT BE A PART OF THE DEPARTMENT'S BASE. Motion carried unanimously.

Motion/Vote: **REP. QUILICI** MOVED HB 2 SECTION B DO PASS AS AMENDED. Motion carried unanimously.

SECTION D -- INSTITUTIONS AND PUBLIC SAFETY SUBCOMMITTEE

REP. MARJORIE FISHER, HD 80, Whitefish, chaired the Institutions and Public Safety Subcommittee. Other committee members were **REP. RED MENAHAN, REP. STEVE VICK, SEN. LARRY TVEIT, SEN. GARY AKLESTAD** and **SEN. MIGNON WATERMAN**.

CHAIRMAN ZOOK stated that he would like to take amendments for each part of Section D as it is offered instead of going through Section D in whole and then going back to each part to take amendments.

REP. FISHER gave a summary of Section D, by referring to the narrative, Exhibit 2. She noted that the total budget for crime control was \$13.3 million; highway traffic safety, \$9.6 million; Department of Justice, \$72.6 million; Montana Arts Council, \$1.6 million; Library Commission, \$6.6 million; Historical Society, \$5.6 million; Department of Corrections, \$219.7 million; and Military Affairs, \$14.5 million. She also noted the table on page D-5 that shows proposed federal funds. She referred to Exhibit 2, starting on page D-1 with an overview.

DEPARTMENT OF JUSTICE (DOJ)

REP. GRADY asked if DOJ intended to continue to fund FTEs for criminal justice division. **Attorney General Joe Mazurek, Department of Justice (DOJ)**, replied that, at the request of law enforcement agencies around the state, there was a proposal to apply for a federal grant to set up a toll-free 800-telephone number for people to call to report incidents. This stems from the federal Brady Law and **Mr. Mazurek** said if the federal grant is not received, they won't implement the program. He did not want to use state funds for this program.

Motion: **REP. GRADY MOVED DOJ AMENDMENT DO PASS. EXHIBIT 65.**

Discussion: This amendment adds \$33,400 each year in state special funds for increased office rent in the Gambling Control Division.

Vote: Motion carried 15 - 3, with REPS. DEBRUYCKER, FELAND and KASTEN voting no.

REP. GRADY thought there had been some discussions that DOJ would represent the state of Montana by overseeing all the state agency attorneys, rather than having some in each agency. **Mr. Mazurek** said he had met with Chris Tweeten, DOJ, and Judy Browning, Governor's office, to discuss possibly combining legal bureaus throughout state government. They offered recommendations on evaluating how legal services should be handled. There are presently 130 lawyers in state government. The agencies were surveyed and they are comfortable with having their own attorneys knowledgeable about their particular issues, as well as accessible for meetings and information. They did not recommend substantial changes, but they are going to require better coordination on cases that encompass more than one agency and will retain a lead attorney from the main agency involved. They also recommended better training for attorneys as a whole and a reduction in hiring outside counsel. Basically, the idea of putting all state agency attorneys under DOJ was unanimously rejected. **REP. GRADY** asked if there will be conflicts of interest since the public defender program was not funded. **Mr. Mazurek** said he was not involved in the public defender program because his department handles all criminal appeals on behalf of state government. DOJ also supports local law enforcement agencies in the communities.

REP. FISHER continued on page D-10 by explaining the bankruptcy unit. The legislature approved the pilot project of two attorneys, one paralegal and one secretary with funding from the general fund for \$300,000. If collections exceeded expenditures, the unit would continue through a proprietary account.

REP. COBB asked for an explanation of highway patrol payouts. **Mr. Mazurek** said the department does not keep those positions vacant, but fills them as quickly as possible. He has not

experienced any large payouts. The agencies can apply for special funds where it is critical to fill the positions immediately. He is concerned that reductions in FTEs may hinder that division. The average payout is about \$3,000 per officer and they have experienced about 14 officers per year leave the department.

REP. ROYAL JOHNSON asked if the alcohol videos used by highway patrol were used by local communities. **Al Goke, Administrator, Highway Traffic Safety Division, DOJ**, said they received some federal money for education and safety and they also use simulator cars for training. The videos were compatible with the simulator cars. **Mr. Goke** said DOA has contracted with suppliers to use the same equipment for up to three years.

MONTANA ARTS COUNCIL

REP. FISHER continued on page D-34, where the legislature authorized adding one FTE instead of using contracted services for a public information officer for the Montana Arts Council.

MONTANA STATE LIBRARY

REP. FISHER referred to page D-36, where the legislature authorized \$148,000 more in fiscal year 1996 and \$577,000 less in fiscal year 1997. The tables on D-36 reflect modified recommendations from the executive budget. The legislature did approve an appropriation for the Natural Resource Information System (NRIS) program for about \$2 million. The budget also specified a mission statement for NRIS that would establish performance measures and evaluate success of the program.

REP. ROYAL JOHNSON, referring to page D-41, asked where the \$850,000 of transfer funds comes from. **Lisa Smith, LFA**, said the transfer is for legislative contract authority for the Montana State Library to contract with other agencies and individuals to perform work. There was an error in the amount and it has since been corrected. There has only been about \$466,000 contract work and the adjustments have been made.

HISTORICAL SOCIETY

REP. FISHER referred to page D-45 and gave a short summary of the Historical Society. The legislature authorized a proposal to replace \$30,000 of general fund in the original Governor's Mansion tour program with \$75,000 accommodations tax grant from the Department of Commerce. The grant finances the tour program of the Capitol Building as well, and provides \$45,000 for brochures and for restoration at the original Governor's Mansion.

REP. BARNHART asked about item 2 on page D-46 and why federal funds for historical sites preservation program were not

authorized. **REP. FISHER** thought it was a chance to reduce the acceptance of federal money.

DEPARTMENT OF CORRECTIONS AND HUMAN SERVICES (DCHS)

REP. FISHER continued with DCHS and summarized that the legislature authorized about \$8 million less than recommended in the executive budget. Most of the difference was in the mental health program where \$2 million less was requested for the MRM program (Managing Resources Montana).

REP. QUILICI wanted an explanation of the MRM program and why it was not fully funded. **REP. FISHER** explained the MRM program was a new program started by the last legislature. The idea was to follow through and coordinate the program in the mental health division of DCHS. **Rick Day, Director, DCHS**, said the original concept was a multi-departmental program, but it has been moved to DCHS. The program works well, but is not yet perfect. It had very small funding when it started, but it is growing and should have a chance to work. **Mr. Day** submitted a summary of department requests that were not approved in subcommittee with attached proposed amendments by DCHS. **EXHIBIT 66.**

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Motion: **REP. MENAHAN** MOVED HB000207.A04 DO PASS. **EXHIBIT 67.**

Discussion: **REP. MENAHAN** said this amendment adds \$1.6 million for 11 FTEs for probation and parole officers, adds costs for mental health and sex offender counseling, urine analysis testing and 40-day reporting slots in pre-release centers.

Vote: Motion that HB000207.A04 Do Pass carried 16 - 2, with **REPS. FELAND** and **KASTEN** voting no.

Motion: **REP. FISHER** MOVED HB000215.A08 DO PASS. **EXHIBIT 68.**

Discussion: **REP. FISHER** said this amendment adds \$1.7 million general fund to DCHS for prison and state hospital overflows. The funds would support 31 FTEs along with operating costs to allow the prison to expand by 80 beds and temporarily ease the overcrowding problems. Language will also be inserted that would allow funds remaining in the Montana State Prison budget to carryover to the 1997 biennium to help deal with population growth. **REP. WISEMAN** wanted to know how these operating costs compare to the new state pod under construction in Cascade County. **Mr. Day** said this proposal was under the per-day cost but did not know how it compared with Great Falls. **REP. MENAHAN** stated the old forensic unit would be the facility and it is in a good location for population overflow. The costs are reasonable, there are good fences and it is a secure location. **REP. VICK** said he also supports the amendment. **Mr. Day** added that this was a good way of repairing the facility and making use out of

existing buildings. **REP. GRADY** also supported this issue. He said he had toured the building and is interested in the state using existing buildings.

Vote: Motion that HB000215.A08 Do Pass carried 17 - 1, with **REP. WISEMAN** voting no.

Motion: **REP. ROYAL JOHNSON** MOVED HB000213.A04 DO PASS. **EXHIBIT 69.**

Discussion: **REP. ROYAL JOHNSON** said this amendment adds general fund of \$126,000 to fund two FTEs at the women's correctional center in Billings. This is for two guards who have worked in the pre-release center and are already on staff. The FTEs are not new, but were going to be cut.

Vote: Motion that HB000213.A04 Do Pass carried 13 - 5, with **REPS. COBB, DEBRUYCKER, FELAND, KASTEN** and **VICK** voting no.

REP. MENAHAN said the previous legislative session reduced staff at the Montana State Prison by 42. There are 850 beds and the populations is increasing. They tried to get 11 FTEs for MSP and there is still a need for more personnel. **Mr. Day** submitted a chart of available prison beds compared to demand from 1995 to 2005. **EXHIBIT 70.**

In order to demonstrate the need for more staff, **Mr. Day** passed around a box that contained contraband that had been confiscated from inmates. This box included knives, sharp tools made from every-day materials, sharpened spoons, wires twisted together, etc. **REP. MENAHAN** requested to add five FTEs at MSP because the last reduction in staff was reduced by 40 FTEs. **REP. GRADY** asked **REP. FISHER** if the department had requested more FTEs during subcommittee. She responded that they had.

REP. VICK referred to phone use by inmates and wanted to know if the bills received by DCHS for \$165,000 were for phone use. **Mr. Day** said the telephone systems MSP are monitored and when inmates place calls, they are collect calls. DCHS does not pay for telephones from that account, but does pay for a satellite system. This is not for television use, but is a sophisticated system also used to train staff. **CHAIRMAN ZOOK** asked if it was true that the last session had reduced 42 FTEs. **Mr. Day** agreed. **CHAIRMAN ZOOK** then asked how many FTEs the subcommittee put back in. There were 19 FTEs and three correctional technicians. **REP. MENAHAN** wanted to point out that when a shift changes, the person on shift cannot leave until the next person arrives. If that person does not come, they must stay and do two shifts, sometimes working up to 16 hours per shift. The staff has complained that sometimes they feel they are being incarcerated.

Motion: **REP. FISHER** MOVED HB000205.A04 DO PASS. **EXHIBIT 71.**

Discussion: REP. FISHER said this was only a language amendment which directs DCHS to develop and purchase mental health services for children and adolescents that minimize the necessity of residential placements and control the expenditures for residential care. All services under the MRM program must be purchased based on an RFP process that provides effective services at low costs. The department shall develop measures to evaluate the success of the program and may not contract with any services provider that has been found to have attempted to receive public funds to which they were not entitled. REP. KADAS asked what the affect would be in terms of getting the program going. Mr. Day said they would have to move rapidly to develop the RFP and stated that this language would actually be helpful. REP. QUILICI wanted to know how many providers of these services could actually handle the program and if they offered adequate services. Mr. Day replied that there were many private independent providers. The RFP will be an open competitive process and those able to provide services will probably apply. The RFP would also be designed to guarantee a quality of service that will be necessary for the program to be successful. REP. BARNHART questioned if the RFP would provide protection for state government and she was assured the state had specific guidelines that are used to prevent possible flaws in the proposals.

REP. ROYAL JOHNSON referred to the language in the amendment, where it stated, "all services... must be purchased." He did not like to have it include all services as that encompasses too much. Mr. Day assured him there were providers eligible to bid that would include all services for the MRM program.

Vote: Motion that HB000205.A04 Do Pass carried 16 - 2, with REPS. ROYAL JOHNSON and KASTEN voting no.

Motion: REP. JOHN JOHNSON MOVED HB000208.A04 DO PASS. EXHIBIT 72.

Discussion: REP. JOHN JOHNSON said this amendment adds \$136,000 state special revenue from the cigarette tax and would enhance operations at the eastern Montana veteran's home. These funds would provide a subsidy to for the Glendive medical center to start remodeling by July 1, 1995. Provisions would eliminate the current contract requirement that 37 individuals must be on the waiting list before the facility can begin operations. Montana veterans would be admitted first and then veterans from other states would be admitted. Appropriations in the last session were only \$325,000. Bob Anderson, DCHS, said the current contract gives them \$290,000 and the intention is to fund \$92,000. The incentive is to have up to 60 people in the facility.

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REP. GRADY said he would support this amendment and thinks the operation of the home should begin as soon as possible. The

previous legislature made a commitment to open the facility and it should be supported at this time. **REP. KASTEN** asked if they could increase the number of people who will use the facility. **Mr. Anderson** was concerned for the contractors to have enough flexibility to build a proper facility with the approved appropriations. They are mainly interested in first getting it operational. **REP. KASTEN** said she was worried that the facilities in her area would be closed down if the home in Glendive becomes operational.

Vote: Motion that HB000208.A04 Do Pass carried 15 - 3, with **REPS. DEBRUYCKER, FELAND** and **VICK** voting no.

REP. WISEMAN offered some information he wanted in the record concerning guards at the prisons. The women's prison in Billings has one guard for every 1.4 inmates; the forensic unit has one guard for every 2.6 inmates; and the regional facility in Great Falls will have one guard for every 6.9 inmates. **REP. GRADY** reminded the committee that the new facility in Great Falls will be designed and planned so staff numbers can be kept at a minimum. The women's prison and the forensic units are in existing facilities that were not designed as well as the new facility. **REP. MENAHAN** said there were two men per shift with 160 inmates at MSP. It definitely depends on the type of facility and security needed, but the design of the building is very important, also.

DEPARTMENT OF MILITARY AFFAIRS (DMA)

REP. FISHER continued on page D-74. **REP. KADAS** referred to page D-79, item 2, state maintenance. He said the legislature added \$185,000 and he wanted to know if this was coordinated with long-range planning. **Lt. Col. Allen Strickler, DMA**, said that a number of projects had been submitted to long-range planning subcommittee. These are smaller maintenance projects located all over the state. **REP. KADAS** thought that since DMA received federal funds, he was not in agreement that the state should pay for maintenance. **Lt. Col. Strickler** replied that the funding they get for maintenance depends on what occurs at those facilities. If they are training facilities, some are 100% federally funded. Some are funded 75% federal/25% state for maintenance. All armory functions other than those on federal property have always been funded 100% by the state for maintenance.

Motion: **REP. VICK** MOVED HB000201.A08 DO PASS. EXHIBIT 73.

Discussion: **REP. VICK** said this amendment modifies language and has no appropriations. This amendment authorizes DMA to seek a budget amendment for the GuardCare program if federal funds are available. This program is for national guard personnel to continue training through provisions of health care services to residents of medically under-served communities. DMA requested

HOUSE APPROPRIATIONS COMMITTEE

March 3, 1995

Page 59 of 70

adding \$50,000 federal funds to operate this program. **General John Prendergast, DMA**, said this was a good program and submitted a brochure they DMA distributes. **REP. QUILICI** said it was an excellent program and supported the amendment. **EXHIBIT 74.**

Vote: Motion that HB000201.A08 Do Pass carried unanimously.

Motion: **REP. VICK** MOVED HB000202.A08 DO PASS. **EXHIBIT 75.**

Discussion: **REP. VICK** said this adds \$10,000 state special revenue to disaster coordination response division for fees collected from persons attending its annual disaster preparedness conference and earthquake workshops. **Gen. Prendergast** submitted a brochure from DMA which gave a summary for 1994 operations. **EXHIBIT 76.**

Vote: Motion that HB000202.A08 Do Pass carried unanimously.

Motion: **REP. MENAHAN** MOVED HB000201.A04 DO PASS. **EXHIBIT 77.**

Discussion: **REP. MENAHAN** said this amendment for DCHS adds \$42,000 for staff training at MSP, Center for the Aged and local mental health offices. Training is directed toward needs of clinical treatment professionals.

