

**MINUTES**

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

**COMMITTEE ON APPROPRIATIONS**

**Call to Order:** By **CHAIRMAN TOM ZOOK**, on February 14, 1997, at 3:00 p.m., in Room 312.

**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. Don Holland (R)  
Rep. John Johnson (D)  
Rep. Royal C. Johnson (R)  
Rep. Betty Lou Kasten (R)  
Rep. Bob Keenan (R)  
Rep. Matt McCann (D)  
Rep. William T. "Red" Menahan (D)  
Rep. Ray Peck (D)  
Rep. Steve Vick (R)  
Rep. William R. Wiseman (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Clayton Schenck, Legislative Fiscal Division  
Marjorie Peterson, Committee Secretary

**Committee Business Summary:**

Hearing: No Bills Heard  
Executive Action: HB 7 DO PASS AS AMENDED,  
HB 139 DO PASS AS AMENDED,  
HB 191 TABLED, HB 228 TABLED,  
HB 235 TABLED, HB 354 DO PASS  
AS AMENDED, SB 35 CONCURRED IN

**EXECUTIVE ACTION ON HB 7**

**Motion/Vote:** REP. BERGSAGEL moved to reconsider HB 7 which had been acted on at the hearing on February 12, 1997. The

amendments were not available at the previous hearing. Motion to reconsider carried unanimously.

{Tape: 1; Side: A; Approx. Tape Counter: 0.3.}

Motion/Vote: REP. BERGSAGEL moved HB 7 Amendment HB000701.an1 Do Pass. Motion carried unanimously.

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

Motion/Vote: REP. BERGSAGEL moved HB 7 Do Pass As Amended. Motion carried unanimously.

{Tape: 1; Side: A; Approx. Tape Counter: 5.1.}

#### EXECUTIVE ACTION ON HB 228

Motion: REP. COBB moved HB 228 Do Pass. He distributed an information packet from the Native American Center in Great Falls, the Indian Health Board of Billings, the Helena Indian Alliance, the North American Indian Alliance in Butte, and the Missoula Indian Center. EXHIBIT 1.

{Tape: 1; Side: A; Approx. Tape Counter: 7.0.}

#### Discussion:

{Tape: 1; Side: A; Approx. Tape Counter: 8.4.}

Vote: Motion that HB 228 Do Pass failed 6 - 12 on a roll call vote, with REPS. BARNHART, COBB, JOHN JOHNSON, MCCANN, MENAHAN, and QUILICI voting yes.

Motion/Vote: REP. COBB moved to Table HB 228. Motion carried unanimously.

{Tape: 1; Side: A; Approx. Tape Counter: 18.7.}

#### EXECUTIVE ACTION ON HB 354

Motion/Vote: REP. COBB moved HB 354 Amendment HB035401.an1 Do Pass. Motion carried 17 - 1 with REP. DEBRUYCKER voting no.

{Tape: 1; Side: A; Approx. Tape Counter: 19.4.}

Motion: REP. COBB moved HB 354 Do Pass As Amended.

#### Discussion:

{Tape: 1; Side: A; Approx. Tape Counter: 21.1.}

Vote: Motion that HB 354 Do Pass As Amended carried 11 - 7 on a roll call vote, with REPS. BARNHART, DEBRUYCKER, JOHN JOHNSON, ROYAL JOHNSON, MENAHAN, PECK and VICK voting no.  
{Tape: 1; Side: A; Approx. Tape Counter: 27.6.}

EXECUTIVE ACTION ON HB 139

Motion: REP. ROYAL JOHNSON moved HB 139 Amendment dated February 11, 1997, 7 pages, Do Pass. There were five bullets of amendments included in this motion. REP. JOHNSON also submitted an explanation of the bill with the amendments included.

EXHIBITS 2, 3.

{Tape: 1; Side: A; Approx. Tape Counter: 28.2.}

Discussion:

Marvin Eicholtz, Administrator, Procurement and Printing Division, Department of Administration, explained the amendments. Discussion continued on Tape 1, Side B.

{Tape: 1; Side: A; Approx. Tape Counter: 32.8.}

Substitute Motion/Vote: REP. KASTEN moved to separate the five amendments and vote on the first amendment, procurement preference, separately. Motion failed 6 - 12 on a roll call vote, with REPS. BERGSAGEL, KASTEN, MCCANN, PECK, VICK and WISEMAN voting yes.

{Tape: 1; Side: B; Approx. Tape Counter: 9.8.}

Motion/Vote: REP. ROYAL JOHNSON moved HB 139 Amendment Do Pass. Motion carried unanimously on a roll call vote.

{Tape: 1; Side: B; Approx. Tape Counter: 18.1.}

Substitute Motion/Vote: REP. MCCANN made a substitute motion to remove statutory appropriations from the bill. Motion carried 11 - 7, with REPS. KASTEN, BARNHART, GRADY, QUILICI, DEBRUYCKER, HOLLAND and WISEMAN voting no.

{Tape: 1; Side: B; Approx. Tape Counter: 18.2.}

Motion/Vote: REP. ROYAL JOHNSON moved HB 139 Do Pass As Amended. Motion carried 14 - 4 on a roll call vote, with REPS. DEBRUYCKER, FELAND, WISEMAN and CHAIRMAN ZOOK voting no.

{Tape: 1; Side: B; Approx. Tape Counter: 24.1.}

EXECUTIVE ACTION ON HB 235

Motion/Vote: REP. MENAHAN moved to Table HB 235. Motion carried unanimously.

{Tape: 1; Side: B; Approx. Tape Counter: 32.2.}

EXECUTIVE ACTION ON HB 84

Motion/Vote: REP. QUILICI moved to reconsider previous action on HB 84. Motion failed 7 - 11, with REPS. QUILICI, BARNHART, DEBRUYCKER, JOHN JOHNSON, PECK, WISEMAN and FELAND voting yes. {Tape: 1; Side: B; Approx. Tape Counter: 32.6.}

EXECUTIVE ACTION ON SB 35

Motion/Vote: REP. GRADY moved SB 35 Be Concurred In. Motion carried unanimously. {Tape: 1; Side: B; Approx. Tape Counter: 37.5.}

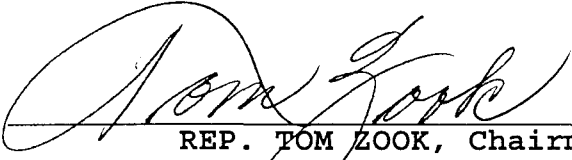
EXECUTIVE ACTION ON HB 191

Motion/Vote: REP. VICK moved to reconsider previous action on HB 191. Motion carried unanimously. {Tape: 1; Side: B; Approx. Tape Counter: 40.0.}

Motion/Vote: REP. VICK moved to Table HB 191. Motion carried unanimously. {Tape: 2; Side: A; Approx. Tape Counter: 0.1.}

ADJOURNMENT

Adjournment: 5:00 p.m.

  
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REP. TOM ZOOK, Chairman

  
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MARJORIE PETERSON, Secretary

TZ/MP