

MINUTES

MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION

JOINT SUBCOMMITTEE ON NATURAL RESOURCES

Call to Order: By CHAIRMAN ROGER DEBRUYCKER, on February 7,
1997, at 7:00, in Room 201.

ROLL CALL

Members Present:

Rep. Roger DeBruycker, Chairman (R)
Sen. Thomas F. Keating, Vice-Chairman (R)
Sen. Larry L. Baer (R)
Rep. John Johnson (D)
Sen. Linda J. Nelson (D)
Rep. William R. Wiseman (R)

Members Excused: None

Members Absent: None

Staff Present: Roger Lloyd, Legislative Fiscal Division
Cindy Weaver, Legislative Fiscal Division
Theda Rossberg, Committee Secretary

NOTE: THESE MINUTES WERE TRANSCRIBED BY ELAINE BENEDICT!

Committee Business Summary:

Hearing(s) & Date(s) Posted: Fish, Wildlife & Parks,
Department of Commerce -
1/7/97
Executive Action: Fish, Wildlife & Parks,
Department of Commerce

TAPES RECORDED ON 2.4 SPEED SETTING

HEARING ON FISH, WILDLIFE AND PARKS

BUDGET ITEM: FISHERIES DIVISION

EXHIBIT 1. Dave Mott, Administrator of Administration & Finance
Division.

Discussion:

{Tape: 1; Side: A; Approx. Time Count: 0.0; Comments: None.}

Informational Testimony:

Larry Peterman, Administrator of the Fisheries Division.

EXHIBIT 2

{Tape: 1; Side: A; Approx. Time Count: 1.2; Comments: None.}

Questions/Responses:

{Tape: 1; Side: A; Approx. Time Count: 17.0; Comments: None.}

EXECUTIVE ACTION ON FISH, WILDLIFE AND PARKS

BUDGET ITEM: FISHERIES DIVISION

Motion: SEN. THOMAS KEATING moved to accept New Proposal 9, Whirling Disease Coordination with 1 FTE in FY98 and 1.5 FTE in FY99.

{Tape: 1; Side: A; Approx. Time Count: 23.5; Comments: None.}

Vote: Motion passed unanimously.

{Tape: 1; Side: A; Approx. Time Count: 24.2; Comments: None.}

HEARING ON FISH, WILDLIFE AND PARKS

BUDGET ITEM: FISHERIES DIVISION

Informational Testimony:

Mr. Peterman.

{Tape: 1; Side: A; Approx. Time Count: 24.9; Comments: None.}

Questions/Responses:

{Tape: 1; Side: A; Approx. Time Count: 26.9; Comments: None.}

EXECUTIVE ACTION FISH, WILDLIFE AND PARKS

BUDGET ITEM: FISHERIES DIVISION

Motion/Vote: REP. WILLIAM WISEMAN moved to accept Present Law Adjustment 12, Legislative Contract Authority with the amended figures of \$825,000 in FY98 and \$675,000 in FY99. Motion passed with SEN. LARRY BAER voting no.

{Tape: 1; Side: A; Approx. Time Count: 29.1; Comments: None.}

Motion: SEN. KEATING moved to appropriate a line-item out of the existing budget to fund a fish plant at Echo Lake for 150,000 Kokanee, 10,000 Irwin Rainbow and 50,000 Arlee Rainbow, each year of the biennium.

{Tape: 1; Side: A; Approx. Time Count: 29.8; Comments: None.}

EXHIBIT 3. Mr. Peterman.

Vote: Motion failed 5 to 1 with SEN. KEATING voting yes.

{Tape: 1; Side: A; Approx. Time Count: 44.5; Comments: None.}

Motion/Vote: REP. WISEMAN moved to close action on Fisheries Division.

{Tape: 1; Side: A; Approx. Time Count: 47.4; Comments: None.}

HEARING ON DEPARTMENT OF COMMERCE

BUDGET ITEM: BANKING & FINANCIAL DIVISION

Informational Testimony:

Donald Hutchinson, Commissioner of Banking & Financial Institutions.