Vote: Motion that HB000201.A04 Do Pass carried 10 - 8, with **REPS. FELAND, GRADY, HOLLAND, ROYAL JOHNSON, KASTEN, VICK, WISEMAN** and **CHAIRMAN ZOOK** voting no.

Motion: **REP. FISHER** MOVED HB 2 SECTION D DO PASS AS AMENDED. Motion carried unanimously.

SECTION D -- EDUCATION SUBCOMMITTEE

REP. ROYAL JOHNSON, HD 10, Billings, chaired the Education Subcommittee. Other committee members were **REP. MIKE KADAS, REP. DON HOLLAND, SEN. DARYL TOEWS, SEN. ARNIE MOHL AND SEN. GREG JERGESON.**

OFFICE OF PUBLIC INSTRUCTION (OPI)

REP. ROYAL JOHNSON referred to Exhibit 2, page E-1, which gave the total budget for OPI at \$241.9 million. Summarizing each division in Section E, the Board of Education budget is \$418,000; School for Deaf and Blind, \$6.4 million; Vocational Education Council, \$335,000; Montana University System, \$400 million; Community Colleges, \$9.9 million; Agricultural Experiment Station, \$20 million; Extension Service, \$10 million; Forestry and Conservation Experiment Station, \$1.4 million; Bureau of Mines, \$4 million; and Fire Services Training School, \$504,000. **REP. JOHNSON** further stated that the OPI section would have a lot of amendments offered. He said most of the money for OPI, called

"pass-through" money, comes from school districts and the federal government. The general fund budget at OPI is a relatively small one.

Gregg Groepper, OPI, gave a brief overview of the budget, stating that it is now almost 16% below their 1995 base. Compared to other state agencies, he said, OPI was hit the hardest, being \$300,000 below the general fund. All cuts would probably be in personal services and would reduce 1.5 FTEs in the superintendent's office, two FTEs in centralized services and five FTEs in basic education.

Gail Gray, Curriculum and Accreditation, OPI, wanted to add that there were two areas on the national level that would have an important impact on Montana: the Department of Education recently recommended total elimination of Chapter 2 funds, which constitute about 35% of Montana's programs. They also recommended eliminating funds for state education agencies in equity areas. If these two national issues pass, it would have a substantial effect on OPI.

REP. KASTEN asked if OPI was doing any training using the Metnet system. **Mr. Groepper** said Metnet started in 1991 with \$300,000. The Department of Administration set up the electronic equipment around the state, with \$200,000 of that money with OPI. The program remained at OPI until 1993. There is \$100,000 which supports toll-free lines for schools to dial into and access bulletin boards. The initial phase included 15 computer file servers for remote stations and the rest of the funds paid for software. **REP. KASTEN** wondered if the program has worked the way they thought it would. **REP. ROYAL JOHNSON** assured her it has. He added that the Metnet stations around the state are overcrowded.

REP. DEBRUYCKER asked about Goals 2000, which would add two FTEs and \$600,000 federal funds for the Educate America Act. The funds represent 10% of the grant used by OPI in implementing the state's plan. **Ms. Gray** said there is a planning committee that will advise the Governor on the status of this act. She added that 90% of the funds would go to school districts where they will make decisions on improving education and learning. **REP. COBB** asked what would happen if Goals 2000 program was reduced or cut. **Ms. Gray** said OPI would not be able to achieve as much as they had planned.

REP. ROYAL JOHNSON continued with page E-7, by stating that lots of money from transfers comes through this division. He also referred to page E-8, table 1, which shows the distribution of money to schools, appropriated by program.

Motion: **REP. ROYAL JOHNSON MOVED HB000202.A13 DO PASS. EXHIBIT 78.**

HOUSE APPROPRIATIONS COMMITTEE

March 3, 1995

Page 61 of 70

Discussion: REP. JOHNSON said this amendment would add \$75,000 of state special revenue to OPI from the state traffic education account for a driver education program throughout the state. OPI agreed with the amendment.

Vote: Motion that HB000202.A13 Do Pass carried 15 - 3, with REPS. DEBRUYCKER, KASTEN and WISEMAN voting no.

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Motion: REP. ROYAL JOHNSON MOVED HB000208.A13 DO PASS. EXHIBIT 79.

Discussion: REP. JOHNSON said this amendment inserts language that was introduced in the first draft of HB 2 but was inadvertently left out by subcommittee. This would allow OPI to use 1% of special education appropriations as a match for medicaid reimbursements.

Vote: Motion that HB000208.A13 Do Pass carried unanimously.

Motion: REP. ROYAL JOHNSON MOVED HB000210.A13 DO PASS. EXHIBIT 80.

Discussion: REP. JOHNSON said this amendment places a cap on the language appropriation. The appropriation may not exceed \$1 million per year. REP. VICK asked what happened to the money that goes over this cap. Skip Culver, LFA, replied that all language appropriations have to be capped. if revenue exceeds \$1 million that would be carried over to the next biennium.

Vote: Motion that HB000210.A13 Do Pass carried unanimously.

Motion: REP. ROYAL JOHNSON MOVED HB000212.A13 DO PASS. EXHIBIT 81.

Discussion: REP. JOHNSON stated this amendment appropriated general fund to the school equalization aid account for sufficient revenue to fund the BASE Aid requirements for state support of K-12 school districts. He stated the amount was \$245 million and was the same amount used in 1995. REP. VICK asked for further explanations. Skip Culver, LFA, said the school equalization aid account received revenue from a variety of sources and the funds are appropriated for schools. The general fund makes up any shortfall. Providing there are additional funds going to the school equalization account, it would only be about \$122 million each year.

Vote: Motion that HB000212.A13 Do Pass carried unanimously.

Motion: REP. MENAHAN MOVED HB000215.A13 DO PASS. EXHIBIT 82.

Discussion: REP. MENAHAN stated this amendment increased the appropriation for Basic Education administrative costs by

\$185,000 each year. OPI's budget was reduced by \$370,000 in this area, which was a 36% reduction. This is for drug-free schools, as well as gifted and talented programs and technology training. Some schools are moving towards more vo-tech high school training as not as many classes are college-prep classes.

Vote: Motion that HB000215.A13 Do Pass failed 6 - 10 on a roll call vote, with REPS. BARNHART, JOHN JOHNSON, KADAS, McCANN, MENAHAN and QUILICI voting yes.

Motion: REP. DON HOLLAND MOVED HB000216.A13 DO PASS. EXHIBIT 83.

Discussion: REP. HOLLAND said he deleted the first item on this amendment so he is only offering the second item at this time. This amendment creates a restricted fund in OPI to pay for any termination costs associated with vocational education. In an effort to increase staff, this amendment would pick up the slack in that area. Mr. Groepper was concerned where OPI would have vacancy savings, as well as termination payouts. This amendment would ensure that when people in vocational education terminate, the positions wouldn't be kept vacant and would be filled immediately. CHAIRMAN ZOOK asked how many FTEs there were in the vocational education division. Mr. Groepper said there were eight FTEs, but some funds come from the federal Carl Perkins Act. REP. GRADY thought this was an unusual way to do this as it is usually done with supplements. He was concerned that they don't start a new precedent. REP. ROYAL JOHNSON said he wanted to take care of the situation. He reminded the committee that this is the only major budget in all of state government that is under their 1994 levels.

REP. KADAS said it was certainly an unique situation. He stated that the pay plan wasn't being changed here, but they would be using the general fund to help with payouts.

CHAIRMAN ZOOK said this amendment didn't do everything he would have liked, because vocational education is becoming more and more popular in the schools. In Miles City schools, where there are about 650 students, almost 150 are involved in vocational education programs. One of the problems he thinks could be that the superintendent's office doesn't seem to be support professionals in this area. CHAIRMAN ZOOK further stated his intention was to restrict FTEs and funding in that area so they couldn't be reduced. This amendment is moving towards the right direction and he fully supports it. REP. MENAHAN said there were many school districts who were opting for more vocational education training and agreed. REP. GRADY was still concerned that this would be starting a new precedent and he did not want to support that, although he did not like to speak against the Chairman.

Vote: Motion that HB000216.A13 Do Pass carried 11 - 7 on a roll call vote, with REPS. GRADY, BERGSAGEL, DEBRUYCKER, FELAND, FISHER, VICK and WISEMAN voting no.

Motion: REP. QUILICI MOVED HB000201.A13 DO PASS. EXHIBIT 84.

Discussion: REP. QUILICI stated this amendment does not have any general fund money, but restores the federal McKinney Homeless grant at OPI. He added that the subcommittee did not approve this item. Ms. Gray said there were only three programs in three schools who received this grant. REP. QUILICI said there had been additional research done on these types of grants. They were evaluated to provide more education and a better future for some of the eligible students.

Vote: Motion that HB000201.A13 Do Pass carried 13 - 5, with REPS. BERGSAGEL, FELAND, HOLLAND, KASTEN and VICK voting no.

REP. ROYAL JOHNSON continued by referring to page E-11, the budget for the Board of Education. He stated it was a very small budget. He proceeded to page E-12, the advisory council for the Board of Education which advises the Board on criteria and standards for teaching. Page E-14 was the School for Deaf and Blind in Great Falls. REP. JOHNSON stated this school should be funded better. The subcommittee had discussed outreach programs at length and found some money in OPI that they could use for hearing tests. They tried to coordinate that with this school and may contract for tests for hearing-impaired children across the state. He said there were specialists at the school who have a special way of identifying if a child has a hearing problem and he would like to put the outreach program back into the budget. The executive budget recommended 4% vacancy savings reduction in the school's budget and REP. JOHNSON wanted to put that back in also.

John Kinna, Superintendent, School for Deaf and Blind, Great Falls, said there were positive programs for both deaf and blind students all over Montana. The program is also successful in helping parents to learn to communicate with their hearing-impaired children. There is direct care staff at the school who must have shifts that include 24-hour-day care. The executive budget recommended 4% vacancy savings reduction on all programs and FTEs. Mr. Kinna further stated that one of the problems with meeting vacancy savings with such a small staff is that there is not much turnover. REP. MENAHAN agreed that 4% vacancy savings is too high for that school. Mr. Kinna said he would like to offer an amendment to exempt the School for the Deaf and Blind from vacancy savings.

REP. FISHER stated she thought there was money in special education and wondered why the federal government didn't help more. Bill Sykes, School for Deaf and Blind, said he would check with their legal staff to see why they do not qualify for other federal funds.

REP. ROYAL JOHNSON said he would like to coordinate the outreach program with OPI as there is about \$360,000 in that program.

REP. BARNHART said she had heard that there were people who sign for hearing-impaired children who are not as well trained and certified as they should be. **Mr. Kinna** agreed and said they couldn't keep certified signing interpreters who know where to stand and how to help children in public schools. He said some interpreters go to classes with them. He added that some school administrators do not advocate national certification for signers, but prefer state certification. There are levels of training for interpreters and it is sometimes hard to get good ones that are actually beneficial to the students and keep them interested in their classes. **REP. BARNHART** said we probably don't pay enough to keep good signers and interpreters.

Motion: **REP. ROYAL JOHNSON MOVED HB000209.A13 DO PASS. EXHIBIT 85.**

Discussion: **REP. JOHNSON** said the School for the Deaf and Blind in Great Falls has the opportunity occasionally to rent out some of their facilities, such as the swimming pool and gymnasium. It is not a major item and is only about \$4,000 per year. This amendment places a cap on the appropriation not to exceed \$10,000 per year.

Vote: Motion that HB000209.A13 Do Pass carried unanimously.

Motion: **REP. WISEMAN MOVED HB000211.A13 DO PASS. EXHIBIT 86.**

Discussion: **REP. WISEMAN** said this amendment removes the 4% vacancy savings reduction recommended by the executive budget. The staff at this school are caregivers who must take make sure shifts are covered for 24-hours-a-day, 7 days a week for the students who live at the school. It is a small staff and vacancy savings would do the students more harm than good. They have already suffered reductions in the school and because of closing some cottages, they now have some blind students who live with hearing-impaired students in the same cottages. This amendment is only about \$113,000 each year. **REP. GRADY** said he opposed the amendment because the school will be able to take advantage of the vacancy savings budget for small agencies at the Department of Administration.

Vote: Motion that HB000211.A13 Do Pass failed 5 - 13 on a roll call vote, with REPS. DEBRUYCKER, JOHN JOHNSON, MENAHAN, QUILICI and WISEMAN voting yes.

Motion: **REP. WISEMAN MOVED HB000213.A13 DO PASS. EXHIBIT 87.**

Discussion: **REP. WISEMAN** said this amendment restores the outreach program to 100% general fund as recommended in the executive budget. The amendment adds \$120,000 each year and reduces state special revenue by the same amount. The Education subcommittee proposed a budget for the outreach program for \$210,000 each year with \$90,000 from general fund. The \$120,000

balance of the budget is derived from revenue received from billing school districts for services. **REP. JOHNSON** added that if the program is important, school districts should agree to pay for services.

Dennis Slonaker, outreach worker for the school, stated there were five FTEs and now he is the only one. The school districts do not subscribe to these services because they say they don't have the money to pay for them. There are many districts who have cut their talented and gifted programs along with the sports and music programs. The critical problem is that he knows there are kids who are falling through the cracks, and the school in Great Falls doesn't always know where and who they are. **CHAIRMAN ZOOK** said he was amazed that more parents didn't contact the school themselves.

REP. GRADY said he was also against this amendment. He felt the subcommittee did a lot of work to come up with these budgets. **REP. KADAS** asked how many FTEs would be in the outreach program with \$90,000 each year. **Mr. Sykes** said they could have two additional people and they would evaluate where to place them.

{Tape: 14; Side: A; Approx. Counter: 0.1.}

Motion/Vote: **REP. KADAS MOVED SUBSTITUTE MOTION TO INCREASE AMOUNT TO \$120,000 EACH YEAR.** Motion carried 10 - 8 on a roll call vote with **REPS. GRADY, BERGSAGEL, COBB, FELAND, ROYAL JOHNSON, KASTEN, VICK** and **CHAIRMAN ZOOK** voting no.

REP. ROYAL JOHNSON continued on page E-23 with the vocational education council. This was also a small budget and the subcommittee left it relatively intact. There were no amendments since the funding is from the federal Carl Perkins Act.

REP. ROYAL JOHNSON said the Montana University System, on page E-25, went through a very extensive review in subcommittee. He said the system is growing and has been going through a restructure for the past two years. Some think they should do a lump sum budget with all the units together. Others didn't agree. They need to decide where the budget will be handled. Most felt it would be improper to have a lump sum budget. Tuition has been raised substantially and will be raised again, but despite that, some requirements will be authorized. Some schools will get more tuition than others and will share those funds with other units. There is also a UTU agreement being discussed that includes teachers contracts. There is an assessment chart included in the agreement that will be used to assess the situation over the next four years. Besides that, the regular pay plan will add 4% to some teachers' salaries at the end of two years. They will then be assessed and if the regents and Commissioner and legislature are all happy with it, it will be carried on for another two years. Ultimately, they will have a 25% increase over a four-year period. The funding for this UTU agreement comes from three sources: mill levies, general fund,

tuition, with tuition being the flexible source. There was \$15 million from the general fund put aside for the university system. **REP. JOHNSON** further stated that the legislature has no control of the system at the present and he agrees that it needs to be restructured.

Jeff Baker, Commissioner of Higher Education, said the Board of Regents did something very instrumental in September 1993, by starting in a different direction. He agreed that they carry a lot of baggage right now and people are concerned with commitment and accountability. They have decided to become partners with the legislature and not do what has been done in the past. They have worked very hard to create a system where people will work together and they want to move forward to build credibility and put confidence into the process.

