

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
54th LEGISLATURE - REGULAR SESSION**

JOINT SUBCOMMITTEE ON HUMAN SERVICES & AGING

Call to Order: By **CHAIRMAN JOHN COBB**, on January 12, 1995, at
8:00 a.m.

ROLL CALL

Members Present:

Rep. John Cobb, Chairman (R)
Sen. Charles "Chuck" Swysgood, Vice Chairman (R)
Rep. Beverly Barnhart (D)
Sen. James H. "Jim" Burnett (R)
Rep. Betty Lou Kasten (R)
Sen. John "J.D." Lynch (D)

Members Excused: None.

Members Absent: None.

Staff Present: Mark Lee, Legislative Fiscal Analyst
Douglas Schmitz, Office of Budget & Program
Planning
Ann Boden, Committee Secretary

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

Committee Business Summary:

Hearing: None.
Executive Action: DEPARTMENT OF LABOR: Unemployment
Insurance Division, Employment Relations
Division, Workers' Compensation Court,
Human Rights Commission.

EXECUTIVE ACTION ON UNEMPLOYMENT INSURANCE DIVISION

BUDGET ITEM Equipment - UID Operations : **Tape No. 1:A:1.5**

Discussion: SEN. CHUCK SWYSGOOD expressed his concern with
present law issues relating to equipment purchases because it is
in present law it is assumed that it will go into base
automatically. He told the subcommittee that he might make a
motion that it not be used in the base the next biennium.

Motion/Vote: CHAIRMAN JOHN COBB MOVED TO ACCEPT \$10,788 IN FY96 AND \$12,688 IN FY97 FOR EQUIPMENT/UID OPERATIONS. Motion FAILED 3-3 with SEN. SWYSGOOD, REP. KASTEN, AND SEN. BURNETT voting no.

BUDGET ITEM UID/P&I Automation:

Tape No. 1:A:4.2

Discussion: Rod Sager, Administrator, Unemployment Insurance Division explained to the subcommittee the intent for the UID/P&I automation is to enhance service to employers to minimize misunderstandings in meeting compliance requirements by having a toll free phone line for employers to call to get questions answered, information regarding procedures, reporting requirements and to request forms.

REP. BETTY LOU KASTEN asked what the Division would do if Penalty & Interest funding was spent elsewhere. Mr. Sager replied that the Division would not likely be able to finish the project.

Motion/Vote: SEN. J.D. LYNCH MOVED TO ACCEPT THE EXECUTIVE NEW PROPOSAL FOR \$14,775 IN EACH YEAR OF THE BIENNIUM FOR UID/P&I AUTOMATION. Motion CARRIED unanimously.

BUDGET ITEM UID/Equipment Research and Analysis:

Tape No. 1:A:6.1

Discussion: Rod Sager informed the subcommittee that the lap top computer would be used by staff for training for input of data when validating and receiving survey results while traveling. He said the pc monitor scanner and printer would be used for the new National Wait Survey Program.

Motion/Vote: SEN. LYNCH MOVED TO ACCEPT THE EXECUTIVE NEW PROPOSAL FOR \$15,000 IN EACH YEAR OF THE BIENNIUM FOR UID EQUIPMENT RESEARCH AND ANALYSIS. Motion carried 5-1 with SEN. SWYSGOOD voting no.

BUDGET ITEM Personal Services Reductions:

Tape No. 1:A:7.6

Motion/Vote: CHAIRMAN COBB MOVED TO ACCEPT THE EXECUTIVE NEW PROPOSAL FOR (5.40) FTE AND (\$148,386) IN FY96 AND (5.40) FTE AND (\$149,648) IN FY97 FOR PERSONAL SERVICE REDUCTIONS. Motion CARRIED unanimously.

Motion/Vote: REP. KASTEN MOVED TO ALLOW THE LFA OFFICE TO MAKE ADJUSTMENTS TO DOLLAR FIGURES FOR PERSONAL SERVICE REDUCTIONS, AFTER CONSULTATION WITH THE BUDGET OFFICE AND THE DEPARTMENT, FOR FTE, INFLATION/DEFLATION AND FIXED COSTS. Motion CARRIED unanimously.