EXHIBIT 4

{Tape: 1; Side: A; Approx. Time Count: 48.5; Comments: None.}

Questions/Responses:

{Tape: 1; Side: A; Approx. Time Count: 58.5; Comments: None.}

EXECUTIVE ACTION ON DEPARTMENT OF COMMERCE

BUDGET ITEM: BANKING & FINANCIAL DIVISION

Motion: REP. JOHN JOHNSON moved to accept Present Law Adjustments 5, 6, 7, 8 and "Other Base Adjustments" as contained in the chart on page C-222 of Volume 1 of the Governor's Budget and Legislative Budget Analysis.

{Tape: 1; Side: A; Approx. Time Count: 80.8; Comments: None.}

Vote: Motion passed unanimously.

{Tape: 1; Side: A; Approx. Time Count: 86.4; Comments: None.}

HEARING ON DEPARTMENT OF COMMERCE

BUDGET ITEM: BUILDING CODES BUREAU

Informational Testimony:

Gene Brown, Building Code Bureau Chief.

EXHIBITS 5, 6, 7, 8 & 9

{Tape: 1; Side: B; Approx. Time Count: 8.3; Comments: None.}

Questions/Responses:

{Tape: 1; Side: B; Approx. Time Count: 18.5; Comments: None.}

Testimony (Resumed):

{Tape: 1; Side: B; Approx. Time Count: 19.1; Comments: None.}

Questions/Responses:

{Tape: 1; Side: B; Approx. Time Count: 20.2; Comments: None.}

Testimony (Resumed):

{Tape: 1; Side: B; Approx. Time Count: 23.8; Comments: None.}

Questions/Responses:

{Tape: 1; Side: B; Approx. Time Count: 27.7; Comments: PAT MELBY, MONTANA SKIERS ASSOCIATION JOINED IN DISCUSSION.}

EXECUTIVE ACTION ON DEPARTMENT OF COMMERCE

BUDGET ITEM: BUILDING CODES BUREAU

Motion/Vote: REP. JOHNSON moved to accept Present Law Adjustment 4, Vehicle Replacement, as contained in the chart on page C-253. Motion passed unanimously.

{Tape: 1; Side: B; Approx. Time Count: 61.6; Comments: None.}

Motion/Vote: REP. WISEMAN moved to accept Present Law Adjustment 5, Adjustment for Inspector Turnover. Motion passed unanimously.

{Tape: 1; Side: B; Approx. Time Count: 63.3; Comments: None.}

Motion/Vote: REP. WISEMAN moved to accept Present Law Adjustment 6, Building Codes Operations. Motion passed unanimously.

{Tape: 1; Side: B; Approx. Time Count: 63.9; Comments: None.}

Motion/Vote: REP. JOHNSON moved to accept Present Law Adjustment 7, Administrative Cost Increase. Motion passed unanimously.

{Tape: 1; Side: B; Approx. Time Count: 65.2; Comments: None.}

Motion/Vote: REP. WISEMAN moved to accept "Other Base Adjustments" as contained in the chart on page C-253. Motion passed unanimously.

{Tape: 1; Side: B; Approx. Time Count: 65.3; Comments: None.}

Motion: REP. JOHNSON moved to accept New Proposal 1, Workload Increase.

{Tape: 1; Side: B; Approx. Time Count: 68.6; Comments: None.}

Vote: Motion passed with CHAIRMAN DEBRUYCKER and SEN. LARRY BAER voting no.

{Tape: 1; Side: B; Approx. Time Count: 69.7; Comments: None.}

Motion/Vote: REP. WISEMAN moved to close action on Building Codes Bureau. Motion passed unanimously.

{Tape: 1; Side: B; Approx. Time Count: 70.1; Comments: None.}

HEARING ON DEPARTMENT OF COMMERCE

BUDGET ITEM: PROFESSIONAL OCCUPATION LICENSING BUREAU

EXHIBIT 10. William Hoffman, OBPP.