Mr. Baker continued by saying that higher education is wrestling with issues of access, quality and price. By access, he means that students should be able to get into higher education if they so wish. The quality of a good education is difficult to define. Price means tuition and they are giving particular commitments to Montana students. They need to look ahead to establish numbers for units and try to estimate what high school graduates' needs would be. They have made the commitment that the 24,000 resident students will have access to higher education. They will refund general fund money they receive from the state if the system goes over 24,000. They will also limit the amount of in-state tuition they can capture. Access also means that they will maintain only about 20% of the students will be from out of state. **Mr. Baker** assured the committee that they will benchmark business practices to allow very specific and detailed operations on where to cut costs. There are currently 51 programs and they will look at program elimination. The biggest step is the UTU agreement.

REP. JOHNSON said the participation by the Governor's office will move this system forward to being able to address the needs and concerns of parents as well as students. **Mr. Baker** said they may restructure the credit loads a student can take, allowing them to take more at a time if they so choose. They will give the Governor and legislature annual reports on their success. If, after review, they deem the new structure unsuccessful, they will not move forward.

Mr. Baker continued with saying that they will make commitments up-front and give the students tuition schedules so they know what they will pay for the next two years. The university system will receive \$161.7 million for the biennium and will maintain that they can work within that amount.

Mr. Baker distributed a tuition chart for MSU-Bozeman and a chart for the university system funding per student. **EXHIBITS 88 and 89.**

Mr. Baker then made an offer that if the legislature wants more accountability, they could hold back \$10 million of the \$161 million, let the agreements take shape and let the Governor endorse the agreements first. The university system is prepared to hold their budget at \$151 million until the agreements are successfully signed. They want a new beginning and want to move forward with a trusting and responsible relationship.

REP. ROYAL JOHNSON said there were many communications with the Commissioner and the Governor and they are presently at a stalemate. The committee just heard what would be acceptable to the Commissioner, but the subcommittee has already decided what was acceptable to the legislature.

{Tape: 14; Side: B; Approx. Counter: 1.1.}

Motion: **REP. ROYAL JOHNSON MOVED HB000202.A02 DO PASS. EXHIBIT 90.**

Discussion: **REP. JOHNSON** stated this is a language amendment which specifies the full amount of audit costs for the university system and community colleges and requires that funds other than those appropriated in HB 2 be used for a portion of those costs. The total audit costs are estimated to be about \$733,000.

Vote: Motion that HB000202.A02 Do Pass carried unanimously.

Motion: **REP. KADAS MOVED HB000204.A02 DO PASS. EXHIBIT 91.**

Discussion: **REP. KADAS** said this amendment adds appropriation of \$6.2 million in 1996 and \$2.5 million in 1997 to increase tuition to the executive modified budget level. This amendment also allows the university system to request budget amendments for tuition up to the total tuition level in the executive budget. It strikes language that would allow the university system to seek a general fund supplemental appropriation tuition collected did not exceed \$141.8 million.

REP. ROYAL JOHNSON stated he resisted the amendment. **REP. QUILICI** said he has seen amendments like this over the years and wondered why they just didn't fund the \$15 million up-front rather than have them come back for supplements.

Vote: Motion that HB000204.A02 Do Pass failed 5 - 13 on a roll call vote, with REPS. BARNHART, JOHN JOHNSON, KADAS, MENAHAN and QUILICI voting yes.

Motion: **REP. KADAS MOVED HB000205.A02 DO PASS. EXHIBIT 92.**

Discussion: **REP. KADAS** said this amendment adds general funds of \$7.6 million in 1996 and \$7.2 million in 1997 to replace all general fund cut from the executive budget except the new proposal for the university's needs which totals \$1.3 million in 1996 and \$1.7 million in 1997. He continued by saying that

secondary education is a mechanism to train the young people of Montana to meet their future. He thought they would be driving the system to the ground and it would soon be on the same level as the state of Mississippi. The state keeps backing out of any obligation to support quality higher education.

REP. QUILICI asked what they were saving the money for. He said the students should be in school receiving good, quality educations.

CHAIRMAN ZOOK said the total budget for the university system, including the \$15 million supplemental, was \$415 million. **REP. WISEMAN** said there were many increases being considered and he doesn't agree with **REP. KADAS** that the system is going into the ground.

REP. GRADY asked **Mr. Baker** what the cost of educating our students was. **Mr. Baker** said the total university system budget is \$500 million and 27% of that comes from the state, with the rest from grants, federal government and student tuition. **REP. GRADY** said he certainly did not think the quality of Montana's higher education was deteriorating.

Vote: Motion that HB000205.A02 Do Pass failed 6 - 12 on a roll call vote, with **REPS. BARNHART, JOHN JOHNSON, KADAS, McCANN, MENAHAN** and **QUILICI** voting yes.

Motion: **REP. ZOOK** MOVED HB000217.A13 DO PASS. EXHIBIT 93.

Discussion: **REP. ZOOK** said this appropriates the budget for administering secondary vocational education programs in Montana and was a line-item and restricted appropriation. It is from the federal Carl Perkins act and appropriates \$170,000 general fund and \$170,000 federal each year.

Vote: Motion that HB000217.A13 Do Pass carried 16 - 2, with **REPS. DEBRUYCKER** and **KADAS** voting no.

Motion/Vote: **REP. ROYAL JOHNSON** MOVED HB 2 SECTION E DO PASS AS AMENDED. Motion carried unanimously.

Motion: **REP. KASTEN** MOVED HB000202.A01 DO PASS. EXHIBIT 94.

Discussion: **REP. KASTEN** said this was boilerplate language written by the legislative fiscal analyst office.

Vote: Motion that HB000202.A01 Do Pass carried unanimously.

Dan Gengler, Budget Analyst for the Budget Office, submitted a memo on performance-based budgeting. This is a step in the three-part plan to move towards performance-based budgeting and they have recommended some departments for the initial phase of the process. Those agencies are listed on page 3 of the exhibit. EXHIBIT 95.

HOUSE APPROPRIATIONS COMMITTEE

March 3, 1995

Page 69 of 70

{Tape: 15; Side: A; Approx. Counter: 0.1.}

Clayton Schenck, Legislative Fiscal Analyst, reminded the committee that the traditional procedure for HB 2 is to make a motion to strike everything after the enacting clause and insert all action passed by the House Appropriations Committee.

Motion/Vote: REP. GRADY MOVED HB 2 FINAL ACTION TO STRIKE EVERYTHING AFTER THE ENACTING CLAUSE AND INSERT ALL ACTION PASSED BY THE HOUSE APPROPRIATIONS COMMITTEE. Motion carried unanimously.

Motion: REP. COBB MOVED HB 2 DO PASS AS AMENDED. Motion carried 14 - 4, with REPS. BERGSAGEL, COBB, FELAND and KADAS voting no.

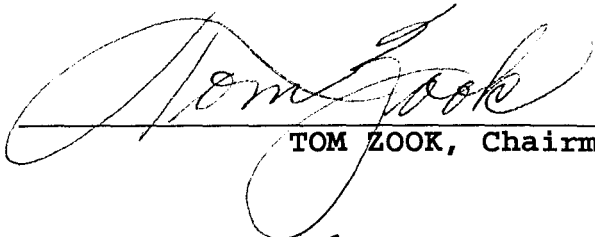
HOUSE APPROPRIATIONS COMMITTEE

March 3, 1995

Page 70 of 70

ADJOURNMENT

Adjournment: 8:30 p.m.


TOM ZOOK, Chairman


MARJORIE PETERSON, Secretary

TZ/mp

HOUSE OF REPRESENTATIVES

Appropriations

ROLL CALL

DATE 3-3-95

NAME	PRESENT	ABSENT	EXCUSED
Rep. Tom Zook, Chairman	✓		
Rep. Ed Grady, Vice Chairman, Majority	✓		
Rep. Joe Quilici, Vice Chairman, Minority	✓		
Rep. Beverly Barnhart	✓		
Rep. Ernest Bergsagel	✓		
Rep. John Cobb	✓		
Rep. Roger DeBruycker	✓		
Rep. Gary Feland	✓		
Rep. Marj Fisher	✓		
Rep. Don Holland	✓		
Rep. John Johnson	✓		
Rep. Royal Johnson	✓		
Rep. Mike Kadas	✓		
Rep. Betty Lou Kasten	✓		
Rep. Matt McCann	✓		
Rep. Red Menahan	✓		
Rep. Steve Vick	✓		
Rep. Bill Wiseman	✓		



HOUSE STANDING COMMITTEE REPORT

March 10, 1995

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that House Bill 2 (first reading copy -- white) do pass as amended.

Signed: _____

Tom Zook
Tom Zook, Chair

And, that such amendments read:

Strike everything after the enacting clause and insert attached.

-END-

Committee Vote:
Yes 14, No 4.

561501SC.Hbk

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-8-95 BILL NO. HB 2

MOTION Rep. Kadas moved HB 000 205.A02 Do Pass.
Motion failed 6-12.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb		✓
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-8-95 BILL NO. HB 2
MOTION Rep. Kadas moved HB000204. A02 Do
Pass. motion failed 5-13.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb		✓
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-8-95 BILL NO. HB 2

MOTION Rep. Wiseman moved HB000213, A13 Do
Pass. Rep. Kadas made substitute motion to
increase to \$120,000 each year. motion carried 10-8.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb		✓
Rep. Roger DeBruycker	✓	
Rep. Gary Feland		✓
Rep. Marjorie Fisher	✓	
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-8-95

BILL NO. HB 2

MOTION Rep. Wiseman moved HB 000211. A13

Do Pass. motion failed 5-13.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart		✓
Rep. Ernest Bergsagel		✓
Rep. John Cobb		✓
Rep. Roger DeBruycker	✓	
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-8-95 BILL NO. HB 2

MOTION Rep. Holland moved HB 000216.A13 Do
Pass motion carried 11-7.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN	✓	

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-8-95 BILL NO. NB 2

MOTION Rep. Menahan moved NB 000215, A13 to
Pass. motion failed 6-10.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb		
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95 BILL NO. HB 2

MOTION Rep. Fister moved HB 000 235. A09
Do Pass. motion failed 6-12.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY	✓	
Rep. Beverly Barnhart		✓
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland	✓	
Rep. Marjorie Fisher	✓	
Rep. Don Holland	✓	
Rep. John Johnson		✓
Rep. Royal Johnson		✓
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick	✓	
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95 BILL NO. HB 2
MOTION Rep. Cobb moved HB 000215. A09 Do Pass.
motion failed 7-11.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher		✓
Rep. Don Holland	✓	
Rep. John Johnson		✓
Rep. Royal Johnson	✓	
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick		✓
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95 BILL NO. AB 2

MOTION Rep. Cobb moved HB000205.A09 Item 1
3% No Pass. motion carried 12-6.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY	✓	
Rep. Beverly Barnhart		✓
Rep. Ernest Bergsagel	✓	
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher	✓	
Rep. Don Holland	✓	
Rep. John Johnson		✓
Rep. Royal Johnson	✓	
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick	✓	
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN	✓	

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95

BILL NO. NB 2

MOTION Rep. Kasten moved substitute motion on
NB000205.A09, Item 1, 2 1/2% Do Pass.
motion failed 9-9.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY	✓	
Rep. Beverly Barnhart		✓
Rep. Ernest Bergsagel	✓	
Rep. John Cobb		✓
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher	✓	
Rep. Don Holland		✓
Rep. John Johnson		✓
Rep. Royal Johnson	✓	
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann		✓
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick	✓	
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN	✓	

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95 BILL NO. HB 2

MOTION Rep. Kadas moved substitute motion of
1.5% on Item 2b, HB 000204. A0900 Pass.
Motion carried 12-6.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel	✓	
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson		✓
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick	✓	
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN	✓	

HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95

BILL NO. HB 2

MOTION Rep. Cobb moved HB 000204. A09 Item 2b.
Do Pass. Rep. Kadas moved substitute at 1.5%.
Motion carried 10-8.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel	✓	
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson		✓
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick	✓	
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95 BILL NO. HB 2

MOTION Rep. Barnhart moved HB000217 A09

Do Pass. motion failed 9-9.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		
Rep. Gary Feland	✓	
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95

BILL NO. HB 2

MOTION Rep. Cobb moved HB000204.A09, Item 4 F
Do Pass. motion failed 9-9.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher	✓	
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95 BILL NO. HB 2

MOTION Rep. Royal Johnson moved DFS Amendment,
March 6, 1995 Do Pass. Motion failed 9-9.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher	✓	
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95 BILL NO. HB 2

MOTION Rep. Cobb moved HB000232. A09, #6,
Do Pass. motion failed 7-11.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher		✓
Rep. Don Holland	✓	
Rep. John Johnson		✓
Rep. Royal Johnson		✓
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick	✓	
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95 BILL NO. HB 2

MOTION Rep. Cobb moved HB000225.A09

Do Pass. motion carried 17-1.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY	✓	
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel	✓	
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher	✓	
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann	✓	
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick	✓	
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN	✓	

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95

BILL NO. HB 2

MOTION Rep. Kadas moved HB 000214. A10 Do
Pass. motion failed 7-11.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-7-95 BILL NO. NB 2

MOTION Rep. Cobb moved NB 0002 01.A10

Do Pass. motion carried 13-5.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY	✓	
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland	✓	
Rep. Marjorie Fisher		✓
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN	✓	

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95

BILL NO. HB 2

MOTION Rep. DeBruycker moved HB 000 209. A12
Do Pass. motion failed 8-10.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland		✓
Rep. Marjorie Fisher	✓	
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95 BILL NO. HB 2

MOTION Rep. Cobb moved substitute motion of
HB 000214.A08 - 50% general fund, 50% county govt.
Do Pass. motion failed 7-11.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland	✓	
Rep. John Johnson		✓
Rep. Royal Johnson		✓
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick	✓	
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95 BILL NO. HB 2

MOTION Chairman Zook moved HB 000 214. AOS
Do Pass. motion failed 8-10.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN	✓	

HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95 BILL NO. HB2

MOTION Rep. Guilici moved HB000213 A08 Do
Pass. motion failed 8-10.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart		✓
Rep. Ernest Bergsagel		✓
Rep. John Cobb		✓
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN	✓	

HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95 BILL NO. HB 2

MOTION Rep. Quilici moved HB 000212. A08 Do
Pass. Motion failed 6-12.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb		✓
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann		✓
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95 BILL NO. 14B2

MOTION Rep. Feland moved HB 000204. A13 Do
Pass. motion carried unanimously.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY	✓	
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel	✓	
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher	✓	
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick	✓	
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN	✓	

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95

BILL NO. HB 2

MOTION Rep. Feland moved HB 000206. A13 to
Pass. motion carried 14-4.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY	✓	
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel	✓	
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland	✓	
Rep. Marjorie Fisher	✓	
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick	✓	
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN	✓	

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95 BILL NO. AB 2

MOTION Rep. Fisher moved HB000207 A13 Do Pass.
motion failed 7-10.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb		✓
Rep. Roger DeBruycker	✓	
Rep. Gary Feland		✓
Rep. Marjorie Fisher	✓	
Rep. Don Holland		
Rep. John Johnson		✓
Rep. Royal Johnson	✓	
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann		✓
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick	✓	
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN	✓	

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95

BILL NO. HB 2

MOTION Rep. Kadas moved HB 000202, A15 Dr
Pass. motion carried 11-6.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland		
Rep. Marjorie Fisher	✓	
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95 BILL NO. HB 2

MOTION Rep. Royal Johnson moved HB 000204 A03
Do Pass. motion failed 7-11.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95

BILL NO. HB 2

MOTION Rep. Royal Johnson moved HB 0002 A.P. ARP
Do Pass. motion failed 5-13.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95 BILL NO. HB 2

MOTION Rep. Cobb moved HB 000201.A03 Do Pass.
Motion failed 8-10.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95 BILL NO. HB 2