EXECUTIVE ACTION ON EMPLOYMENT RELATIONS DIVISION

Tape No. 1:A:9.3

Mark Lee, LFA Office, clarified that the present law adjustments table should reflect the amount of \$12,793 each year of the biennium for Item #9, Rent, and that Item #13, Other, should be reflected as \$47,033 in FY96 and \$52,443 in FY97. He said that the LFA write-up in Item #4 should read "These changes were not fully implemented in fiscal 1994."

BUDGET ITEM Personal Services; Inflation/Deflation; and Fixed Costs:

Tape No. 1:A:10.0

Discussion: Chuck Hunter, Administrator, Employment Relations Division, explained that the reason for a great deal of the vacancy savings reflected in FY94 is due to the fact that the 14 FTE's authorized in the 1993 session weren't actually employed until January or February of 1994. Mr. Hunter also clarified that the (1.50) FTE was incorrect and deferred discussion to the LFA Office.

Mark Lee, LFA Office, said that after consulting with the Department and the Budget Office regarding the change in FTE, the LFA made a determination that the number of FTE in the base column should have been higher by .50 FTE which would have made a reduction of 2.0 FTE. CHAIRMAN COBB asked if the Department was requesting that the .50 FTE be put back into Personal Services. Mr. Hunter said the Division is requesting inclusion of the .50 FTE.

Mr. Lee told the subcommittee that by accepting the decrease of (1.50) FTE, the budget would reflect the correct number of FTE. He said the Department is requesting the 2.0 FTE be added back in a new proposal.

Motion/Vote: CHAIRMAN COBB MOVED TO ACCEPT (1.50) FTE AND \$529,942 IN FY96 AND (1.50) FTE AND \$545,291 IN FY97 FOR PERSONAL SERVICES, \$7,004 IN FY96 AND \$12,228 IN FY97 FOR INFLATION/DEFLATION, AND \$20,943 IN FY96 AND \$5,616 IN FY97 FOR FIXED COSTS. Motion CARRIED unanimously.

BUDGET ITEM Implement New Legislation:

Tape No. 1:A:17.8

Discussion: Mr. Hunter said this has to do with many of those Workers' Compensation reform programs authorized in the 1993 session and operating costs for the programs.

SEN. SWYSGOOD asked how much the appropriation was for implementation of these programs in the last biennium. Mr. Hunter said it was approximately \$1 million.

SEN. SWYSGOOD asked for an explanation of the operating increases that are related to \$151,852 annually. Mr. Hunter replied that the monies are used to operate the programs.

Motion/Vote: CHAIRMAN COBB MOVED TO ACCEPT THE EXECUTIVE FOR \$151,852 IN EACH YEAR OF THE BIENNIUM FOR IMPLEMENTATION OF NEW LEGISLATION. Motion CARRIED unanimously.

BUDGET ITEM Management Information System (MIS) Software

Redesign:

Tape No. 1:A:21.5

Discussion: Mr. Hunter explained that this software redesign was needed to upgrade the Division's existing systems in order to interface with the workers' compensation data base.

SEN. SWYSGOOD MOVED TO ACCEPT THE EXECUTIVE FOR \$28,480 IN FY96 FOR MIS SOFTWARE REDESIGN TO REFLECT AS A RESTRICTED, ONE-TIME ONLY LINE ITEM. Motion CARRIED unanimously.

BUDGET ITEM Effectiveness/Satisfaction Surveys:

Tape No. 1:A:22.6

No motion was made.

BUDGET ITEM Training:

Tape No. 1:A:23.9

No motion was made.

BUDGET ITEM Safety Culture Curriculum Development:

Tape No. 1:A:25.8

Discussion: Mr. Hunter explained to the subcommittee that the Safety Culture Act, which was passed last session, charges the Department with the responsibility of developing safety curriculums that could be used in schools across the state to increase students' awareness of safety before entering the workplace. He said that this funding would help enhance the development of those curriculums needed, as well as pay for them.