Informational Testimony:

Steve Meloy, Professional Occupation Licensing Bureau Chief.
{Tape: 1; Side: B; Approx. Time Count: 70.8; Comments: None.}

Opponents' Testimony:

Pat Melby, Montana Skiers Association.
{Tape: 1; Side: B; Approx. Time Count: 82.6; Comments: None.}

Questions/Responses:

{Tape: 1; Side: B; Approx. Time Count: 84.3; Comments: None.}

EXECUTIVE ACTION ON DEPARTMENT OF COMMERCE

BUDGET ITEM: PROFESSIONAL OCCUPATION LICENSING BUREAU

Motion/Vote: REP. WISEMAN moved to accept Present Law Adjustment 4, Board and Personnel Expenses. Motion failed with a vote of 2 to 2.
{Tape: 2; Side: A; Approx. Time Count: 3.5; Comments: None.}

Motion/Vote: REP. WISEMAN moved to accept Present Law Adjustment 5, Contracts for Outside Help. Motion passed 3 to 2 with SEN. BAER and CHAIRMAN DEBRUYCKER voting no.
{Tape: 2; Side: A; Approx. Time Count: 15.4; Comments: None.}

Motion/Vote: SEN. KEATING moved to accept Present Law Adjustment 6, Communications. Motion passed 4 to 1 with SEN. BAER voting no.

{Tape: 2; Side: A; Approx. Time Count: 16.8; Comments: None.}

Motion: SEN. KEATING moved to accept Present Law Adjustment 7, Travel Expenses.

{Tape: 2; Side: A; Approx. Time Count: 17.1; Comments: None.}

Vote: Motion passed unanimously.

{Tape: 2; Side: A; Approx. Time Count: 18.3; Comments: None.}

Motion/Vote: SEN. KEATING moved to accept Present Law Adjustment 8, Rent. Motion passed unanimously.

{Tape: 2; Side: A; Approx. Time Count: 20.0; Comments: None.}

Motion: REP. WISEMAN moved to rate system as presented on page G-95 of Volume 2 of the Governor's Budget and Legislative Budget Analysis.

{Tape: 2; Side: A; Approx. Time Count: 31.6; Comments: None.}

Vote: Motion passed unanimously.

{Tape: 2; Side: A; Approx. Time Count: 33.3; Comments: None.} .

Motion/Vote: REP. WISEMAN moved to accept Present Law Adjustment 9, Indirect Administrative Costs. Motion passed unanimously.

{Tape: 2; Side: A; Approx. Time Count: 33.7; Comments: None.}

Motion/Vote: REP. WISEMAN moved to accept Present Law Adjustments 10 & 11, Dues, Training 7 Meeting Costs and Printing Costs. Motion passed unanimously.

{Tape: 2; Side: A; Approx. Time Count: 33.9; Comments: None.}

Motion/Vote: SEN. KEATING moved to accept Present Law Adjustment 12, Boiler/Crane Equipment. Motion passed unanimously.

{Tape: 2; Side: A; Approx. Time Count: 27.8; Comments: None.}

Motion/Vote: REP. WISEMAN moved to accept "Other Base Adjustments" as presented in the chart on page C-225. Motion passed unanimously.

{Tape: 2; Side: A; Approx. Time Count: 38.1; Comments: None.}

Motion/Vote: REP. JOHNSON moved to accept Present Law Adjustment 4, Board and Personnel Expenses. Motion passed on a vote of 3 to 2 with CHAIRMAN DEBRUYCKER and SEN. BAER voting no.

{Tape: 2; Side: A; Approx. Time Count: 41.4; Comments: None.}

Motion: REP. WISEMAN moved to accept New Proposal 1, Hearing Aid - Board Members.

{Tape: 2; Side: A; Approx. Time Count: 44.9; Comments: None.}

Vote: Motion passed unanimously.

{Tape: 2; Side: A; Approx. Time Count: 45.4; Comments: None.}

Motion: SEN. KEATING moved to accept New Proposal 2, Social Workers Continuing Education.

{Tape: 2; Side: A; Approx. Time Count: 46.4; Comments: None.}

Vote: Motion passed 4 to 1 with SEN. BAER voting no.

