

MINUTES

MONTANA HOUSE OF REPRESENTATIVES
51st LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By Chairman Bardanoue, on March 15, 1989, at
8:04 a.m.

ROLL CALL

Members Present: 18

Members Excused: Representatives Spaeth and Bradley

Members Absent: None

Staff Present: Dr. Peter Blouke

Announcements/Discussion: None

HEARING ON HOUSE BILL 510

"AN ACT CREATING A GOVERNOR'S SCHOLARSHIP PROGRAM TO ENCOURAGE MONTANA'S MOST TALENTED HIGH SCHOOL GRADUATES TO ATTEND ~~UNITS OF MONTANA'S UNIVERSITY AND VOCATIONAL TECHNICAL SYSTEM~~ ACCREDITED MONTANA UNIVERSITIES, COLLEGES, COMMUNITY COLLEGES, AND VOCATIONAL-TECHNICAL UNITS; AND PROVIDING AN APPROPRIATION FOR THE PROGRAM."

Presentation and Opening Statement by Sponsor: Tape 1, A, 000.

Representative Vincent, House District 80, Bozeman, and Chief Sponsor of House Bill 510 said he had sponsored this bill because he wanted something for the kids. He said Idaho has a plan which encourages the brightest and best kids to apply for this scholarship. He said this bill is based on the Idaho bill which allows a close to fully paid scholarship for the student. He said he has added beyond the Idaho plan, a community college scholarship and two v-tech scholarships as well. He said the funds are an appropriation from the state matched by corporate contributions and Governor's events. He said in Idaho they only have to have one event each year to raise the 1/3 match. He said there would be 6 per year, and in the fourth year you would have 24 scholarships going at once. He said this would be full scholarships, tuition, board and room, transportation; books, etc. and would be well worth working for.

Testifying Proponents and Who They Represent:

Bill Lannon, Director of the Student Loan Program, Board of

Regents

Brian Harlan, Associated Students, MSU
Beth O'Halloran, Representing the Montana Federation of Teachers
Krystin DesChamps, Associated Students, U of M
Marlyn Wessel

Proponent Testimony:

- (085) Mr. Lannon, said he supports House Bill 510 because it will provide an opportunity for the state of Montana to recognize some of our outstanding high school graduates who want to continue their formal education.
- (103) Mr. Harlan said they in strong support of the bill.
- (111) Ms. O'Halloran said they want to go on record in support of House Bill 510.
- (115) Ms. DesChamps said they want to go on record as supporting this bill.

Ms. Wessel said they support House Bill 510. She said every year they have many more applications for scholarships than they have scholarships. She said they strongly support any additional opportunities for Montana students to attend Montana schools.

Testifying Opponents and Who They Represent:

None

Opponent Testimony:

None

Questions From Committee Members: Representative Kimberley asked if this would be available for students attending Rocky or Carrol, or the College of Great Falls as well? Speaker Vincent answered yes.

Representative Cody asked, on the first page of the bill where it says "gifted", is the Board of Regents going to determine the meaning? He said they would establish the criteria and the frame work for the essay exam, and establish a procedure to accept the recipient for the award.

- (159) Rep. Marks asked if the Speaker had a copy of the Idaho statute, and was told there is no statute, it is an Idaho program. Rep. Marks asked how they get the money, and was told through an appropriation from the Idaho Legislature to the University System, and the Governor holds the Governor's Cup Golf Tournament each year, and private corporations contribute.

Some discussion was held on having a person representing private schools with the Board when decisions were made, that the scholarship goes to the student and they can choose the school, Carrol College being a high cost school, and it was suggested there might be a cap put on by the Board. Rep. Vincent said if they did not have enough money, it might not be a full right scholarship, it might be 3/4, but it would still be a very attractive scholarship.

Representative Bardanoue asked if there would be any question of the separation of religion where we would give a scholarship to a religious school. Speaker Vincent said he had checked into that, and to the best of his knowledge if the scholarship is awarded to the individual there is no problem, if to a private school, there would be. Rep. Cobb asked about an amendment to remove the part of the bill that would not allow a recipient to receive more than one award,

Closing by Sponsor: Speaker Vincent closed by recapping the benefits of the program and saying he would like the state of Montana to go out of our centennial year having done something for our kids.

HEARING ON HOUSE BILL 759

"AN ACT TO APPROPRIATE MONEY TO MATCH FEDERALLY APPROPRIATED FUNDS FOR CONSTRUCTION AND STARTUP OPERATING COSTS FOR MEDICAL RESEARCH FACILITY PROJECTS IN THIS STATE, TO AUTHORIZE THE MONTANA SCIENCE AND TECHNOLOGY DEVELOPMENT BOARD TO ADMINISTER THE APPROPRIATION; TO ESTABLISH GOALS AND CRITERIA FOR THE BOARD TO USE IN MAKING GRANTS OF APPROPRIATED FUNDS; TO PROVIDE THE BOARD WITH RULEMAKING AUTHORITY TO IMPLEMENT THE PROVISIONS OF THIS ACT; AMENDING SECTION 17-5-704, MCA; AND PROVIDING AN EFFECTIVE DATE."