Motion/Vote: SEN. LYNCH MOVED TO ACCEPT THE EXECUTIVE FOR \$25,221 IN FY96 AND \$25,422 IN FY97 FOR THE SAFETY CULTURE CURRICULUM DEVELOPMENT. Motion CARRIED 5-1 with CHAIRMAN COBB voting no.

BUDGET ITEM Rent:

Tape No. 1:A:27.4

Discussion: SEN. SWYSGOOD commented that the thirteen percent increase is significant, and asked where facilities were located. Mr. Hunter replied that the primary out stations are located in

Helena, Billings and Missoula. SEN. SWYSGOOD asked if the rent for those out stations were increasing thirteen percent. Mr. Hunter replied that some of the increase is new rent associated with new positions related to the new Workers' Comp. programs.

Motion/Vote: CHAIRMAN COBB MOVED TO ACCEPT THE EXECUTIVE FOR \$12,793 EACH YEAR OF THE BIENNIUM FOR RENT. Motion CARRIED 4-2 with SEN. SWYSGOOD AND SEN. BURNETT voting no.

BUDGET ITEM Computer Maintenance:

Tape No. 1:A:30.6

Motion/Vote: SEN. LYNCH MOVED TO ACCEPT THE EXECUTIVE FOR \$16,668 EACH YEAR OF THE BIENNIUM FOR COMPUTER MAINTENANCE. Motion CARRIED unanimously.

BUDGET ITEM Equipment:

Tape No. 1:A:30.9

Motion/Vote: CHAIRMAN COBB MOVED TO ACCEPT (\$22,179) IN FY96 AND (\$27,664) IN FY97 AS A LINE ITEM FOR EQUIPMENT. Motion CARRIED unanimously.

BUDGET ITEM Silicosis Benefits/Social Security Offset:

Tape No. 1:A:33.6

Discussion: Laurie Ekanger, Commissioner, said the intent of these benefits and offset payments is not an income-based benefit, but an occupational disease program.

Motion/Vote: CHAIRMAN COBB MOVED TO ACCEPT (\$49,884) IN FY96 AND (\$61,884) IN FY97 FOR SILICOSIS BENEFITS/SOCIAL SECURITY OFFSET, AND (\$3,147) IN EACH YEAR OF THE BIENNIUM FOR DECREASED ADMINISTRATIVE COSTS. Motion CARRIED 5-1 with SEN. SWYSGOOD voting no.

BUDGET ITEM Other:

Tape No. 37.7

No action was taken.

BUDGET ITEM Workers' Compensation Data Base:

Tape No. 1:A:38.2

Discussion: Mr. Hunter explained that this is for staffing to implement the new data system July 1, 1995

SEN. SWYSGOOD asked how this related to the implementation to the new legislation. Mr. Hunter replied that it was in conjunction with the new group of programs received by the Department.

SEN. SWYSGOOD asked if the \$105,452 difference between FY96 and FY97 represented the cost for 4.00 FTE. Mr. Hunter said yes, and

that the 1996 level includes continuing development costs, which should be complete in 1997.

Motion/Vote: CHAIRMAN COBB MOVED TO ACCEPT 4.00 FTE AND \$272,650 IN FY96 AND \$167,198 IN FY97, WITH THE DEVELOPMENT COSTS IN FY96 OF \$105,452 SPLIT OUT AND LINE ITEMED AS ONE-TIME ONLY. Motion CARRIED unanimously.

BUDGET ITEM New Vehicle Lease:

Tape No. 1:A:44.8

Motion: REP. KASTEN MOVED TO ACCEPT THE EXECUTIVE FOR (\$12,912) IN FY96 AND (\$13,307) IN FY97 FOR NEW VEHICLE LEASE

Discussion: SEN. LYNCH asked if the subcommittee would be spending state general funds and saving federal funds if this motion passed. Mark Lee replied that basically if this motion carries, the costs will be spread over five years, which will be covered with the funds available in the Employment Relations Division.

