

## MINUTES

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

#### JOINT SUBCOMMITTEE ON INSTITUTIONS

**Call to Order:** By CHAIRMAN FELAND, on January 17, 1997, at 8:09 A.M., in Room 405.

#### ROLL CALL

**Members Present:**

Rep. Gary Feland, Chairman (R)  
Sen. Arnie A. Mohl, Vice-Chairman (R)  
Sen. B.F. "Chris" Christiaens (D)  
Rep. William T. "Red" Menahan (D)  
Sen. Mike Taylor (R)  
Rep. Steve Vick (R)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Skip Culver, Legislative Fiscal Division  
Hope Spriggs, Committee Secretary

**Committee Business Summary:**

Hearing(s) & Date(s) Posted: DEPARTMENT OF JUSTICE

-GAMBLING CONTROL DIVISION  
1/17/97; 1/6/97

-CENTRALIZED SERVICES DIVISION  
1/17/97; 1/6/97

-COUNTY ATTORNEY PAYROLL  
SERVICES  
1/17/97; 1/6/97

-EXTRADITION AND  
TRANSPORTATION OF PRISONERS  
1/17/97; 1/6/97

Executive Action: DEPARTMENT OF JUSTICE

-MONTANA LAW ENFORCEMENT ACADEMY

-COMPUTER SERVICES AND PLANNING  
DIVISION

-MOTOR VEHICLES DIVISION

HEARING ON GAMBLING CONTROL DIVISION

Joe Murray, Senior Performance Auditor, Legislative Audit Division.

{Tape: 1; Side: A; Approx. Time Count: 2.2; Comments: Testimony on auditing process.}

REP. MENAHAN

{Tape: 1; Side: A; Approx. Time Count: 7.0; Comments: Mr. Murray answers questions on the gaming machines.}

{Tape: 1; Side: A; Approx. Time Count: 12.0; Comments: Testimony continues.}

QUESTIONS BY COMMITTEE

{Tape: 1; Side: B; Approx. Time Count: 2.1; Comments: The committee asks a series of questions on the gaming machines and the dial up upgrade.}

EXHIBIT 1

EXHIBIT 2

Dennis Casey, Executive Director, Gaming Industry Association.

{Tape: 1; Side: B; Approx. Time Count: 7.4; Comments: Comments on audit and the cost of updating machines.}

QUESTIONS BY COMMITTEE

{Tape: 1; Side: B; Approx. Time Count: 13.1 con't to Tape 2; Comments: Several questions regarding the audit, the revenue deficit and the possibility of linking the lottery and with the Gambling Commission.}

{Tape: 2; Side: A; Approx. Time Count: 0.0-8.3; Comments: The committee continues questioning Mr. Taylor, Janet Jessup (Department of Justice) and Joe Mazurek (Attorney General) on the cost of updating the gaming machines.}

HEARING ON CENTRALIZED SERVICES DIVISION

Jan Dee May, Administrator, Central Services Division, Department of Justice.

{Tape: 2; Side: A; Approx. Time Count: 9.0; Comments: Testimony, proponent.}

EXHIBIT 7

HEARING ON COUNTY ATTORNEY PAYROLL SERVICES

Ms. May

{Tape: 2; Side: A; Approx. Time Count: 16.9; Comments: Testimony, proponent.}

HEARING ON EXTRADITION AND TRANSPORTATION OF PRISONERS

Ms. May

{Tape: 2; Side: A; Approx. Time Count: 21.2; Comments: Testimony, proponent.}

REP. FELAND

{Tape: 2; Side: A; Approx. Time Count: 26.5; Comments: Ms. May explained who sets the county attorneys' salaries.}

EXHIBIT 3

QUESTIONS BY COMMITTEE

{Tape: 2; Side: B; Approx. Time Count: 2.4-17.1 ; Comments: Questions on the FTE transfer from the Attorney General's office.}

EXECUTIVE ACTION ON MONTANA LAW ENFORCEMENT ACADEMY

MOTION/VOTE: REP. MENAHAN moved to accept the 1996 base budget. Motion CARRIED unanimously.

{Tape: 2; Side: B; Approx. Time Count: 17.8; Comments: None.}

MOTION: REP. MENAHAN moved to accept Present Law Adjustments, items # 1,2,3.

{Tape: 2; Side: B; Approx. Time Count: 18.5; Comments: None.}

{Tape: 2; Side: B; Approx. Time Count: 19; Comments: Committee discussion on vacancy savings.}

VOTE: Motion CARRIED unanimously.

{Tape: 3; Side: A; Approx. Time Count: 5.6; Comments: None.}

{Tape: 3; Side: A; Approx. Time Count: 5.8; Comments: Discussion on Significant Present Law Adjustments.}

EXHIBIT 4

MOTION/VOTE: REP. VICK moved to accept Significant Present Law Adjustments Items # 4-10. Motion CARRIED unanimously.

{Tape: 3; Side: A; Approx. Time Count: 10.8; Comments: None.}

MOTION: REP. MENAHAN moved to accept New Proposals Items # 1-3.

