

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 55th LEGISLATURE - REGULAR SESSION

#### FREE CONFERENCE COMMITTEE ON HOUSE BILL 578

**Call to Order:** By CHAIRMAN GERRY DEVLIN, on April 19, 1997, at 2:40 p.m., in Room 413. The Free Conference Committee recessed at 4:00 p.m. on April 19 and reconvened on April 23, 1997 at 10:30 a.m.

#### ROLL CALL

**Members Present:**

Sen. Gerry Devlin (R), Chair  
Sen. Greg Jergeson (D)  
Sen. Mike Taylor (R)  
Rep. Larry Hal Grinde (R), Chair  
Rep. Royal C. Johnson (R)  
Rep. Bob Raney (D)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Greg Petesch, Code Commissioner  
Marjorie Peterson, Committee Secretary

#### HEARING ON HB 578

**Opening Statement by Chairman:**

SEN. GERRY DEVLIN, SD 2, Terry, opened the Free Conference Committee hearing on HB 578, An act eliminating the Montana Board of Science and Technology Development in 1999, transferring the portfolios of the board to the board of investments, revising the job investment loan laws.

***{Tape: 1; Side: A; Approx. Tape Counter: 0.1.}***

**Proponents:**

Peter Blouke, Director, Department of Commerce, Helena.

***{Tape: 1; Side: A; Approx. Tape Counter: 1.0.}***

**Opponents:**

Rebecca McHerrin, Board Member, Board of Science and Technology, Bozeman.

***{Tape: 1; Side: A; Approx. Tape Counter: 5.6.}***

Will Brooke, Board Attorney, Bozeman.

***{Tape: 1; Side: A; Approx. Tape Counter: 10.0.}***

Laurence Smith, member of the Board, Great Falls.

{Tape: 1; Side: A; Approx. Tape Counter: 13.4.}

Questions From the Committee:

{Tape: 1; Side: A; Approx. Tape Counter: 18.5.}

EXECUTIVE ACTION ON HB 578

Motion/Vote: REP. JOHNSON moved amendment HB057808.agp Do Pass.

Motion failed 3 - 3 on a roll call vote, with SENS. DEVLIN, JERGESON, and TAYLOR voting no.

{Tape: 1; Side: B; Approx. Tape Counter: 18.3.}

MOTION/VOTE: SEN. JERGESON moved amendment HB057809.AGP Do Pass.

Motion failed 2 - 4 on a roll call vote, with SEN. DEVLIN, REPS. GRINDE, JOHNSON, and RANEY voting no.

{Tape: 1; Side: B; Approx. Tape Counter: 29.9.}

Committee recessed at 4:00 p.m. and reconvened on April 23, 1997 at 10:30 a.m.

Discussion:

{Tape: 2; Side: A; Approx. Tape Counter: 1.3.}

Motion/Vote: SEN. TAYLOR moved voice amendment, Subsection 2, #16, "If HB 2 is vetoed, then the interest appropriated from \$2 million in research and development at MSU would be void.."

Motion carried 4 - 2 on a roll call vote, with SEN. JERGESON and REP. RANEY voting no.

{Tape: 2; Side: B; Approx. Tape Counter: 1.2.}

Motion: SEN. TAYLOR moved amendment HB057815.agp Do Pass. This amendment was separated and each item was moved and voted on individually.

{Tape: 2; Side: B; Approx. Tape Counter: 8.5.}

Motion/Vote: SEN. DEVLIN moved amendment HB057815.agp #9 Do

Pass. Motion failed 4 - 2 on a roll call vote, with SENS. DEVLIN and TAYLOR voting no.

{Tape: 2; Side: B; Approx. Tape Counter: 15.2.}

Motion/Vote: SEN. TAYLOR moved a voice amendment to #9 Do Pass.

"The Director of the Department of Commerce will serve as a voting member of the Board." Motion failed 2 - 4 on a roll call vote, with SENS. DEVLIN and TAYLOR voting yes.

{Tape: 2; Side: B; Approx. Tape Counter: 18.0.}

Motion/Vote: SEN. JERGESON moved #8, with grant included, Do

Pass. Motion failed 2 - 4 on a roll call vote, with SEN. JERGESON and REP. JOHNSON voting yes.

{Tape: 2; Side: B; Approx. Tape Counter: 19.1.}

Motion/Vote: SEN. TAYLOR moved #8 Do Pass. Motion carried unanimously.