MOTION Rep. Cobb moved HB 000211. A12
Do Pass. motion failed 8-9.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart		✓
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		
Rep. Tom Zook, CHAIRMAN		✓

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-6-95 BILL NO. HB 2

MOTION Rep. Menahan moved HB000217. AID
Do Pass. motion failed 5-12.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb		✓
Rep. Roger DeBruycker	✓	
Rep. Gary Feland		✓
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		
Rep. Tom Zook, CHAIRMAN		✓

HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-3-95

BILL NO. HB 2

MOTION Rep. DeBruycker moved HB 2 Amendment
HB 000203. A12 Do Pass. motion carried
11-4.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel	✓	
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland		✓
Rep. Marjorie Fisher	✓	
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson		
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann		
Rep. Red Menahan		
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN	✓	

Office of Legislative Fiscal Analyst
General Fund Comparison
95 Biennium Versus Subcommittee Action 97 Biennium

DATE 3-3-95HB 2

Agcy Code	Agency Name	Total Budget Fiscal 94-95	Present Law Leg. Budget Fiscal 96-97	Percent Change 95B to 97B	New Proposals Fiscal 96-97	Total Leg. Budget Fiscal 96-97	Percent Change 95B to 97B	Difference 97 Biennium - 95 Biennium
1101	Legislative Auditor	2,566,515	2,798,226	9.03%	0	2,798,226	9.03%	231,711
1102	Legislative Fiscal Analyst	1,619,761	1,618,682	-0.07%	0	1,618,682	-0.07%	(1,079)
1104	Legislative Council	3,840,016	3,781,784	-1.52%	1,240,637	5,022,421	30.79%	1,182,405
1111	Environmental Quality Council	550,410	523,720	-4.85%	0	523,720	-4.85%	(26,690)
2110	Judiciary	10,838,601	11,565,767	6.71%	(47,721)	11,518,046	6.27%	679,445
3101	Governors Office	4,469,902	4,714,345	5.47%	(145,712)	4,568,633	2.21%	98,731
3201	Secretary Of States Office	108,742	74,609	-31.39%	0	74,609	-31.39%	(34,133)
3202	Commissioner Of Political Prac	250,011	294,748	17.89%	194,680	489,428	95.76%	239,417
3401	State Auditors Office	3,984,336	4,139,156	3.89%	(173,582)	3,965,574	-0.47%	(18,762)
3501	Office Of Public Instruction	87,065,101	93,016,197	6.84%	(65,419)	92,950,778	6.76%	5,885,677
4107	Crime Control Division	925,086	970,354	4.89%	0	970,354	4.89%	45,268
4108	Highway Traffic Safety	361,397	500,000	38.35%	0	500,000	38.35%	138,603
4110	Department Of Justice	22,472,592	28,784,916	28.09%	698,071	29,482,987	31.20%	7,010,395
5100	University System	215,472,715	220,448,623	2.31%	(17,289,451)	203,159,172	-5.71%	(12,313,543)
5101	Board Of Public Education	217,721	232,837	6.94%	0	232,837	6.94%	15,116
5113	School For The Deaf & Blind	5,075,167	5,559,006	9.53%	(30,276)	5,528,730	8.94%	453,563
5114	Montana Arts Council	243,178	234,566	-3.54%	0	234,566	-3.54%	(8,612)
5115	Library Commission	2,119,804	2,602,403	22.77%	200,730	2,803,133	32.24%	683,329
5117	Historical Society	2,639,182	2,759,792	4.57%	(118,728)	2,641,064	0.07%	1,882
5201	Dept Of Fish, Wildlife & Parks	563,961	560,613	-0.59%	32,000	592,613	5.08%	28,652
5301	Dept Health & Environ Sciences	6,697,935	7,765,639	15.94%	(24,513)	7,741,126	15.57%	1,043,191
5401	Department Of Transportation	60,709	0	-100.00%	0	0	-100.00%	(60,709)
5501	Department Of State Lands	16,064,329	18,600,424	15.79%	(427,477)	18,172,947	13.13%	2,108,618
5603	Department Of Livestock	763,746	972,640	27.35%	(57,223)	915,417	19.86%	151,671
5706	Dept Nat Resource/Conservation	6,250,097	9,080,527	45.29%	(169,262)	8,911,265	42.58%	2,661,168
5801	Department Of Revenue	40,147,421	45,421,931	13.14%	(851,190)	44,570,741	11.02%	4,423,320
6101	Department Of Administration	7,078,689	6,482,991	-8.42%	(201,455)	6,281,536	-11.26%	(797,153)
6201	Department Of Agriculture	889,320	929,969	4.57%	0	929,969	4.57%	40,649
6401	Corrections & Human Services	154,628,701	174,515,646	12.86%	6,796,180	181,311,826	17.26%	26,683,125
6501	Department Of Commerce	2,844,648	3,418,978	20.19%	50,096	3,469,074	21.95%	624,426
6602	Labor & Industry	1,599,753	2,384,491	49.05%	41,453	2,425,944	51.64%	826,191
6701	Dept Of Military Affairs	3,903,570	4,106,397	5.20%	191,694	4,298,091	10.11%	394,521
6901	Dept Social & Rehab Services	232,445,314	265,622,514	14.27%	(82,232)	265,540,282	14.24%	33,094,968
6911	Department Of Family Services	65,423,897	69,084,398	5.60%	2,602,439	71,686,837	9.57%	6,262,940
Totals		\$904,182,327	\$993,566,889	9.89%	(\$7,636,261)	\$985,930,628	9.04%	\$81,748,301

Office of Legislative Fiscal Analyst
All Budgeted Funds Comparison
95 Biennium Versus Subcommittee Action 97 Biennium

Agcy Code	Agency Name	Total Budget Fiscal 94-95	Present Law Leg. Budget Fiscal 96-97	Percent Change 95B to 97B	New Proposals Fiscal 96-97	Total Leg. Budget Fiscal 96-97	Percent Change 95B to 97B	Difference 97 Biennium - 95 Biennium
1101	Legislative Auditor	5,300,470	5,284,583	-0.30%	0	5,284,583	-0.30%	(15,887)
1102	Legislative Fiscal Analyst	1,619,761	1,618,682	-0.07%	0	1,618,682	-0.07%	(1,079)
1104	Legislative Council	5,204,637	5,199,229	-0.10%	1,240,637	6,439,866	23.73%	1,235,229
1111	Environmental Quality Council	564,224	551,803	-2.20%	0	551,803	-2.20%	(12,421)
1112	Consumer Counsel	1,873,230	2,033,863	8.58%	0	2,033,863	8.58%	160,633
2110	Judiciary	11,976,258	12,646,901	5.60%	129,534	12,776,435	6.68%	800,177
3101	Governors Office	4,974,733	5,527,381	11.11%	(368,453)	5,158,928	3.70%	184,195
3201	Secretary Of States Office	3,198,070	3,587,990	12.19%	345,174	3,933,164	22.99%	735,094
3202	Commissioner Of Political Prac	250,011	294,748	17.89%	194,680	489,428	95.76%	239,417
3401	State Auditors Office	6,327,929	6,845,266	8.18%	(247,200)	6,598,066	4.27%	270,137
3501	Office Of Public Instruction	160,963,975	234,940,535	45.96%	7,008,333	241,948,868	50.31%	80,984,893
4107	Crime Control Division	9,443,271	10,322,830	9.31%	3,060,465	13,383,295	41.72%	3,940,024
4108	Highway Traffic Safety	2,722,514	9,694,913	256.10%	0	9,694,913	256.10%	6,972,399
4110	Department Of Justice	63,739,298	69,215,253	8.59%	3,347,345	72,562,598	13.84%	8,823,300
4201	Public Service Regulation	4,183,587	4,095,547	-2.10%	4,000	4,099,547	-2.01%	(84,040)
5100	University System	435,297,405	456,626,056	4.90%	(10,381,340)	446,244,716	2.51%	10,947,311
5101	Board Of Public Education	389,013	418,577	7.60%	0	418,577	7.60%	29,564
5113	School For The Deaf & Blind	5,960,817	6,669,938	11.90%	(226,833)	6,443,105	8.09%	482,288
5114	Montana Arts Council	1,455,789	1,580,456	8.56%	62,934	1,643,390	12.89%	187,601
5115	Library Commission	4,168,013	6,372,050	52.88%	253,652	6,625,702	58.97%	2,457,689
5116	Vocational Education Council	321,402	335,050	4.25%	0	335,050	4.25%	13,648
5117	Historical Society	5,224,624	5,473,908	4.77%	161,282	5,635,190	7.86%	410,566
5201	Dept Of Fish, Wildlife & Parks	69,266,277	71,478,049	3.19%	2,998,540	74,476,589	7.52%	5,210,312
5301	Dept Health & Environ Sciences	110,359,504	115,135,945	4.33%	3,519,725	118,655,670	7.52%	8,296,166
5401	Department Of Transportation	667,836,790	686,467,400	2.79%	35,949,559	722,416,959	8.17%	54,580,169
5501	Department Of State Lands	40,384,882	44,452,251	10.07%	1,208,008	45,660,259	13.06%	5,275,377
5603	Department Of Livestock	11,084,581	11,640,728	5.02%	(188,931)	11,451,797	3.31%	367,216
5706	Dept Nat Resource/Conservation	24,292,494	24,549,166	1.06%	(197,211)	24,351,955	0.24%	59,461
5801	Department Of Revenue	44,355,056	48,760,176	9.93%	(1,016,229)	47,743,947	7.64%	3,388,891
6101	Department Of Administration	89,831,181	86,146,320	-4.10%	2,807,044	88,953,364	-0.98%	(877,81)
6103	State Compensation Ins. Fund	9,902,731	0	-100.00%	0	0	-100.00%	(9,902,731)
6104	Public Employees Retirement Bc	2,242,975	2,583,221	15.17%	(73,438)	2,509,783	11.90%	266,808
6105	Teachers Retirement Board	1,288,541	1,446,888	12.29%	(33,650)	1,413,238	9.68%	124,697
6201	Department Of Agriculture	15,686,023	16,486,985	5.11%	782,392	17,269,377	10.09%	1,583,354
6401	Corrections & Human Services	186,605,942	206,843,191	10.84%	12,895,598	219,738,789	17.76%	33,132,847
6501	Department Of Commerce	119,960,029	114,854,456	-4.26%	1,082,417	115,936,873	-3.35%	(4,023,156)
6602	Labor & Industry	81,870,824	83,317,304	1.77%	(1,054,368)	82,262,936	0.48%	392,112
6701	Dept Of Military Affairs	12,839,541	13,254,833	3.23%	1,274,691	14,529,524	13.16%	1,689,983
6901	Dept Social & Rehab Services	959,802,595	1,063,970,798	10.85%	8,879,274	1,072,850,072	11.78%	113,047,477
6911	Department Of Family Services	108,939,266	119,520,800	9.71%	5,695,919	125,216,719	14.94%	16,277,453
Totals		\$3,291,708,263	\$3,560,244,070	8.16%	\$79,113,550	\$3,639,357,620	10.56%	\$347,649,357

Office of Legislative Fiscal Analyst

General Fund Appropriation Summary By Agency - Executive Comparison

Run Date and Time: 02/24/95 04:40 PM

Clayton Schenck
Director, Rm 105

Present Law & New Proposals	Base Budget		Executive Total Budget		Legislative Ov(Un) Exec		Executive Total Budget		Legislative Ov(Un) Exec	
	Fiscal 1994	Fiscal 1996	Fiscal 1996	Fiscal 1994	Fiscal 1996	Fiscal 1996	Fiscal 1994	Fiscal 1997	Fiscal 1997	97 Biennium
Summary										
General Government & Transportation	37,397,072	41,944,115	40,547,755	37,397,072	(1,396,360)	40,883,861	42,491,927	(1,608,066)	(3,004,426)	
Human Services	148,865,156	179,555,921	169,380,037	148,865,156	(10,175,884)	178,014,152	196,738,905	(18,724,753)	(28,900,637)	
Natural Resources & Commerce	13,791,560	16,852,886	16,590,459	13,791,560	(262,427)	16,400,826	16,501,903	(101,077)	(363,504)	
Institutions & Public Safety	94,424,951	119,878,802	111,160,213	94,424,951	(8,718,589)	111,081,808	119,525,516	(8,443,708)	(17,162,297)	
Education	58,580,617	162,464,717	153,957,661	58,580,617	(8,507,056)	147,913,856	158,763,460	(10,849,604)	(19,356,660)	
All Committees	353,059,356	520,696,441	491,636,125	353,059,356	(29,060,316)	494,294,503	534,021,711	(39,727,208)	(68,787,524)	

Office of Legislative Fiscal Analyst

All Funds Appropriation Summary By Agency—Executive Comparison

Run Date and Time : 02/24/95 04:42 PM

Present Law & New Proposals	Base		Executive		Legislative		Base		Executive		Legislative		Legislative		Legislative	
	Budget	Fiscal 1994	Total Budget	Fiscal 1996	Action	Fiscal 1996	Ov(Un) Exec	Fiscal 1996	Total Budget	Fiscal 1997	Ov(Un) Exec	Fiscal 1997	Action	Fiscal 1997	Ov(Un) Exec	97 Biennium
Summary																
General Government & Transportation	415,326,291		511,209,989		451,196,600		(60,013,389)		498,834,171		(42,108,662)		456,725,509		(102,122,051)	
Human Services	606,785,884		721,938,987		688,969,201		(32,969,786)		770,348,077		(60,331,881)		710,016,196		(93,301,667)	
Natural Resources & Commerce	135,746,041		169,251,516		149,951,227		(19,300,289)		153,705,003		(10,409,833)		143,295,170		(29,710,122)	
Institutions & Public Safety	140,891,009		184,145,314		172,917,867		(11,227,447)		181,368,015		(10,472,481)		170,895,534		(21,699,928)	
Education	326,364,242		365,264,451		411,496,075		46,231,624		357,141,906		(73,247,665)		283,894,241		(27,016,041)	
All Committees	<u>1,625,113,467</u>		<u>1,951,810,257</u>		<u>1,874,530,970</u>		<u>(77,279,287)</u>		<u>1,961,397,172</u>		<u>(196,570,522)</u>		<u>1,764,826,650</u>		<u>(273,849,809)</u>	

Office of Legislative Fiscal Analyst

General Fund Appropriation Summary By Agency - Executive Comparison

Run Date and Time : 02/24/95 04:40 PM

Clayton Schenck
Director, Rm 105

Present Law & New Proposals	Base		Executive		Legislative		Base		Executive		Legislative		Legislative	
	Budget	Fiscal 1994	Total Budget	Fiscal 1996	Action	Ov(Un) Exec	Budget	Fiscal 1994	Total Budget	Fiscal 1997	Action	Ov(Un) Exec	Ov(Un) Exec	97 Biennium
General Government & Transportation														
Chairperson Rep. Grady														
1101 Legislative Auditor	1,247,557		1,481,035	1,391,527		(89,508)	1,247,557		1,496,327		1,406,699	(89,628)	(179,136)	
1102 Legislative Fiscal Analyst	768,231		819,196	801,689		(17,507)	768,231		837,105		816,993	(20,112)	(37,619)	
1104 Legislative Council	1,681,624		2,580,710	2,264,327		(316,383)	1,681,624		3,077,456		2,758,094	(319,362)	(635,745)	
1109 Legislature-Senate														
1110 Legislature-House														
1111 Environmental Quality Council	272,898		309,008	263,008		(46,000)	272,898		306,950		260,712	(46,238)	(92,238)	
2110 Judiciary	5,351,461		5,784,248	5,775,569		(8,679)	5,351,461		5,753,514		5,742,477	(11,037)	(19,716)	
3101 Governors Office	2,212,686		2,548,707	2,306,779		(241,928)	2,212,686		2,498,097		2,261,854	(236,243)	(478,171)	
3201 Secretary Of States Office	40,309		37,119	37,119			40,309		37,490		37,490			
3202 Commissioner Of Political Prac	126,627		152,581	253,772		101,191	126,627		147,220		235,656	88,436	189,627	
3401 State Auditors Office	1,904,694		2,014,713	1,996,241		(18,472)	1,904,694		1,994,864		1,969,333	(25,531)	(44,003)	
5401 Department Of Transportation	28,360		150,000			(150,000)	28,360		250,000			(250,000)	(400,000)	
5801 Department Of Revenue	20,520,178		22,343,806	22,302,983		(40,823)	20,520,178		22,391,686		22,267,758	(123,928)	(164,751)	
6101 Department Of Administration	3,242,447		3,722,992	3,154,741		(568,251)	3,242,447		3,701,218		3,126,795	(574,423)	(1,142,674)	
Totals	37,397,072		41,944,115	40,547,755		(1,396,360)	37,397,072		42,491,927		40,883,861	(1,608,066)	(3,004,426)	
Percent of Total General Fund	10.59%		8.06%	8.25%		4.81%	10.59%		7.96%		8.27%	4.05%	4.37%	