{Tape: 2; Side: A; Approx. Time Count: 47.6; Comments: None.}

Motion/Vote: REP. WISEMAN moved to accept New Proposal 3, Occupational Therapists Continuing Education. Motion passed 4 to 1 with SEN. BAER voting no.

{Tape: 2; Side: A; Approx. Time Count: 48.5; Comments: None.}

Motion/Vote: REP. WISEMAN moved to accept New Proposal 4, Administrator. Motion passed unanimously.

{Tape: 2; Side: A; Approx. Time Count: 56.; Comments: None.}

Motion: REP. WISEMAN moved to accept New Proposal 5, Real Estate Appraisers FTE. Motion passed 4 to 1 with SEN. BAER voting no.

{Tape: 2; Side: A; Approx. Time Count: 60.8; Comments: None.}

Motion/Vote: SEN. KEATING moved to accept New Proposal 6, Accountants FTE. Motion passed unanimously.

{Tape: 2; Side: A; Approx. Time Count: 61.9; Comments: None.}

Motion/Vote: REP. WISEMAN moved to accept New Proposal 7, Professional Engineers - Ce & Record Management. Motion passed unanimously.

{Tape: 2; Side: A; Approx. Time Count: 64.0; Comments: None.}

Motion/Vote: REP. WISEMAN moved to accept New Proposal 8, Realty Regulation FTE. Motion passed 4 to 1 with SEN. BAER voting no.

{Tape: 2; Side: A; Approx. Time Count: 65.6; Comments: None.}

Motion/Vote: SEN. KEATING moved to accept New Proposal 9, Cosmetology FTE. Motion passed unanimously.
{Tape: 2; Side: A; Approx. Time Count: 68.0; Comments: None.}

Motion/Vote: SEN. KEATING moved to accept Present Law Adjustment 10, Pharmacy FTE. Motion passed 4 to 1 with SEN. BAER voting no.
{Tape: 2; Side: A; Approx. Time Count: 69.8; Comments: None.}

Motion/Vote: SEN. KEATING moved to accept New Proposal 12, Dentistry-Board Member. Motion passed unanimously.
{Tape: 2; Side: A; Approx. Time Count: 70.2; Comments: None.}

Motion/Vote: SEN. KEATING moved to close action on POL Bureau. Motion passed unanimously.
{Tape: 2; Side: A; Approx. Time Count: 70.7; Comments: None.}

HEARING ON DEPARTMENT OF COMMERCE

BUDGET ITEM: DIRECTOR'S OFFICE/MANAGEMENT SERVICES

Informational Testimony:

Peter Blouke, Director of Dept. of Commerce.

EXHIBIT 11

{Tape: 2; Side: A; Approx. Time Count: 71.6; Comments: None.}

Andy Poole, Deputy Director of Department of Commerce.
{Tape: 2; Side: A; Approx. Time Count: 80.1; Comments: None.}

EXECUTIVE ACTION ON DEPARTMENT OF COMMERCE

BUDGET ITEM: DIRECTOR'S OFFICE/MANAGEMENT SERVICES

Motion/Vote: REP. WISEMAN moved to accept the fee system as presented on page G-126. Motion passed unanimously.
{Tape: 2; Side: A; Approx. Time Count: 80.9; Comments: None.}

Motion/Vote: SEN. KEATING moved to close action on Director's Office/Management Services. Motion passed unanimously.
{Tape: 2; Side: A; Approx. Time Count: 85.0; Comments: None.}

BUDGET ITEM: BANKING AND FINANCIAL DIVISION


EXHIBIT 12

Motion: REP. WISEMAN moved to accept the language as stated on Exhibit 12 excluding the last sentence. Motion passed unanimously.
{Tape: 2; Side: A; Approx. Time Count: 89.3; Comments: None.}

Motion/Vote: SEN. KEATING moved to close action. Motion passed unanimously.
{Tape: 2; Side: A; Approx. Time Count: TAPE STOPPED; Comments: None.}

ADJOURNMENT

Adjournment: 12:10


REP. ROGER DEBRUYCKER, Chairman


THEDA ROSSBERG, Secretary

RD/EMB