{Tape: 3; Side: A; Approx. Time Count: 11.4; Comments: None.}

COMMITTEE DISCUSSION: New Proposals.

VOTE: Motion FAILS 2-4.

MOTION/VOTE: SEN CHRISTIAENS moved to adopt New Proposals, Item # 1 as Federal Funds. Motion CARRIED unanimously.

{Tape: 3; Side: A; Approx. Time Count: 26.5; Comments: None.}

EXECUTIVE ACTION ON COMPUTER SERVICES AND PLANNING DIVISION

MOTION: REP. MENAHAN moved to accept the 1996 base.

{Tape: 3; Side: A; Approx. Time Count: 28.8; Comments: None.}

COMMITTEE DISCUSSION on the adjustment for annual pay increases.

VOTE: Motion CARRIES unanimously.

{Tape: 3; Side: B; Approx. Time Count: 7.8; Comments: None.}

COMMITTEE DISCUSSION

{Tape: 3; Side: B; Approx. Time Count: 8.0; Comments: Present Law Adjustments.}

MOTION/VOTE: REP. MENAHAN moved to accept Present Law Adjustments, Items # 1-3. Motion CARRIED 5-1 with REP. VICK voting no.

{Tape: 3; Side: B; Approx. Time Count: 14.9; Comments: None.}

MOTION/VOTE: SEN. MOHL moved to accept Special Present Law Adjustments, Items # 4-9, and Other Base Adjustments. Motion CARRIED unanimously.

{Tape: 3; Side: B; Approx. Time Count: 15.9; Comments: None.}

Jim Oppedahl, Administrator, Computer Services and Planning.

{Tape: 3; Side: B; Approx. Time Count: 16.8; Comments: Mr.

Oppedahl answered several questions on requested new equipment.}

MOTION/VOTE: SEN. MOHL moved to accept New Proposals, Items # 2 and 3. Motion CARRIED unanimously.

{Tape: 3; Side: B; Approx. Time Count: 22.6; Comments: None.}

MOTION/VOTE: SEN. VICK moved to include the following language. Motion CARRIED unanimously.

"Item X contains \$42,650 in fiscal 1998 and \$42,650 in fiscal 1999 which is a biennial appropriation that may be combined and spent in either year of the biennium."

{Tape: 3; Side: B; Approx. Time Count: 23.4; Comments: None.}

EXECUTIVE ACTION ON MOTOR VEHICLES DIVISION

MOTION/VOTE: SEN. TAYLOR moved to accept the 1996 base. Motion CARRIED unanimously.

{Tape: 3; Side: B; Approx. Time Count: 24.7; Comments: None.}

{Tape: 3; Side: B; Approx. Time Count: 25.1; Comments: Discussion on Present Law Adjustments Item # 1-3..}

MOTION/VOTE: REP. VICK moved to accept Present Law Adjustments, Items # 1-3, less 1 FTE with funding not removed. Motion CARRIED unanimously.

{Tape: 4; Side: A; Approx. Time Count: 3.8; Comments: None.}

{Tape: 4; Side: A; Approx. Time Count: 4.1 ; Comments: Clarification of Special Present Law Adjustments # 4-13..}

MOTION/VOTE: SEN. TAYLOR moved to accept Special Present Law Adjustments, Items # 4-13, and Other Base Adjustments. Motion CARRIED unanimously.

{Tape: 4; Side: A; Approx. Time Count: 9.2; Comments: None.}

MOTION/VOTE: SEN. MOHL moved to accept New Proposals, Item # 1. Motion CARRIED unanimously.

{Tape: 4; Side: A; Approx. Time Count: 9.8; Comments: None.}

Dean Roberts, Motor Vehicle Division, Department of Justice.

{Tape: 4; Side: A; Approx. Time Count: 21.5; Comments: Mr.

Roberts answered SEN. TAYLOR'S questions about New Proposals #1.}

#### EXHIBIT 5

MOTION/VOTE: SEN. TAYLOR moved to fund New Proposals, Item # 1, \$50,000 biannually. Motion CARRIED unanimously.

{Tape: 4; Side: A; Approx. Time Count: 24.5; Comments: None.}

{Tape: 4; Side: A; Approx. Time Count: 24.7; Comments: Discussion of revisiting this issue after initiation.}

Mr. Roberts

{Tape: 4; Side: A; Approx. Time Count: 28.2; Comments:

Explanation of Item #3, Bar coding.}

#### EXHIBIT 6

MOTION/VOTE: SEN. CHRISTIAENS moved to accept New Proposals Item # 3 (Barcoding). Motion CARRIED unanimously.

{Tape: 4; Side: B; Approx. Time Count: 5.0 ; Comments: None.}

**MOTION/VOTE:** REP. VICK moved to accept New Proposals Item # 4  
(Funding switch). Motion **CARRIED** unanimously.  
**{Tape: 4; Side: B; Approx. Time Count: 5.2; Comments: None.}**

ADJOURNMENT

Adjournment: 11:55 A.M.

  
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REP. GARY FELAND, Chairman

  
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HOPE SPRIGGS, Secretary

GF/hs