Office of Legislative Fiscal Analyst

All Funds Appropriation Summary By Agency - Executive Comparison

Run Date and Time: 02/24/95 04:42 PM

Present Law & New Proposals	Base Budget		Executive Total Budget		Legislative Action		Legislative Ov(Un) Exec		Executive Total Budget		Legislative Action		Legislative Ov(Un) Exec		Legislative Ov(Un) Exec	
	Fiscal 1994	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1997	97 Biennium
General Government & Transportation																
Chairperson Rep. Grady																
1101 Legislative Auditor	2,522,670	2,634,759	2,799,920	2,634,759	2,522,670	2,815,212	2,649,824	(165,161)	2,522,670	2,815,212	2,649,824	(165,388)	2,522,670	2,815,212	(165,388)	(330,549)
1102 Legislative Fiscal Analyst	768,231	801,689	819,196	801,689	768,231	837,105	816,993	(17,507)	768,231	837,105	816,993	(20,112)	768,231	837,105	(20,112)	(37,619)
1104 Legislative Council	2,600,328	3,219,467	3,535,850	3,219,467	2,600,328	3,541,209	3,220,399	(316,383)	2,600,328	3,541,209	3,220,399	(320,810)	2,600,328	3,541,209	(320,810)	(637,193)
1109 Legislature-Senate																
1110 Legislature-House																
1111 Environmental Quality Council	286,712	276,974	322,974	276,974	286,712	321,067	274,829	(46,000)	286,712	321,067	274,829	(46,238)	286,712	321,067	(46,238)	(92,238)
1112 Consumer Counsel	865,919	1,008,198	1,008,198	1,008,198	865,919	1,025,877	1,025,665		865,919	1,025,877	1,025,665	(212)	865,919	1,025,877	(212)	(212)
2110 Judiciary	5,892,617	6,404,090	6,404,090	6,404,090	5,892,617	6,377,968	6,371,046	1,299	5,892,617	6,377,968	6,371,046	(6,922)	5,892,617	6,377,968	(6,922)	(5,623)
3101 Governors Office	2,395,109	2,607,304	2,907,842	2,607,304	2,395,109	2,859,649	2,551,624	(300,538)	2,395,109	2,859,649	2,551,624	(308,025)	2,395,109	2,859,649	(308,025)	(608,563)
3201 Secretary Of States Office	1,657,788	1,994,983	2,078,544	1,994,983	1,657,788	2,052,138	1,938,181	(83,561)	1,657,788	2,052,138	1,938,181	(113,957)	1,657,788	2,052,138	(113,957)	(197,518)
3202 Commissioner Of Political Prac	126,627	253,772	152,581	253,772	126,627	147,220	235,656	101,191	126,627	147,220	235,656	88,436	126,627	147,220	88,436	189,627
3401 State Auditors Office	2,995,578	3,306,601	3,743,049	3,306,601	2,995,578	3,497,131	3,291,465	(436,448)	2,995,578	3,497,131	3,291,465	(205,666)	2,995,578	3,497,131	(205,666)	(642,114)
5401 Department Of Transportation	318,530,910	357,680,616	413,764,265	357,680,616	318,530,910	402,619,941	364,736,343	(56,083,649)	318,530,910	402,619,941	364,736,343	(37,883,598)	318,530,910	402,619,941	(37,883,598)	(93,967,247)
5801 Department Of Revenue	22,766,883	23,909,834	24,119,108	23,909,834	22,766,883	24,119,532	23,834,113	(209,274)	22,766,883	24,119,532	23,834,113	(285,419)	22,766,883	24,119,532	(285,419)	(494,693)
6101 Department Of Administration	42,252,131	45,039,724	47,497,082	45,039,724	42,252,131	46,744,419	43,913,640	(2,457,358)	42,252,131	46,744,419	43,913,640	(2,830,779)	42,252,131	46,744,419	(2,830,779)	(5,288,137)
6103 State Compensation Ins. Fund	9,902,731				9,902,731				9,902,731							
6104 Public Employees Retirement Bd	1,112,988	1,341,170	1,341,170	1,341,170	1,112,988	1,175,809	1,168,613		1,112,988	1,175,809	1,168,613	(7,196)	1,112,988	1,175,809	(7,196)	(7,196)
6105 Teachers Retirement Board	649,069	716,120	716,120	716,120	649,069	699,894	697,118		649,069	699,894	697,118	(2,776)	649,069	699,894	(2,776)	(2,776)
Totals	415,326,291	451,196,600	511,209,989	451,196,600	415,326,291	498,834,171	456,725,509	(60,013,389)	415,326,291	498,834,171	456,725,509	(42,108,662)	415,326,291	498,834,171	(42,108,662)	(102,122,051)
Percent of Total Funds	25.56%	24.07%	26.19%	24.07%	25.56%	25.43%	25.88%	77.66%	25.56%	25.43%	25.88%	21.42%	25.56%	25.43%	21.42%	37.29%

Office of Legislative Fiscal Analyst

General Fund Appropriation Summary By Agency - Executive Comparison

Run Date and Time : 02/24/95 04:40 PM

Clayton Schenck
Director, Rm 105

Present Law & New Proposals	Base		Executive		Legislative		Base		Executive		Legislative		Legislative	
	Budget	Fiscal 1994	Total Budget	Fiscal 1996	Legislative	Ov(Un) Exce	Budget	Fiscal 1994	Total Budget	Fiscal 1997	Legislative	Ov(Un) Exce	Ov(Un) Exce	97 Biennium
Human Services														
Chairperson Rep. Cobb														
5301 Dept Health & Environ Sciences	3,141,670		4,664,310	3,910,220	(754,090)		3,141,670		4,519,299	3,830,906	(688,393)		(1,442,483)	
6602 Labor & Industry	811,601		879,654	1,219,399	339,745		811,601		879,202	1,206,545	327,343		667,088	
6901 Dept Social & Rehab Services	112,298,413		133,933,877	128,860,197	(5,073,680)		112,298,413		149,460,393	136,680,085	(12,780,308)		(17,853,988)	
6911 Department Of Family Services	32,613,472		40,078,080	35,390,221	(4,687,859)		32,613,472		41,880,011	36,296,616	(5,583,395)		(10,271,254)	
Totals	148,865,156		179,555,921	169,380,037	(10,175,884)		148,865,156		196,738,905	178,014,152	(18,724,753)		(28,900,637)	
Percent of Total General Fund	42.16%		34.48%	34.45%	35.02%		42.16%		36.84%	36.01%	47.13%		42.01%	

Office of Legislative Fiscal Analyst

All Funds Appropriation Summary By Agency - Executive Comparison

Run Date and Time: 02/24/95 04:42 PM

Present Law & New Proposals	Base		Executive		Legislative		Base		Executive		Legislative		Legislative		Legislative	
	Budget	Fiscal 1994	Total Budget	Fiscal 1996	Action	Fiscal 1996	Ov(Un) Exec	Fiscal 1996	Total Budget	Fiscal 1997	Action	Fiscal 1997	Ov(Un) Exec	Fiscal 1997	Ov(Un) Exec	97 Biennium
Human Services																
Chairperson Rep. Cobb																
5301 Dept Health & Environ Sciences	47,073,613		67,061,422		58,928,471		(8,132,951)		68,229,058		59,727,199		(8,501,859)		(16,634,810)	
6602 Labor & Industry	39,084,135		41,775,455		41,239,115		(536,340)		41,680,800		41,023,821		(656,979)		(1,193,319)	
6901 Dept Social & Rehab Services	467,556,023		546,338,301		525,654,959		(20,683,342)		592,663,589		547,195,113		(45,468,476)		(66,151,818)	
6911 Department Of Family Services	53,072,113		66,763,809		63,146,656		(3,617,153)		67,774,630		62,070,063		(5,704,567)		(9,321,720)	
Totals	606,785,884		721,938,987		688,969,201		(32,969,786)		770,348,077		710,016,196		(60,331,881)		(93,301,667)	
Percent of Total Funds	37.34%		36.99%		36.75%		42.66%		39.28%		40.23%		0		0	

Office of Legislative Fiscal Analyst

General Fund Appropriation Summary By Agency - Executive Comparison

Run Date and Time: 02/24/95 04:40 PM

Clayton Schenck
Director, Rm 105

Present Law & New Proposals	Base		Executive		Legislative		Base		Executive		Legislative		Legislative	
	Budget	Fiscal 1994	Total Budget	Fiscal 1996	Action	Ov(Un) Exec	Budget	Fiscal 1994	Total Budget	Fiscal 1997	Action	Ov(Un) Exec	Ov(Un) Exec	97 Biennium
Natural Resources & Commerce														
Chairperson Rep. DeBruycker														
4201 Public Service Regulation	288,024		285,777		296,777	11,000	288,024		284,840		295,836	10,996	21,996	
5201 Dept Of Fish, Wildlife & Parks	8,175,664		9,192,288		9,112,202	(80,086)	8,175,664		8,920,701		9,060,745	140,044	59,958	
5501 Department Of State Lands	357,963		456,397		456,397		357,963		459,057		459,020	(37)	(37)	
5603 Department Of Livestock	3,072,825		4,728,534		4,477,062	(251,472)	3,072,825		4,688,574		4,434,203	(254,371)	(505,843)	
5706 Dept Nat Resource/Conservation	467,821		467,120		474,046	6,926	467,821		450,282		455,923	5,641	12,567	
6201 Department Of Agriculture	1,429,263		1,722,770		1,773,975	51,205	1,429,263		1,698,449		1,695,099	(3,350)	47,855	
6501 Department Of Commerce														
Totals	13,791,560		16,852,886		16,590,459	(262,427)	13,791,560		16,501,903		16,400,826	(101,077)	(363,504)	
Percent of Total General Fund	3.91%		3.24%		3.37%	0.90%	3.91%		3.09%		3.32%	0.25%	0.53%	

Office of Legislative Fiscal Analyst

All Funds Appropriation Summary By Agency - Executive Comparison

Run Date and Time: 02/24/95 04:42 PM

Present Law & New Proposals	Base Budget		Executive Total Budget		Legislative Action		Legislative Ov(Un) Exec		Legislative Ov(Un) Exec	
	Fiscal 1994	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1997	97 Biennium
Chairperson Rep. DeBruycker										
Natural Resources & Commerce										
4201 Public Service Regulation	2,099,407	2,132,478	2,272,407	2,132,478	(139,929)	2,099,407	2,108,959	1,967,069	(141,890)	(281,819)
5201 Dept Of Fish, Wildlife & Parks	32,085,892	38,455,651	40,144,036	38,455,651	(1,688,385)	32,085,892	37,948,110	36,020,938	(1,927,172)	(3,615,557)
5501 Department Of State Lands	19,628,217	23,255,140	26,640,502	23,255,140	(3,385,362)	19,628,217	22,374,624	22,405,119	30,495	(3,354,867)
5603 Department Of Livestock	5,387,924	5,762,510	5,762,510	5,762,510	(1,126,439)	5,387,924	5,693,733	5,689,287	(4,446)	(4,446)
5706 Dept Nat Resource/Conservation	11,244,829	12,476,813	13,603,252	12,476,813	215,381	11,244,829	13,018,392	11,875,142	(1,143,250)	(2,269,689)
6201 Department Of Agriculture	8,142,139	8,590,355	8,374,974	8,590,355	(215,381)	8,142,139	8,466,616	8,679,022	212,406	427,787
6501 Department Of Commerce	57,157,633	59,278,280	72,453,835	59,278,280	(13,175,555)	57,157,633	64,094,569	56,658,593	(7,435,976)	(20,611,531)
Totals	135,746,041	149,951,227	169,251,516	149,951,227	(19,300,289)	135,746,041	153,705,003	143,295,170	(10,409,833)	(29,710,122)
Percent of Total Funds	8.35%	8.00%	8.67%	8.00%	24.97%	8.35%	7.84%	8.12%	5.30%	10.85%

Office of Legislative Fiscal Analyst

General Fund Appropriation Summary By Agency - Executive Comparison

Run Date and Time: 02/24/95 04:40 PM

Clayton Schenck
Director, Rm 105

Present Law & New Proposals	Base		Executive		Legislative		Base		Executive		Legislative		Legislative	
	Budget	Fiscal 1994	Total Budget	Fiscal 1996	Action	Ov(Un) Exec	Budget	Fiscal 1994	Total Budget	Fiscal 1997	Action	Ov(Un) Exec	Fiscal 1997	Ov(Un) Exec
Institutions & Public Safety														
4107 Crime Control Division	457,348		484,698		484,698		457,348		486,617		485,656		(961)	(961)
4108 Highway Traffic Safety	180,701		250,000		250,000		180,701		250,000		250,000			
4110 Department Of Justice	12,984,887	16,091,189	14,911,723		14,911,723	(1,179,466)	12,984,887		15,827,766		14,571,264	(1,256,502)	(2,435,968)	(2,435,968)
5114 Montana Arts Council	122,838	212,313	126,853		126,853	(85,460)	122,838		194,106		107,713	(86,393)	(171,853)	(171,853)
5115 Library Commission	1,131,030	1,543,904	1,577,167		1,577,167	33,263	1,131,030		1,304,180		1,225,966	(78,214)	(44,951)	(44,951)
5117 Historical Society	1,343,285	1,327,917	1,327,917		1,327,917		1,343,285		1,313,524		1,313,147	(377)	(377)	(377)
6401 Corrections & Human Services	76,253,700	97,765,042	90,318,539		90,318,539	(7,446,503)	76,253,700		97,973,155		90,993,287	(6,979,868)	(14,426,371)	(14,426,371)
6701 Dept Of Military Affairs	1,951,162	2,203,739	2,163,316		2,163,316	(40,423)	1,951,162		2,176,168		2,134,775	(41,393)	(81,816)	(81,816)
Totals	94,424,951	119,878,802	111,160,213		111,160,213	(8,718,589)	94,424,951		119,525,516		111,081,808	(8,443,708)	(17,162,297)	(17,162,297)
Percent of Total General Fund	26.74%	23.02%	22.61%		22.61%	30.00%	26.74%		22.38%		22.47%	21.25%	24.95%	24.95%