SEN. LYNCH asked where the Motor Pool was primarily funded from. Doug Schmitz, Budget Office, replied that the Motor Pool is currently run off proprietary funds. He said this is an initiative supported by the Governor to try and turn over vehicle acquisition through the state Motor Pool.

Vote: Motion CARRIED unanimously.

BUDGET ITEM Independent Contractors:

Tape No. 1:A:47.9

Motion/Vote: CHAIRMAN COBB MOVED TO ACCEPT THE EXECUTIVE FOR 1.00 FTE IN EACH YEAR OF THE BIENNIUM AND \$42,547 IN FY96 AND \$37,307 IN FY97 FOR INDEPENDENT CONTRACTORS. Motion CARRIED 5-1 with SEN. LYNCH voting no.

BUDGET ITEM Subsequent Injury Actuarial Analysis:

Tape No. 1:A:51.4

Motion/Vote: SEN. LYNCH MOVED TO ACCEPT THE EXECUTIVE FOR \$15,000 TOTAL FUNDS FOR THE BIENNIUM FOR SUBSEQUENT INJURY ACTUARIAL ANALYSIS. Motion CARRIED unanimously.

BUDGET ITEM ERD Personal Services Reductions:

Tape No. 1:A:53.8

Motion/Vote: REP. KASTEN MOVED TO ACCEPT THE EXECUTIVE FOR (4.25) FTE IN EACH YEAR OF THE BIENNIUM AND (\$140,847) IN FY96 AND (\$141,835) IN FY97 FOR ERD PERSONAL SERVICES REDUCTIONS. Motion CARRIED unanimously.

EXECUTIVE ACTION ON WORKERS' COMPENSATION COURT

BUDGET ITEM Personal Services, Inflation/Deflation, and Fixed Costs: Tape No. 1:A:57.3

Discussion Mark Lee, explained that Workers' Compensation Court held 1.0 FTE vacant during the base year and in so doing they transferred authority into operating expenses. There were no adjustments included in the present law budgets to remove the increased operating expenses.

Judge Mike McCarter told the subcommittee that the personal services budget reflected the base year for the number of employees the Department currently has to maintain the current staffing levels. Since 1.0 FTE was removed, operating expenses increased.

Motion/Vote: CHAIRMAN COBB MOVED TO ACCEPT THE EXECUTIVE FOR \$40,615 EACH YEAR OF THE BIENNIUM FOR PERSONAL SERVICES, \$593.00 IN FY96 AND \$916.00 IN FY97 FOR INFLATION/DEFLATION, AND \$402.00 IN FY96 AND (\$527.00) IN FY97 FOR FIXED COSTS. Motion CARRIED unanimously.

BUDGET ITEM Travel: Tape No. 1:A:57.8

Motion/Vote : SEN. LYNCH MOVED TO ACCEPT THE EXECUTIVE FOR \$6,306 EACH YEAR OF THE BIENNIUM FOR TRAVEL. Motion CARRIED 5-1 with SEN. SWYSGOOD voting no.

BUDGET ITEM Equipment: Tape No. 1:A:59.1

Motion/Vote: SEN. SWYSGOOD MOVED TO ACCEPT THE EXECUTIVE FOR (\$8,113) EACH YEAR OF THE BIENNIUM FOR EQUIPMENT. Motion CARRIED unanimously.

BUDGET ITEM Other: Tape No. 1:A:59.6

Motion/Vote: SEN. LYNCH MOVED TO ACCEPT THE EXECUTIVE FOR \$86.00 IN FY96 AND (\$556.00) IN FY97 FOR ALL OTHER PRESENT LAW ADJUSTMENTS. Motion CARRIED unanimously.

BUDGET ITEM Personal Services Reductions: Tape No. 1:A:59.8

Motion/Vote: SEN. LYNCH MOVED TO ACCEPT THE EXECUTIVE FOR (1.00) FTE AND (\$32,435) IN EACH YEAR OF THE BIENNIUM FOR PERSONAL SERVICES REDUCTIONS. Motion CARRIED unanimously.