{Tape: 2; Side: B; Approx. Tape Counter: 21.2.}

Motion/Vote: REP. GRINDE moved #7, without the words in brackets, Do Pass. Motion failed 1 - 5, with REP. GRINDE voting yes.

{Tape: 2; Side: B; Approx. Tape Counter: 22.0.}

Motion/Vote: SEN. JERGESON moved #7, bracket language only, Do Pass. Motion failed 3 - 3 on a roll call vote, with SEN. DEVLIN, REPS. GRINDE and RANEY voting no.

{Tape: 2; Side: B; Approx. Tape Counter: 26.2.}

Motion/Vote: REP. JOHNSON moved #6 Do Pass. REP. JOHNSON submitted a Table showing total cash and projected revenue from 1997 through 1999. EXHIBIT 1. Motion that #6 Do Pass carried unanimously.

{Tape: 2; Side: B; Approx. Tape Counter: 33.5.}

Motion/Vote: REP. JOHNSON moved #5 Do Pass. Motion carried unanimously.

{Tape: 2; Side: B; Approx. Tape Counter: 41.7.}

Motion/Vote: REP. JOHNSON moved #4 Do Pass. Motion carried unanimously.

{Tape: 2; Side: B; Approx. Tape Counter: 44.5.}

Motion/Vote: REP. JOHNSON moved #3 Do Pass. Motion carried unanimously.

{Tape: 2; Side: B; Approx. Tape Counter: 45.1.}

Motion/Vote: SEN. TAYLOR moved #10 Do Pass. Motion carried unanimously.

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

Motion/Vote: SEN. TAYLOR moved #9 voice amendment with the language "...unless the board overrode the Director by 2/3 vote.." Do Pass. Motion failed 3 - 3 on a roll call vote, with REPS. GRINDE, JOHNSON, and RANEY voting no.

{Tape: 3; Side: A; Approx. Tape Counter: 6.6.}

Motion/Vote: REP. GRINDE moved #9 amendment without the language in brackets Do Pass. Motion failed 3 - 3 on a roll call vote, with SENS. DEVLIN, JERGESON, and TAYLOR voting no.

{Tape: 3; Side: A; Approx. Tape Counter: 9.3.}

Motion/Vote: SEN. TAYLOR moved amendment on Page 7, lines 4 and 24 Do Pass. Motion carried 5 - 1 on a roll call vote, with REP. RANEY voting no.

{Tape: 3; Side: A; Approx. Tape Counter: 19.6.}

Motion/Vote: REP. JOHNSON moved #3 Do Pass. Motion failed 2 - 4 on a roll call vote, with SEN. JERGESON and REP. JOHNSON voting yes.

{Tape: 3; Side: A; Approx. Tape Counter: 31.6.}

Motion/Vote: SEN. TAYLOR moved #3 Do Pass with REP. GRINDE's voice amendment that there must be at least seven people to override the Director's veto. Motion failed 4 - 2 on a roll call vote, with REPS. JOHNSON and RANEY voting no.

{Tape: 3; Side: B; Approx. Tape Counter: 10.9.}

Motion/Vote: SEN. TAYLOR moved #3 Do Pass with REP. GRINDE's voice amendment that a member of the board appointed may not be an officer or an employee of an entity that has received funding from the board. Motion carried 4 - 2 on a roll call vote, with SEN. DEVLIN and REP. RANEY voting no.

{Tape: 4; Side: A; Approx. Tape Counter: 25.2.}

Motion/Vote: REP. JOHNSON moved #11, 12, 13, 14, 15, and 17 Do Pass. Motion carried unanimously.

{Tape: 4; Side: A; Approx. Tape Counter: 28.9.}

Motion/Vote: REP. JOHNSON moved #1 and 2 Do Pass. Motion carried unanimously.

{Tape: 4; Side: A; Approx. Tape Counter: 31.3.}

Motion/Vote: REP. JOHNSON moved HB 578 Do Pass As Amended. Motion carried 5 - 1 on a roll call vote, with REP. RANEY voting no.

{Tape: 4; Side: A; Approx. Tape Counter: 32.3.}

ADJOURNMENT

Adjournment: 5:00 p.m.

  
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SEN. GERRY DEVLIN, Chairman

  
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MARJORIE PETERSON, Secretary

GD/mp