Office of Legislative Fiscal Analyst

Run Date and Time: 02/24/95 04:42 PM

Present Law & New Proposals		Base Budget Fiscal 1994	Executive Total Budget Fiscal 1996	Legislative Action Fiscal 1996	Legislative Ov(Un) Exec Fiscal 1996	Base Budget Fiscal 1994	Executive Total Budget Fiscal 1997	Legislative Action Fiscal 1997	Legislative Ov(Un) Exec Fiscal 1997	Legislative Ov(Un) Exec 97 Biennium
Institutions & Public Safety										
4107	Crime Control Division	4,545,305	5,684,118	6,684,118	1,000,000	4,545,305	5,700,138	6,699,177	999,039	1,999,039
4108	Highway Traffic Safety	1,145,590	4,846,578	4,846,578		1,145,590	4,848,578	4,848,335	(243)	(243)
4110	Department Of Justice	32,223,142	36,979,983	36,546,989	(432,994)	32,223,142	35,649,944	36,015,609	365,665	(67,329)
5114	Montana Arts Council	864,486	830,884	830,884		864,486	813,439	812,506	(933)	(933)
5115	Library Commission	2,276,361	4,671,570	4,820,106	148,536	2,276,361	2,383,033	1,805,596	(577,437)	(428,901)
5117	Historical Society	2,526,305	2,832,285	2,831,170	(1,115)	2,526,305	2,806,614	2,804,020	(2,594)	(3,709)
6401	Corrections & Human Services	91,133,982	117,341,865	109,079,576	(8,262,289)	91,133,982	118,935,651	110,659,213	(8,276,438)	(16,538,727)
6701	Dept Of Military Affairs	6,175,838	10,958,031	7,278,446	(3,679,585)	6,175,838	10,230,618	7,251,078	(2,979,540)	(6,659,125)
Totals		<u>140,891,009</u>	<u>184,145,314</u>	<u>172,917,867</u>	<u>(11,227,447)</u>	<u>140,891,009</u>	<u>181,368,015</u>	<u>170,895,534</u>	<u>(10,472,481)</u>	<u>(21,699,928)</u>
Percent of Total Funds		8.67%	9.43%	9.22%	14.53%	8.67%	9.25%	9.68%	5.33%	7.92%

Office of Legislative Fiscal Analyst

General Fund Appropriation Summary By Agency - Executive Comparison

Run Date and Time: 02/24/95 04:40 PM

Clayton Schenck
Director, Rm 105

Present Law & New Proposals	Base Budget		Executive		Legislative		Base Budget		Executive		Legislative		Legislative	
	Fiscal 1994	Fiscal 1996	Total Budget	Fiscal 1996	Action	Ov(Un) Exec	Fiscal 1994	Fiscal 1996	Total Budget	Fiscal 1996	Action	Ov(Un) Exec	Fiscal 1997	Ov(Un) Exec
Chairperson Rep. Johnson														
Education														
3501 Office Of Public Instruction	45,289,541	50,217,673	49,487,673	(730,000)	43,605,452	43,463,105	45,289,541	43,605,452	43,463,105	43,463,105	43,463,105	(142,347)	(872,347)	(872,347)
3511 Msu-Billings College Of Tech		1,284,333	1,258,025	(26,308)	1,298,639	1,271,912		1,298,639	1,271,912	1,271,912	1,271,912	(26,727)	(53,035)	(53,035)
3512 Butte Vo Tech		1,156,843	1,150,321	(6,522)	1,174,302	1,167,752		1,174,302	1,167,752	1,167,752	1,167,752	(6,550)	(13,072)	(13,072)
3513 Msu College Of Technology-Gf		1,727,717	1,715,140	(12,577)	1,793,535	1,780,044		1,793,535	1,780,044	1,780,044	1,780,044	(13,491)	(26,068)	(26,068)
3514 Helena College Of Technol.-Um		1,810,586	1,801,401	(9,185)	1,889,418	1,879,619		1,889,418	1,879,619	1,879,619	1,879,619	(9,799)	(18,984)	(18,984)
3515 College Of Technology, Um-Msla		2,190,317	2,173,329	(16,988)	2,267,695	2,250,053		2,267,695	2,250,053	2,250,053	2,250,053	(17,642)	(34,630)	(34,630)
5101 Board Of Public Education	110,912	116,996	116,996		115,954	115,841		115,954	115,841	115,841	115,841	(113)	(113)	(113)
5102 Commissioner Of Higher Ed	10,689,553	12,577,851	4,727,452	(7,850,399)	14,656,112	3,949,691		14,656,112	3,949,691	3,949,691	3,949,691	(10,706,421)	(18,556,820)	(18,556,820)
5103 University Of Montana		22,831,572	22,915,445	83,873	22,959,668	23,025,796		22,959,668	23,025,796	23,025,796	23,025,796	66,128	150,001	150,001
5104 Montana State University		28,913,803	28,997,706	83,903	29,374,748	29,435,796		29,374,748	29,435,796	29,435,796	29,435,796	61,048	144,951	144,951
5105 Montana Tech Of The U Of M		7,038,191	7,052,759	14,568	7,055,330	7,065,487		7,055,330	7,065,487	7,065,487	7,065,487	10,157	24,725	24,725
5106 Montana State Univ. - Billings		8,980,006	9,007,772	27,766	8,977,649	9,000,361		8,977,649	9,000,361	9,000,361	9,000,361	22,712	50,478	50,478
5107 Northern Montana College		5,219,354	5,234,153	14,799	5,213,999	5,225,016		5,213,999	5,225,016	5,225,016	5,225,016	11,017	25,816	25,816
5108 Western Montana College		3,219,084	3,227,699	8,615	3,235,127	3,239,776		3,235,127	3,239,776	3,239,776	3,239,776	4,649	13,264	13,264
5109 Agricultural Exper Station		7,176,913	7,176,913		7,207,415	7,201,321		7,207,415	7,201,321	7,201,321	7,201,321	(6,094)	(6,094)	(6,094)
5110 Extension Service		2,815,154	2,815,154		2,818,378	2,814,593		2,818,378	2,814,593	2,814,593	2,814,593	(3,785)	(3,785)	(3,785)
5111 Forestry & Cons Exper Station		722,923	722,923		723,860	723,321		723,860	723,321	723,321	723,321	(539)	(539)	(539)
5112		1,323,913	1,323,913		1,325,752	1,324,447		1,325,752	1,324,447	1,324,447	1,324,447	(1,305)	(1,305)	(1,305)
5113 School For The Deaf & Blind	2,490,611	2,887,985	2,799,384	(88,601)	2,818,872	2,729,346		2,818,872	2,729,346	2,729,346	2,729,346	(89,526)	(178,127)	(178,127)
5119 Fire Services Training School		253,503	253,503		251,555	250,579		251,555	250,579	250,579	250,579	(976)	(976)	(976)
Totals	58,580,617	162,464,717	153,957,661	(8,507,056)	158,763,460	147,913,856		158,763,460	147,913,856	147,913,856	147,913,856	(10,849,604)	(19,356,660)	(19,356,660)
Percent of Total General Fund	16.59%	31.20%	31.32%	29.27%	29.73%	29.92%		29.73%	29.92%	29.92%	29.92%	27.31%	28.14%	28.14%

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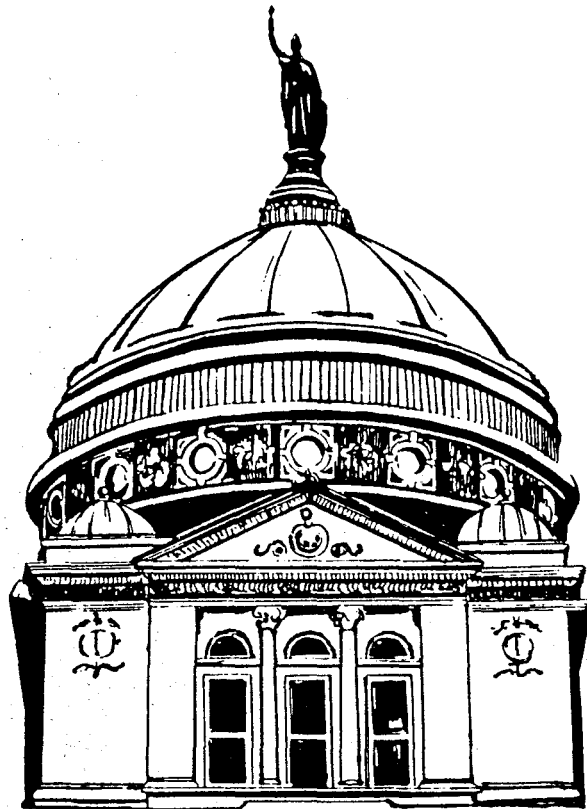
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Run Date and Time :

Present Law & New Proposals		Base	Executive	Legislative	Legislative	Base	Executive	Legislative	Legislative	Legislative
		Budget	Total Budget	Action	Ov(Un) Exec	Budget	Total Budget	Action	Ov(Un) Exec	Ov(Un) Exec
		Fiscal 1994	Fiscal 1996	Fiscal 1996	Fiscal 1996	Fiscal 1994	Fiscal 1997	Fiscal 1997	Fiscal 1997	97 Biennium
Education										
Chairperson Rep. Johnson										
3501	Office Of Public Instruction	108,660,195	130,029,221	187,588,105	57,558,884	108,660,195	113,345,106	54,360,763	(58,984,343)	(1,425,459)
3511	Msu-Billings College Of Tech	2,155,014	2,257,786	2,257,786		2,155,014	2,307,523	2,307,103	(420)	(420)
3512	Butte Vo Tech	1,689,027	1,793,672	1,793,672		1,689,027	1,863,985	1,863,957	(28)	(28)
3513	Msu College Of Technology - Gf	2,532,861	2,957,083	2,957,083		2,532,861	3,133,794	3,132,879	(915)	(915)
3514	Helena College Of Technol.-Um	2,635,124	2,727,006	2,727,006		2,635,124	2,906,314	2,905,700	(614)	(614)
3515	College Of Technology, Um-Msla	2,876,147	3,338,438	3,338,438		2,876,147	3,505,039	3,504,385	(654)	(654)
5101	Board Of Public Education	197,792	210,563	210,563		197,792	208,206	208,014	(192)	(192)
5102	Commissioner Of Higher Ed	36,722,524	47,005,880	35,655,481	(11,350,399)	36,722,524	53,133,876	38,921,933	(14,211,943)	(25,562,342)
5103	University Of Montana	51,942,611	52,250,408	52,250,408		51,942,611	52,793,087	52,775,343	(17,744)	(17,744)
5104	Montana State University	54,356,082	57,486,893	57,486,893		54,356,082	58,242,819	58,219,965	(22,854)	(22,854)
5105	Montana Tech Of The U Of M	11,158,708	11,644,580	11,644,580		11,158,708	11,716,104	11,711,694	(4,410)	(4,410)
5106	Montana State Univ. - Billings	16,414,057	16,835,682	16,835,682		16,414,057	17,092,720	17,087,666	(5,054)	(5,054)
5107	Northern Montana College	8,901,228	9,378,838	9,378,838		8,901,228	9,464,375	9,460,593	(3,782)	(3,782)
5108	Western Montana College	5,331,318	5,837,327	5,837,327		5,331,318	5,948,799	5,944,833	(3,966)	(3,966)
5109	Agricultural Exper Station	10,071,315	9,990,108	9,990,108		10,071,315	10,023,888	10,017,794	(6,094)	(6,094)
5110	Extension Service	4,965,579	5,109,722	5,109,722		4,965,579	5,112,946	5,109,161	(3,785)	(3,785)
5111	Forestry & Cons Exper Station	684,610	722,923	722,923		684,610	723,860	723,321	(539)	(539)
5112		1,872,036	2,033,913	2,033,913		1,872,036	2,035,752	2,034,447	(1,305)	(1,305)
5113	School For The Deaf & Blind	2,799,970	3,233,499	3,256,638	23,139	2,799,970	3,164,386	3,186,467	22,081	45,220
5116	Vocational Education Council	153,512	167,406	167,406		153,512	167,772	167,644	(128)	(128)
5119	Fire Services Training School	244,532	253,503	253,503		244,532	251,555	250,579	(976)	(976)
Totals		<u>326,364,242</u>	<u>365,264,451</u>	<u>411,496,075</u>	<u>46,231,624</u>	<u>326,364,242</u>	<u>357,141,906</u>	<u>283,894,241</u>	<u>(73,247,665)</u>	<u>(27,016,041)</u>
Percent of Total Funds		<u>20.08%</u>	<u>18.71%</u>	<u>21.95%</u>	<u>-59.82%</u>	<u>20.08%</u>	<u>18.21%</u>	<u>16.09%</u>	<u>37.26%</u>	<u>9.87%</u>

EXHIBIT 2
DATE 3-3-95
HB 2

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INDEX

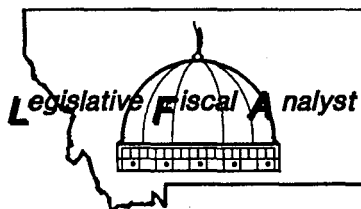
Com 25

INDEX

<u>AGENCY</u>	<u>PAGE</u>
Administration, Department of	A-94
Agricultural Experiment Station	E-37
Agriculture, Department of	C-66
Bureau of Mines	E-45
Commerce, Department of	C-74
Commissioner of Political Practices	A-43
Community Colleges	E-34
Consumer Counsel	A-15
Corrections & Human Services, Department of	D-57
Crime Control Division	D-1
Environmental Quality Council	A-12
Extension Service	E-41
Family Services, Department of	B-57
Fire Services Training School	E-48
Fish, Wildlife and Parks, Department of	C-3
Forestry & Conservation Experiment Station	E-43
Governor's Office	A-29
Health & Environmental Sciences, Department of	B-71
Highway Traffic Safety	D-4
Judiciary	A-17
Justice, Department of	D-7
Labor & Industry, Department of	B-1
Legislative Council	A-7
Legislative Fiscal Analyst	A-5
Legislative Auditor	A-3
Legislative Branch	A-1
Library Commission	D-36
Livestock, Department of	C-37
Military Affairs, Department of	D-74
Montana Historical Society	D-45
Montana Arts Council	D-34
Montana University System	E-25
Natural Resources and Conservation, Department of	C-50
Public Instruction, Office of	E-1
Public Service Regulation	C-1
Public Employees' Retirement Board	A-116
Public Education, Board of	E-11

Revenue, Department of	A-79
School for the Deaf and Blind	E-14
Secretary of State	A-40
Social & Rehabilitation Services, Department of	B-19
State Lands, Department of	C-26
State Auditor's Office	A-45
Teachers' Retirement Board	A-119
Transportation, Department of	A-54
Vocational Education Council	E-23

GENERAL GOVERNMENT AND TRANSPORTATION



JOINT SUBCOMMITTEES OF HOUSE APPROPRIATIONS AND SENATE FINANCE AND CLAIMS COMMITTEES

Legislative Auditor
Legislative Fiscal Analyst
Legislative Council
Environmental Quality Council
Consumer Counsel
Judiciary
Governor's Office
Secretary of State

Commissioner of Political Practices
State Auditor
Transportation
Revenue
Administration
State Compensation Mutual Insurance Fund
Public Employees' Retirement Board
Teachers' Retirement Board

-----Committee Members-----

House

Representative Ed Grady (Chair)
Representative Gary Feland
Representative Joe Quilici

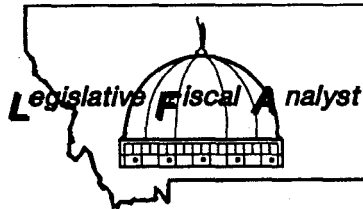
Senate

Senator Tom Beck (Vice-Chair)
Senator Eve Franklin

-----Fiscal Analyst Staff-----

Skip Culver
Lorene Thorson
Terri Perrigo

HUMAN SERVICES



JOINT SUBCOMMITTEES OF HOUSE APPROPRIATIONS AND SENATE FINANCE AND CLAIMS COMMITTEES

Labor and Industry

Family Services

Social and Rehabilitation Services

Health and Environmental Sciences

-----Committee Members-----

House

Representative John Cobb (Chair)

Representative Beverly Barnhart

Representative Betty Lou Kasten

Senate

Senator Chuck Swysgood (Vice-Chair)