SEN. SWYSGOOD informed the subcommittee that during the fifteen minute break, the Budget Office satisfied his concern of building

the base with equipment purchases. Therefore, he made the following motion:

Motion/Vote: SEN. SWYSGOOD MOVED TO DELETE THE INCLUSION OF LINE ITEM LANGUAGE FOR EQUIPMENT FROM HIS PREVIOUS MOTIONS. Motion CARRIED unanimously.

EXECUTIVE ACTION ON UNEMPLOYMENT INSURANCE DIVISION

Tape No. 1:A:64.3

Discussion: SEN. SWYSGOOD expressed his concern about the trend that has occurred over the past few years of looking for funding worthwhile projects out of the UI Admin Tax fund. He felt that any excess in the UI Admin Tax fund went toward funding things unrelated to what he perceives as the purpose of that fund. He said chances are that employers probably wouldn't get a rate reduction in the amount they pay into the UI Admin Tax fund, and as programs continue to get funding from this source, sooner or later the reserves start to zero out. He contended that the two options were to either increase the rate employers pay into this fund, or to remove programs that are being funded by the UI Admin Tax monies. He emphasized that it is not his wish that these programs discontinue, specifically job service, but it's not his wish to see employers fund these programs.

SEN. SWYSGOOD asked if any programs currently funded with the UI Admin Tax are duplicating services. **Sheila Hogan, Director of Career Training Institute, and Vice Chair of the Displaced Homemaker Network,** said that Lewis & Clark County receives a little over \$21,000 of the UI Admin Tax funding. The Network tries to pool resources from other sources to address the needs of participants, and although there are two different programs for displaced homemakers, there are no duplicating services.

SEN. SWYSGOOD asked the if the Department was aware of any programs currently funded out of the UI Admin Tax that another agency provides, resulting in duplicating services.

Ms. Ekanger said that some of the services provided by different agencies may be similar, but they reach a different target group, but she didn't feel that there are no duplicating services.

SEN. SWYSGOOD said he intended to make a motion that would move the Jobs for Montana Graduates, the Displaced Homemakers and the MT Community Service Corps out of the UI Admin Tax into the General Fund, and to remove the Governor's pay plan from the UI Admin Tax. He asked for the Department's response.

Ms. Ekanger said the \$241,269 in FY96 and \$607,595 in FY97 for the Governor's Proposed Pay Plan are projected estimates based on the assumption that HB 17 passes.

CHAIRMAN COBB asked if HB 17 requested that UI Admin Tax be used for the Proposed Pay Plan. **Mr. Lee** said HB 17 states general funds and other funds be used, and that the Budget Office determines what those other funds are. **CHAIRMAN COBB** said they may have to include language if this submittment passes, because the Human Services & Aging subcommittee did not appropriate money from this fund, and he felt it needed to be made clear either by this subcommittee or that bill whether that money can come from the UI Admin Tax fund or not.

SEN. LYNCH spoke against the proposed motion. He was concerned that the programs would get lost in the shuffle of trying to compete with general fund dollars.

CHAIRMAN COBB said that he would rather protect the programs by using available general fund dollars this session, let the UI Admin fund build over the next two years, and next session the Department could argue for UI Tax funding.

REP. BARNHART argued that the Displaced Homemaker Program should be separated from the proposed motion. She said this was an appropriate program for UI Admin Tax funding in comparison to other programs. **Maureen Schwinden representing Women Involved in Farm Economics** stated for the record that she wanted to echo the concerns of **REP. BARNHART**.

Mary Blake, Coordinator, Office of Community Service, volunteered to be removed from the UI Admin Tax next year. She said that she agreed with the subcommittee that the Office of Community Service needed to seek other funding sources. She indicated that her request for funding was to utilize carry-over funds to continue to get the new Community Service office running.

Motion/Vote: **SEN. SWYSGOOD** MOVED TO CHANGE THE FUNDING FOR DISPLACE HOMEMAKERS FROM THE UI ADMIN TAX TO THE GENERAL FUND, AS A FUNDING SWITCH OF \$237,600 IN EACH YEAR OF THE BIENNIUM. Motion CARRIED 4-2 with **REP. BARNHART** and **SEN. LYNCH** voting no.

Motion: **SEN. SWYSGOOD** MOVED TO CHANGE THE FUNDING FOR THE MONTANA COMMUNITY SERVICES ACT FROM THE UI ADMIN TAX TO THE GENERAL FUND, AS A FUNDING SWITCH OF \$94,949 IN EACH YEAR OF THE BIENNIUM.

Discussion: **Mr. Lee** explained that subcommittee action would be necessary to include the Montana Community Services Act in the UI Admin Tax fund because this budget item is listed as a new proposal and no such action had yet been taken.

SEN. SWYSGOOD withdrew his motion.

Motion/Vote: **SEN. SWYSGOOD** MOVED TO CHANGE THE FUNDING FOR JOBS FOR MONTANA GRADUATES FROM THE UI ADMIN TAX TO THE GENERAL FUND, AS A FUNDING SWITCH OF \$125,205 IN EACH YEAR OF THE BIENNIUM. Motion CARRIED 4-2 with **REP. BARNHART** and **SEN. LYNCH** voting no.

Motion: CHAIRMAN COBB MOVED TO AUTHORIZE THE MONTANA COMMUNITY SERVICE CORP TO SPEND \$189,898 CARRY OVER TO INCLUDE LANGUAGE IN HB 2 NOT TO EXCEED EXCESS FUNDS AVAILABLE FROM THE \$500,000 APPROPRIATION.

Substitute Motion: SEN. SWYSGOOD MADE A SUBSTITUTE MOTION TO FUND THE MONTANA COMMUNITY SERVICE CORP WITH \$25,000 GENERAL FUND EACH YEAR OF THE OF THE BIENNIUM; TO AUTHORIZE \$94,949 STATE SPECIAL REVENUE EACH YEAR OF THE BIENNIUM; TO AUTHORIZE SPENDING AUTHORITY FOR \$125,000 FEDERAL FUNDS EACH YEAR OF THE BIENNIUM AND TO INCLUDE LANGUAGE IN HB 2 INDICATING THE STATE SPECIAL FUNDS ARE TO COME FROM DONATIONS AND/OR CONTRIBUTIONS AND THAT IN PREPARING THE NEXT BUDGET, GENERAL FUND COULD NOT BE USED IN THE PROPOSED PRESENT LAW FUNDING.

Vote: Roll Call Vote was taken, motion FAILED 3-3, with REP. COBB, REP. KASTEN, and SEN. LYNCH voting no.

Vote: Roll Call Vote was taken, AUTHORIZATION FOR THE MONTANA COMMUNITY SERVICE CORP TO SPEND \$189,898 CARRY OVER TO INCLUDE LANGUAGE IN HB 2 NOT TO EXCEED EXCESS FUNDS AVAILABLE FROM \$500,000 APPROPRIATION. Motion FAILED 3-3, with REP. KASTEN, SEN. SWYSGOOD, and SEN. BURNETT voting no.

Motion/Vote : SEN. LYNCH MOVED TO RECONSIDER SEN. SWYSGOOD'S SUBSTITUTE MOTION. Motion CARRIED unanimously.

Discussion: REP. BARNHART asked what impact SEN. SWYSGOOD'S motion would have on the Community Service Corp. Program. Ms. Blake, explained that bottom line is that if the office remains in the state than it can apply for federal funds. The \$50,000 match money and federal funds would allow the office to stay. The loss of the UI Admin dollars would mean that the Community Service Corp. would be unable to match the federal grant application money in the next biennium.

The office would be in existence for a year, which allows Conservation Corp to apply for federal funds, it also removes the Conservation Corp's ability to match the application, which would mean it would have to do more local funding for approximately \$140,000. REP. BARNHART asked what the ratio of federal dollars is. Ms. Blake replied it is 12% state dollars to 88% federal dollars.