Senator Jim Burnett

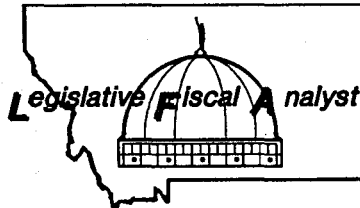
Senator J.D. Lynch

-----Fiscal Analyst Staff-----

Lois Steinbeck

Mark Lee

NATURAL RESOURCES AND COMMERCE



JOINT SUBCOMMITTEES OF HOUSE APPROPRIATIONS AND SENATE FINANCE AND CLAIMS COMMITTEES

Public Service Regulation

Fish, Wildlife and Parks

State Lands

Livestock

Natural Resources and Conservation

Agriculture

Commerce

-----Committee Members-----

House

Representative Roger DeBruycker (Chair)

Representative John Johnson

Representative William Wiseman

Senate

Senator Tom Keating (Vice-Chair)

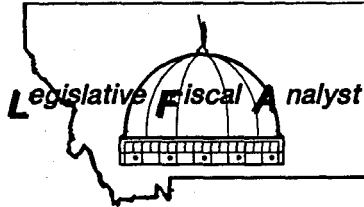
Senator Loren Jenkins

Senator Judy Jacobson

-----Fiscal Analyst Staff-----

Roger Lloyd
Mark Lee

INSTITUTIONS AND PUBLIC SAFETY



JOINT SUBCOMMITTEES OF HOUSE APPROPRIATIONS AND SENATE FINANCE AND CLAIMS COMMITTEES

Board of Crime Control
Highway Traffic Safety
Justice
Montana Arts Council

State Library Commission
Montana Historical Society
Corrections and Human Services
Military Affairs

-----Committee Members-----

House

Representative Marjorie Fisher (Chair)

Representative William "Red" Menahan

Representative Steve Vick

Senate

Senator Larry Tveit (Vice-Chair)

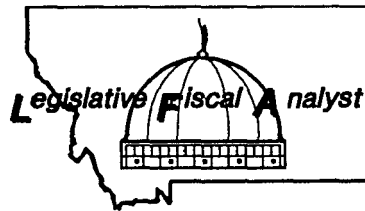
Senator Gary Aklestad

Senator Mignon Waterman

-----Fiscal Analyst Staff-----

Lisa Smith
Lorene Thorson
Terri Perrigo

EDUCATION



JOINT SUBCOMMITTEES OF HOUSE APPROPRIATIONS AND SENATE FINANCE AND CLAIMS COMMITTEES

Office of Public Instruction

Board of Public Education

School for the Deaf and Blind

Vocational Education Council

Commissioner of Higher Education

Community Colleges

Colleges of Technology

Montana University System (MUS)

Agricultural Experiment Station

Cooperative Extension Service

Forestry and Conservation Experiment Station

Bureau of Mines

Fire Services Training School

-----Committee Members-----

House

Representative Royal Johnson (Chair)

Representative Mike Kadas

Representative Don Holland

Senate

Senator Daryl Toews (Vice-Chair)

Senator Arnie Mohl

Senator Greg Jergeson

-----Fiscal Analyst Staff-----

Sandy Whitney
Skip Culver

DFWP

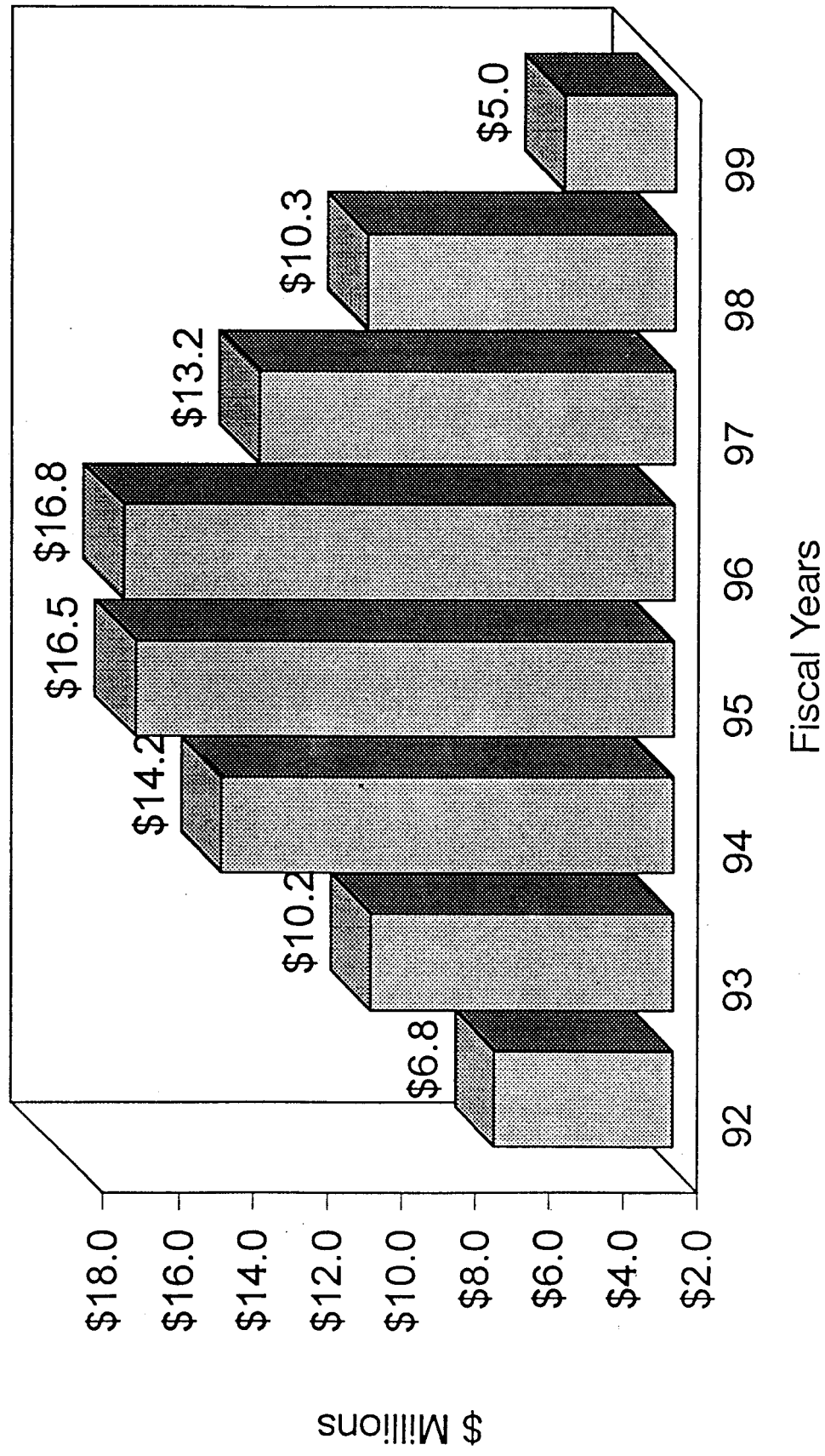
EXH.B.1 3
DATE 3-3-95
HB 2

TRANSFER OF \$3.5 MILLION OF GENERAL LICENSE FUND BALANCE

1. The transfer of \$3.5 million is from cash reserves in the general license account.
2. The fee increase authorized by the 1991 Legislature was designed to create cash reserves to carry the department until 1999. By careful fiscal planning, cash balances gradually increased during the early years of the fee increase, and will gradually decrease from FY96 through FY99.
3. The transfer of \$3.5 million will disrupt the cash flow in the general license account, and either result in a fee increase in 1997 or cuts in other programs.
4. The projection for the general license account shows sufficient balances until 1999 (Chart 1).
5. Transfer of \$3.5 million in FY96 will result in an extremely low fund balance in FY99 (Chart 2).
6. There was mention that the \$3.5 million balance is from excess fishing license revenues. The fishing program is partially financed with other revenues so there is no surplus balance related to fishing license revenues (Chart 3).

GENERAL LICENSE FUND BALANCE

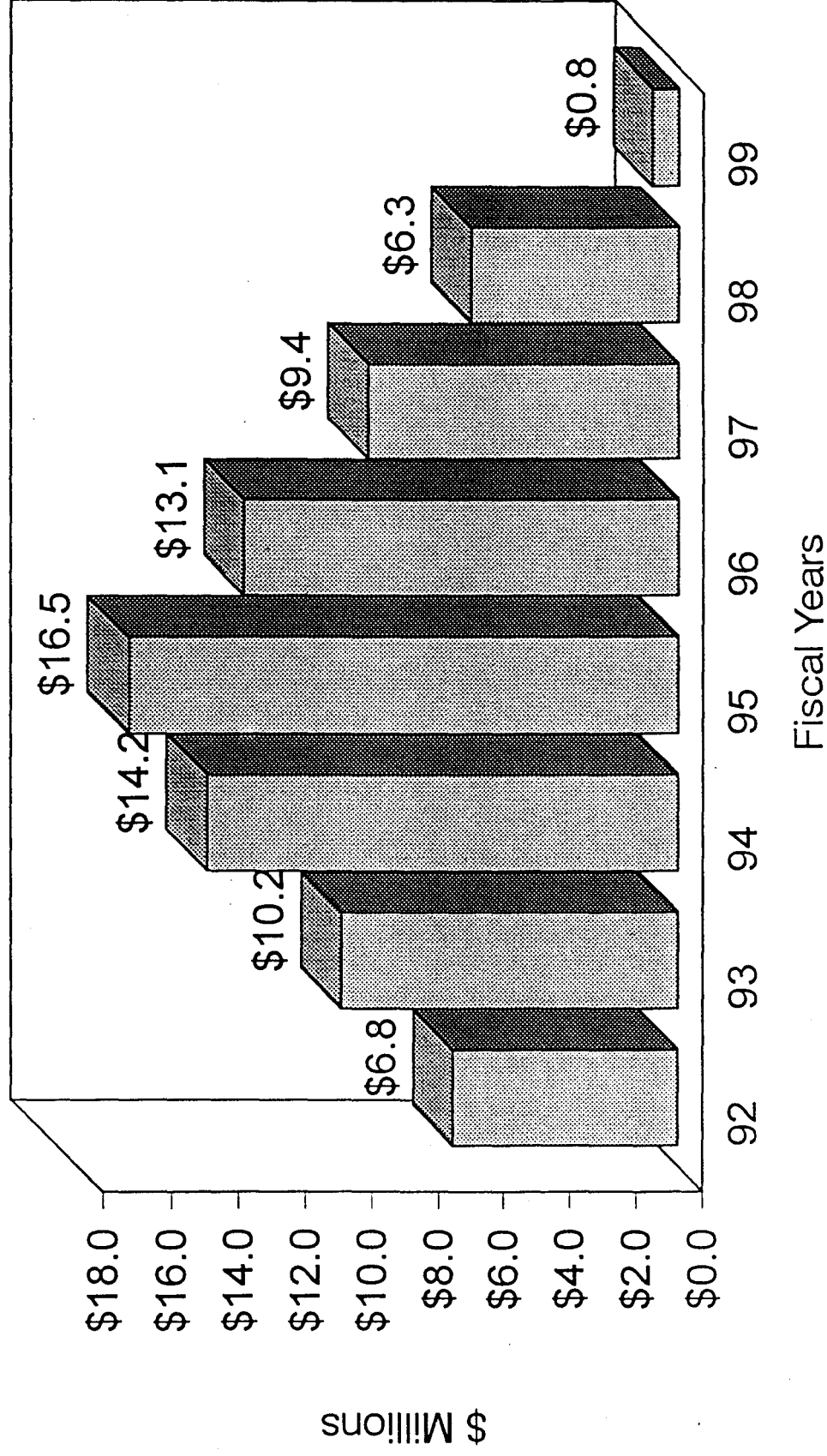
Without Transfer of \$3.5M of Fund Balance



- FY 92-94 are actual fund balances.
- FY 95-99 are projected fund balances.

GENERAL LICENSE FUND BALANCE

Transfer of \$3.5M of Fund Balance



- FY 92-94 are actual fund balances.

- FY 95-99 are projected fund balances.

Montana Fish, Wildlife & Parks
Fishing License Revenues and Expenditures
FY92 – FY97

	FY92	FY93	FY94	FY95	FY96	FY97
Revenues: (1)	\$4,826,008	\$5,126,472	\$5,786,000	\$5,515,850	\$5,559,500	\$5,559,500
Expenditures: (1)						
Fish Management/Habitat Protection/Hatcheries (2)	\$2,709,813	\$2,625,663	\$2,648,686	\$2,598,630	\$2,820,057	\$2,737,789
Fishing Access O&M (3)	584,908	630,903	588,710	654,978	646,000	673,000
Law Enforcement (4)	1,340,859	1,459,779	1,480,823	1,477,379	1,619,000	1,557,000
Education/Information (5)	406,511	417,404	452,776	433,087	486,000	447,000
Capital Improvements (6)	664,750	534,799	654,313	1,877,944	2,480,500	2,480,500
Fixed Costs (7)	537,447	540,115	549,815	610,305	681,131	665,504
Total Expenditures	\$6,244,287	\$6,208,662	\$6,375,123	\$7,652,324	\$8,732,688	\$8,560,793
Revenues less Expenditures	(\$1,418,279)	(\$1,082,190)	(\$589,123)	(\$2,136,474)	(\$3,173,188)	(\$3,001,293)

(1) Revenues are from the sale of fishing licenses, calculated based upon license year. Expenditures are based upon the fiscal year. FY92 – FY94 are actual expenditures and FY95 through FY97 are estimates.

(2) Monitor fish populations and harvest levels, set regulations, review SPA, 310, 404 permits, native species management, river conflict management, provide access, develop management plans, combat whirling disease, provide information, fish hatchery operations and maintenance including raising and distributing cold and warm water fish to over 550 bodies of water statewide, and monitor disease.

(3) Provides minimum maintenance at over 300 fishing access sites statewide. Efforts include latrine pumping, garbage disposal, road maintenance, fencing and weed control.

(4) Enforcing fishing and boating safety regulations, managing overcrowding and conflicts on rivers, and enforcing trespass laws on private lands.

(5) Funds aquatic youth education programs, water safety, informational efforts in seven regions and the Montana Outdoors Magazine.

(6) Capital improvements and major maintenance at hatcheries, fishing access site protection, dam repair and maintenance and habitat enhancement efforts.

(7) Payment of support services provided by general fund agencies, legislative audit fees, insurance, office space, engineering and land management, accounting and license sales.

Amendments to House Bill No. 2
Purple Reading Copy

EXHIBIT 4
DATE 3-3-95
HB 2

For the House Appropriations Committee

Prepared by Roger Lloyd
March 2, 1995

1. Page C-2, following line 13.

Insert: "d. Additional Snowmobile Funds (OTO)

16,288

16,288"

SSR, FY 1996 and 1997

2. Page C-3, following line 8.

Insert: "e. Additional Snowgroomer Equipment (OTO)

248,576

248,576"

SSR & Proprietary, FY96

Renumber subsequent subsection

3. Page C-3, following line 16.

Insert: "c. Additional Snowmobile Funds (OTO)

12,000

12,000"

SSR, FY 1996 and 1997

4. Page C-4, line 13.

Strike: "6e"

Insert: "6f"

LFA will adjust totals

{Office of Legislative Fiscal Analyst

444-2986}

Amendments to House Bill No. 2
Purple Reading Copy

EXHIBIT 5
DATE 3-3-95
HB 2

For the House Appropriations Committee

Prepared by Roger Lloyd
March 2, 1995

1. Page C-1, line 20.
Strike: "1,842,575" "1,904,034" SSR 1996, SSR 1997
Insert: "1,841,081" "1,902,540" SSR 1996, SSR 1997
2. Page C-1, following line 20.
Insert: "a. Weed Control (Restricted)
1,494 1,494" SSR 1996, SSR 1997
3. Page C-1, line 22.
Strike: "2,735,383" "2,738,084" SSR 1996, SSR 1997
Insert: "2,720,364" "2,723,065" SSR 1996, SSR 1997
4. Page C-2, following line 5.
Insert: "e. Weed Control (Restricted)
15,019 15,019" SSR 1996, SSR 1997
5. Page C-2, line 15.
Strike: "2,913,501" "2,939,838" SSR 1996, SSR 1997
Insert: "2,876,904" "2,903,241" SSR 1996, SSR 1997
6. Page C-2, following line 23.
Insert: "e. Weed Control (Restricted)
36,597 36,597" SSR 1996, SSR 1997
7. Page C-2, line 25.
Strike: "285,777" "3,721,517" "284,836" "3,760,308" GF,SSR 1996 & 1997
Insert: "271,166" "3,691,411" "272,229" "3,730,202" GF,SSR 1996 & 1997
8. Page C-3, following line 10.
Insert: "f. Weed Control (Restricted)
14,611 30,196 12,607 30,196" GF,SSR 1996 & 1997
9. Page C-3, line 18.
Strike: "2,468,825" "2,462,806" SSR 1996, SSR 1997
Insert: "2,467,804" "2,461,785" SSR 1996, SSR 1997
10. Page C-3, following line 24.

Insert: "d. Weed Control (Restricted)
1,021 1,021"

SSR 1996, SSR 1997

The amendments above line items weed control in the Department of Fish, Wildlife and Parks

11. Page C-4, line 22.

Strike: "287,880" "5,705,112" "282,698" "5,725,656" GF, Federal 1996 & 1997

Insert: "287,660" "5,704,938" "282,478" "5,725,482" GF, Federal 1996 & 1997

12. Page C-5, following line 5.

Insert: "e. Weed Control (Restricted)

220 174 220 174"

GF, Federal 1996 & 1997

13. Page C-5, line 7.

Strike: "963,848" "954,677"

GF 1996, GF 1997

Insert: "948,848" "939,677"

GF 1996, GF 1997

14. Page C-5, following line 7.

Insert: "a. Weed Control (Restricted)

15,000 15,000"

GF 1996, GF 1997

15. Page C-5, line 9.

Strike: "6,424,089" "3,686,334" "6,362,408" "3,652,602" GF & SSR, 1996 & 1997

Insert: "6,423,227" "3,680,574" "6,361,546" "3,649,842" GF & SSR, 1996 & 1997

16. Page C-5, following line 15.

Insert: "d. Weed Control (Restricted)

862 2,760 862 2,760"

GF & SSR, 1996 & 1997

The amendments above line items weed control in the Department of State Lands.

17. Page C-7, line 14.

Strike: "2,590,441" "2,583,348"

GF 1996, GF 1997

Insert: "2,589,966" "2,582,873"

GF 1996, GF 1997

18. Page C-7, following line 14.

Insert: "a. Weed Control (Restricted)

475 475"

GF 1996, GF 1997

The amendment above line items weed control in the Department of Natural Resources and Conservation.

LFA will adjust totals

[Office of Legislative Fiscal Analyst

444-2986)

EXHIBIT 6
DATE 3-3-95
HB 2

*Amendments to House Bill No. 2
Purple Reference Copy*

*Requested by Representative Fisher
For the House Appropriations Committee*

*Prepared by L. Smith
March 3, 1995*

1. Page C-1, line 22.

Strike: "2,735,383" State Special (FY96)

Insert: "2,750,383" State Special (FY96)

2. Page D-5, line 17.

Strike: "110,830 916,408"

Insert: "95,830" General Fund (FY96) "931,408" State Special (FY96)

This amendment increases state special revenue appropriation authority at Fish Wildlife and Parks (FWP) by \$15,000. This increase replaces \$15,000 of general fund core funding authority at the State Library Natural Resource Information System Program with \$15,000 of State Special Revenue from FWP.

{Office of Legislative Fiscal Analyst

444-2986}

MUSSELSHELL COUNTY

EXHIBIT 7
DATE 3-3-95
HB 2 G. PAUL SMITH
Sheriff
820 Main Street
323-1402



JOHN BOHLMAN
County Attorney
506 Main Street
323-2230

DONA C. ROBSON
Clerk of District Court
506 Main Street
P.O. Box 357
323-1413

ROBERT M. MIHALOVICH
Justice of the Peace
P.O. Box 656
323-1078

PHILIP W. RICHMOND
Public Administrator

ROUNDUP, MONTANA 59072

February 28, 1995

Honorable Marc Racicot
Governor, State of Montana
Capitol Station
Helena, MT 59620

Dear Governor Racicot:

We sincerely appreciate the time you took last week to meet with Commissioners Kelly Gebhardt and Sue Olson about our concerns for funding of coal related impacts to our area from the Bull Mountain Mine Project. Based upon the enclosed letter we received from Mountain, Inc., of Knoxville, Tennessee, and subsequent meetings, this project is viable.

As you requested, attached is a list of identified potential mining impact needs and estimated costs for our area. This list is based upon several multi-jurisdictional meetings held locally in the last several months, and also on recently conducted facilities and program studies for our area.

We believe this list is quite conservative and is based upon input from many potentially affected parties. We recognize that as this project evolves and circumstances dictate, adjustments may have to be made from time to time. Local levies are for the most part at the legal limits and additional revenue flows to this area from the mining project are projected to begin two-to-three years after construction of the mining facility begins. Consequently, some flexibility is needed in the method used to address our needs.

With such a substantial pending financial need, our best alternative is to pursue spending authority of coal impact dollars for this area. We also recognize that none of this appropriation would be committed if the mining project is not initiated in the next few months, but need to stand ready in order to avoid extreme hardship on our citizens.

Thank you for your interest and assistance.

Respectfully submitted,
Musselshell County Commissioners

Kelly Gebhardt

Kelly Gebhardt, Chairman

Bryan W. Adolph

Bryan Adolph

Sue M. Olson

Sue M. Olson

encl.

Musselshell County

Summary of Coal Related Financial Costs

City of Roundup

Extend Sewer Main Line	\$ 260,000
Waste Water Treatment Facility	250,000
Water Supply-Treatment	275,000
Match for Housing Project	175,000

School District 55-55H

Temporary Classrooms	220,000
Facility Repair and Upgrade Needs	370,000

Musselshell County

Road Maintenance Equipment	140,000
Law Enforcement Equipment	40,000
Emergency Services/ Rural Addressing	40,000
Medical Equipment/Training/Facility	152,000
Transportation facilities	175,000

Total	\$2,097,000
-------	-------------

Mountain, Inc.

P.O. BOX 10288
KNOXVILLE, TENNESSEE 37939
TELEPHONE: 615-558-6367
FAX: 615-588-7130

February 16, 1995

Musselshell County Commission
506 Main Street
Roundup, MT 59072

Gentlemen and Ladies:

We appreciate your meeting with us on February 15, 1995, to discuss the Bull Mountain Mine Project. As we discussed Mountain, Inc. is in the final phase of reaching an agreement with Meridian Minerals whereby Mountain, Inc. will purchase the Bull Mountain Mine and obtain the right to mine the coal associated with the mine.

We expect to complete our agreement regarding the substantive issues related to the purchase and enter into a definitive letter agreement with Meridian within the next few days. Thereafter we would expect to complete all definitive documentation with Meridian within the next 20 to 30 days. We would then expect to close the transaction on or before April 15, 1995.

We are very close to finalizing our agreement with Meridian and other related parties. We expect that this transaction will be completed successfully.

We appreciate your assistance with this project. We will notify you once our agreement with Meridian is executed. If you have any questions or if we can provide any further information, please do not hesitate to contact me.

Very truly yours,

MOUNTAIN, INC.

By: 
John Baugus, Jr., President

JB

County of Yellowstone



COMMISSIONERS

(406) 256-2701

March 2, 1995

Box 35000
Billings, MT 59107

House Appropriations Committee
Tom Zook, Chairman
Capitol Station
Helena, Montana 59620

Dear Chairman Zook,

We, the Board of County Commissioners of Yellowstone County, Montana support the funding and continuation of the Coal Board.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
YELLOWSTONE COUNTY, MONTANA

Mike Mathew, Chair

James A. Ziegler, Sr., member

Bill Kennedy, member

Amendments to House Bill No. 2
Purple Reference Copy

For the House Appropriations Committee

Prepared by Lorene Thorson
March 3, 1995

1. Page C-12, line 24.
Strike: "104,738"
Insert: "124,738"

LFA will adjust totals.

Item [Director/Management Services] includes \$20,000 of general fund in fiscal 1996 that must be used to provide funds for economic adjustments for Cascade County as a result of the plan to reduce the mission of Malmstrom Air Force Base (AFB).

{Office of Legislative Fiscal Analyst

444-2986}

EXHIBIT 9
DATE 3-3-95
HB 2

Amendment to House Bill No. 2
House Appropriations Committee

Introduced by Rep. DeBruycker
By Request of the Department of Commerce

1. Page C-10, line 16.

Insert \$15,000 general fund Fiscal 1996 and \$15,000 general fund Fiscal 1997.

The amendment is intended to fund the Public Contractors Licensing Program which generates approximately \$266,000 for the general fund each year. There is no operating budget for this program in House Bill 2. House Bill 29, which would have allowed the department to keep some of the license fees for the operation of the program was killed in committee.

EXHIBIT 10
DATE 3-3-95
HB 2

Amendments to House Bill No. 2
Lavender Reading Copy

Requested by Representative Royal Johnson
For the House Appropriations Committee

Prepared by Roger Lloyd
March 3, 1995

1. Page C-11, following line 7.

Insert: "c. Coal Board Grants (Restricted/Biennial)
2,097,000"

State Special, FY96

2. Page C-13, following line 12.

Insert: "Item [coal board grants] is contingent on the Bull Mountain mine project becoming productive. It is the intent of the legislature that the coal board grant the funds for impacts associated with the Bull Mountain mine project."

{Office of Legislative Fiscal Analyst

444-2986}

AMENDMENTS TO HB 2
(Committee Study Bill (Lavender) Copy)

1. Page C-5, line 7, in the Fiscal Year 1996 Federal Special Revenue Column.
Insert: "100,000"
LFA shall amend totals.
2. Page C-5, line 7, in the Fiscal Year 1997 Federal Special Revenue Column.
Insert: "100,000"
LFA shall amend totals.

The Crow Boundary Settlement Act of 1994 (Public Law 103-444) was signed into law on November 2, 1994 by President Clinton. Section 5(d)(1)(A) of the Act provides in part, "The Secretary shall negotiate with the State of Montana for the purpose of exchanging public lands within the State of Montana for State trust lands within the Crow Reservation having a total value of the surface estate of the approximately 46,625 acres of State trust lands obtained by the State of Montana pursuant to the Act of February 22, 1889 (commonly known as the "Montana Enabling Act"; 25 Stat.676, chapter 180),....".

The DSL informed the Congress during consideration of the ACT that the exchange(s) envisioned by the Act would not be a high priority for the state unless sufficient funding and assistance were provided to the state. The current DSL funding and resources would not allow much time to be expended on the exchange(s) without impacting other current revenue generating programs. Congress recognized the state's concern and Section 5(d)(1)(E) of the Act provides, "The Secretary shall provide such financial or other assistance to the State of Montana and to the Crow Tribe as may be necessary to obtain appraisals, and to satisfy administrative requirements, necessary to accomplish the exchanges made pursuant to subparagraph (A)". The Bureau of Land Management (BLM), the Bureau of Indian Affairs (BIA), the Crow Tribe and the DSL have recently begun the preliminary process to implement the exchange(s) necessary to fulfill the requirements of the Act. The BLM and the BIA have requested funds from the Secretary of Interior to be made available to the state. The DSL has been notified that: the BLM currently has \$16,000 available for the remainder of federal FY95 (ending September 30, 1995); the BIA will have \$85,000 available for the remainder of federal FY95; and the BIA will have \$110,000 available for federal FY96 (October 1, 1995 - September 30, 1996). The Act anticipates that at least five years will be required to consummate the necessary exchange(s) with the State. Therefore, it is expected that the federal funding to the state will be continued throughout the process.

The Land Board has directed the DSL to actively proceed in cooperation with the BLM, BIA and the Crow Tribe to consider the proposed exchange(s). The Land Board has given this direction to the DSL with the assumption that the Secretary of Interior would provide funding and assistance to the DSL in this effort.

CROW BOUNDARY SETTLEMENT EXCHANGE

Budget Item	Requested Budget FY96	Requested Budget FY97
FTE	0.00	0.00
Personal Services	0	0
Operating Expenses		
Contracted Services	88,200	88,200
Supplies/Materials	2,500	2,500
Communications	1,000	1,000
Travel	6,000	6,000
Other	2,300	2,300
Equipment	0	0
Capital Outlay	0	0
Total Expenditures	\$100,000	\$100,000

The estimated expenditures for each of the fiscal years are \$100,000, comprised solely of Operating Expenses. Within Operating Expenses, there are a few subcategories, including Contracted Services, Supplies/Materials, Communications, Travel, and Other.

Most of the Contracted Services category is applied to consulting fees. This allows 2,080 hours of work at an estimated \$40. per hour. Since this program does not include any new FTEs, all of the review work will be contracted out. The consultants' work will include field evaluations, selection of BLM tracts, appraisal reviews, water rights reviews, mineral reviews, economic analyses, and deed preparation work. In addition to the consulting fees, additional funds are allocated for possible legal fees and court costs, and printing.

Supplies and Materials needed include gasoline, maps, photographic supplies, and data processing supplies.

Communications includes funds for postage and telephone expenses.

The Travel category allows for 12 trips to Billings and/or the Crow Indian Reservation, and 2 trips to Washington DC. These trips will be made by the Lands Division Administrator and/or the Commissioner, as needed, to oversee the program, and to meet with appropriate federal agency representatives, Crow Tribe representatives, lessees, and the public.

The Other Expenses category allows for the unforeseen expenses that will arise as a result of this program.

The Lands Administration Division (CV04) will administer this exchange program. All expenditures will be from Federal Special Revenues provided by the Secretary of Interior.

Amendments to House Bill No. 2
Purple Reference Copy

Requested by Rep. Cocchiarella
For the Committee on Appropriations

Prepared by Mark Lee
March 2, 1995

1. Page B-10, line 1.

Strike: "1,106,988" "892,982"
Insert: "1,194,445" "1,005,439"

The LFA will adjust totals.

This amendment would add federal funds of \$87,457 in fiscal 1996 and \$112,457 in fiscal 1997 to support 0.5 FTE and related personal services and operating costs to run the radon program and provide grants to counties.

{ Office of Legislative Fiscal Analyst

444-2986}

EXHIBIT 13
DATE 3-3-95
HB 2

Amendments to House Bill No. 2
Purple Reference Copy

Requested by Rep. DeBruycker
For the Committee on Appropriations

Prepared by Mark Lee
March 3, 1995

1. Page B-10, line 23.

Strike: "2,865,537" "2,951,284"
Insert: "2,883,491" "2,972,022"

The LFA will adjust totals.

This adjustment would increase grants to counties in the Junk Vehicle program by \$17,954 in fiscal 1996 and \$20738 in fiscal 1997.

{Office of Legislative Fiscal Analyst

444-2986}

EXHIBIT 14
DATE 3-3-95
HB 2

Amendments to House Bill No. 2
Purple Reference Copy

Requested by Rep. DeBruycker
For the Committee on Appropriations

Prepared by Mark Lee
March 1, 1995

1. Page B-10, line 1.

Strike: "1,775,298" "1,106,988" "2,025,549" "892,982"
Insert: "1,743,059" "1,074,749" "1,995,299" "862,732"

The LFA will amend totals.

This amendment would remove funds appropriated for a lead abatement accreditation program. HB 498, which would have created the program, failed on the house floor.

{Office of Legislative Fiscal Analyst

444-2986}