REP. KASTEN asked if this motion addresses the executive new proposals for the Montana Community Services Act and the Montana Community Service State Match. CHAIRMAN COBB said that it does. REP. KASTEN then asked what happens to the FTE included in the Montana Community Services Act if these new proposals failed. Mark Lee indicated there would be no money to pay them.

EXECUTIVE ACTION ON HUMAN RIGHTS COMMISSION

BUDGET ITEM Personal Services:

Tape No. 1:B: 26.5

Discussion: Anne MacIntyre, Administrator, Human Rights Commission explained the one-third of the dollar amount is because of the phase in of this year's pay plan, a small amount of vacancy savings and training assignments for base increase for personal services is because of training assignments for new investigators. Other two-thirds represents the phase in of 2.0 FTE that were transferred to Human Rights Commission in Department of Labor's reorganization.

BUDGET ITEM Legal Fees and Court Costs:

Tape No. 1:B:28.5

Motion/Vote: REP. BARNHART TO ACCEPT THE EXECUTIVE FOR \$7,398 EACH YEAR OF THE BIENNIUM FOR LEGAL FEES AND COURT COSTS. Motion FAILED 4-2, with REP. BARNHART and SEN. LYNCH voting yes.

BUDGET ITEM Computerized Legal Research:

Tape No. 1:B:39.7

Discussion: Ms. MacIntyre explained to the subcommittee that in this area the Commission is trying to increase efficiency by using computerized legal research technology through the computer network. She anticipates that the Commission can reduce subscriptions to legal research and materials currently purchased.

Motion/Vote: SEN. LYNCH MOVED TO ACCEPT THE EXECUTIVE FOR \$2,400 EACH YEAR OF THE BIENNIUM FOR COMPUTERIZED LEGAL RESEARCH. Motion CARRIED unanimously.

BUDGET ITEM Rent:

Tape No. 1:B:40.8

Informational Testimony: Ms. MacIntyre addressed the LFA issue. She said that she felt the move from the capitol complex to a privately owned building was essential because the addition of 3.0 FTE by the 1993 plus 2.5 FTE due to internal reorganization created crowded conditions effecting staff morale. There was no additional state owned space available and were forced to find private space. The new space also provides disability access, and since it is one of the Commission's major responsibilities to enforce laws prohibiting disability discrimination it created embarrassment to the Department.

Questions From Subcommittee Members and Responses: SEN. SWYSGOOD asked if the Commission's rent increased \$29,421 a year due to the move. Ms. MacIntyre said that is correct. SEN. SWYSGOOD asked what the Commission was paying before. Ms. MacIntyre replied that it was approximately half. SEN. SWYSGOOD asked how the Department was paying for the difference with the funds in

this FY. Ms. MacIntyre replied by an increase in federal funds received for case processing administration.

Mark Lee explained to the subcommittee that because of the motion to accept the executive for fixed costs, the annual rent increase of \$29,421 was actually a net increase of \$19,205.

Motion/Vote: SEN. LYNCH MOVED TO APPROVE \$29,421 EACH YEAR OF THE BIENNIUM FOR RENT. Motion CARRIED 5-1 with SEN. SWYSGOOD voting no.

BUDGET ITEM Out of State Travel:

Tape No. 2:A:2.2

Motion/Vote: SEN. LYNCH MOVED TO ACCEPT THE EXECUTIVE FOR \$4,044 EACH YEAR OF THE BIENNIUM FOR OUT OF STATE TRAVEL. Motion CARRIED unanimously.

BUDGET ITEM Annualize Operating Expense for New Staff:

Tape No. 2:A:2.5

Motion/Vote: SEN. LYNCH MOVED TO ACCEPT THE EXECUTIVE FOR \$5,588 EACH YEAR OF THE BIENNIUM FOR ANNULIZATION OF OPERATING EXPENSES FOR NEW STAFF. Motion CARRIED unanimously.

BUDGET ITEM Equipment and Other:

Tape No. 2:A:3.2

Motion/Vote: REP. KASTEN MOVED TO ACCEPT THE EXECUTIVE FOR (\$7,588) EACH YEAR OF THE BIENNIUM FOR EQUIPMENT AND \$1,807 IN FY96 AND \$2,955 IN FY97 FOR ALL OTHER PRESENT LAW ADJUSTMENTS PROPOSED BY THE EXECUTIVE. Motion CARRIED unanimously.

BUDGET ITEM Martin Luther King Jr. Advisory Council:

Tape No. 2:A:4.0

Informational Testimony: Ms. MacIntyre told the subcommittee that this budget was a proposal by the Governor to establish funding for travel for this advisory council, which he appointed, for administrative purposes.

Motion: SEN. LYNCH MOVED TO ACCEPT THE EXECUTIVE FOR \$1,250 EACH YEAR OF THE BIENNIUM FOR THE MARTING LUTHER KING JR. ADVISORY COUNCIL.

Discussion: Reverend Caldwell, Chairman of the Martin Luther King Jr. Advisory Council told the subcommittee that without approval of this funding, the most of the members of the advisory council would be unable travel to the meetings. He explained that grants raised by privately do not authorize travel pay.

Vote: Motion FAILED 4-2 with REP. BARNHART and SEN. LYNCH voting yes.

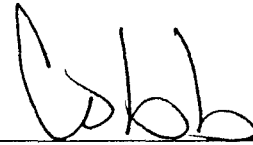
BUDGET ITEM Personal Service Reductions:

Tape No. 2:A:9.2

Motion/Vote: SEN. LYNCH MOVED TO ACCEPT THE EXECUTIVE FOR (\$5,792) IN FY96 AND (\$5,917) IN FY97 FOR PERSONAL SERVICES. Motion CARRIED unanimously.

ADJOURNMENT

Adjournment: 11:45 a.m.



CHAIRMAN JOHN COBB, Chairman



ANN BODEN, Secretary

JC/ab

HUMAN SERVICES AND AGING

Joint Appropriations Subcommittee

ROLL CALL

DATE 1-12-95

NAME	PRESENT	ABSENT	EXCUSED
Rep. John Cobb, Chairman	X		
Rep. Beverly Barnhart	X		
Rep. Betty Lou Kasten	X		
Sen. Chuck Swysgood, Vice Chairman	X		
Sen. J.D. Lynch	X		
Sen. Jim Burnett	X		

Mark Lee
Dorey Schmitz

HUMAN SERVICES & AGING

ROLL CALL VOTE

Joint Appropriations Subcommittee

DATE 1-12-95 BILL NO. _____ NUMBER _____

MOTION: Chair Cobb moved to authorize the MT
Comm. Soc. Corp to spend \$189,898 carry over
money, to include language not to exceed \$500,000
approp.

NAME	AYE	NO
Rep. John Cobb, Chairman	X	
Rep. Beverly Barnhart	X	
Rep. Betty Lou Kasten		X
Sen. Chuck Swysgood, Vice Chairman		X
Sen. J.D. Lynch	X	
Sen. Jim Burnett		X

HUMAN SERVICES & AGING

ROLL CALL VOTE

Joint Appropriations Subcommittee

DATE 1-12-95 BILL NO. _____ NUMBER _____

MOTION: Sen. Swysgood made a substitute motion to
fund MT Comm. Svc Corp w/ \$25,000 gen fund ea.
yr. Authorize \$94,949 st. spec. rev. ^{ea. yr.} Authorize
\$125,000 fed funds ea yr. & include language

NAME	AYE	NO
Rep. John Cobb, Chairman		
Rep. Beverly Barnhart		
Rep. Betty Lou Kasten		
Sen. Chuck Swysgood, Vice Chairman		
Sen. J.D. Lynch		
Sen. Jim Burnett		

in HB 2
 indicating
 st. spec.
 funds come
 from donation
 &/or contribution
 & that in
 preparing bud

Budget, gen fund could
 not be used in
 proposed pres law
 funding.