Presentation and Opening Statement by Sponsor: (434)

Representative Helen O'Connell, District 40, Great Falls and Chief Sponsor of House Bill 759 read testimony in support of her bill. She said the money in this bill would be used to match Federal funds for construction and start up operating costs for medical research facilities in this state. She said 60% of the science graduates in our state take their first jobs out of state and 66% of the merit awards are Montana natives, and that none of those are doing business in this state. She said we need to encourage research to come to Montana. She said the expenditure of the \$2 million would be spent only after the matching requirements are met. She said with the cancer research being done at the McLaughlin Research Center we might get lucky and even find a cure for cancer from research done in Montana.

Testifying Proponents and Who They Represent:

Ardie Aiken, Mayor of Great Falls
Senator Dick Manning
Senator Daryl Meyer
Senator Gene Thayer
Representative Mac McCormick
Senator Jerry Noble
Representative Susan Good
Representative John Philips
George Carlson, co-director McLaughlin Research Institute
Morris Browning, Administrative Director McLaughlin Research
Senator Mike Walker
Steve Huntington, Executive Director of the Science and
Technology Alliance
Roger Young, President, Great Falls Chamber of Commerce
Kay Foster, Billings area, Chamber of Commerce
Representative Nisbet
Representative Richard Simpkins
Proponent Testimony:

Ms. Aiken said the need for economic development in the state of Montana is second to none. He said we have lost 12,000 basic sector jobs since 1980, 28,000 residents have left our state, we rank 47th in the number of significant business start-up's in the past 4 years, our per capita income has fallen relative to the national average, et. She said Great Falls is attempting to expand their bio-medical research institute. She said with the availability of funds through the science and tech alliance a clean industry can be expanded to employ 300 to 400 people. She said she hoped the committee would look at the long term benefits of the investment of coal tax money and vote for this measure.

Senator Manning said this is a bill that is not only good for Great Falls, but good for the state.

Senator Meyers said this is a good bill and will do some things in Great Falls they haven't had since Anaconda moved out, and will do good things for the state of Montana.

(666) Senator Thayer said he was in strong support of House Bill 759. He said this is the most exciting project he has seen, and the most exciting one the Legislature has had a chance to work on.

(734) Representative McCormick said he wanted to be in the record as supporting House Bill 759.

Senator Noble said he would like to go on record in support of House Bill 259.

Representative Good said this is a good clean High-tech industry and the McLaughlin Cancer Research is located in her neighborhood, and should raise the quality of life in Great Falls.

Representative Philips said a 4 to 1 match, money wise, and don't spend it unless we get the match is a good deal.

Mr. Carlson said he would like to emphasize, medical research in Montana has a long standing history of excellence. He said the McLaughlin Institute has a 20 year history, has an international reputation. He said in addition to what was said about research students leaving the state, he thought it would be interesting to see how many that did stay were actually working in research. He said this summer they were looking for a trained applicant, none of the ones applying had a job in research, they working in auto part stores, libraries, etc.

Mr. Browning said he had been asked to come out to look at a job, and the potential here is tremendous. He said we only have to take advantage of the resources we have and we will have a tremendous presence in the biomedical research community. He said this state, without a medical school, ranks approximately 23rd in the nation in terms of scientific publication productivity. He said staff at the McLaughlin Institute would function as adjunct faculty to MSU, their expertise is available for lectures, seminars, etc. at no charge to the system.

Senator Walker said this bill encompasses several things that they, as legislators had looked at over the years as enhancing ideas. He said the bill supports an industry that is clean and has no conflict with environmental laws.

(154) Mr. Huntington said they concur in the previous testimony, and the administration of the criteria for awarding the grant and for administering it afterward fits well with what they have done in the past, and would be an excellent cooperative effort with what they have.

Roger Young said they want to go on record in favor of the bill and said we have all seen the statistics of how Montana's economy has changed, and although still a resource based economy, it is becoming a service and information kind of society. He said in Great Falls over 2600 people are employed in medical services, and is probably true in other major cities in Montana.

Ms. Foster said this is a bill that would help all the medical centers in the state.

Representative Nisbet said he would like to go on record as being in strong support of this bill.

Representative Simpkins said he would like to give his support to this bill. He said if we don't get the jobs, we don't spend the money.

Testifying Opponents and Who They Represent:

None

Opponent Testimony:

None

Questions From Committee Members: (232) Representative Thoft asked Mr. Carlson if this is about the same as Ribie in Hamilton? Mr. Carlson said no, Ribie is for profit, a venture capital type of investment. He said his company would be federally funded with grants, and would be basic research like Rocky Mountain. Rep. Thoft asked Mr. Huntington if this type of legislation could be incorporated into a grant from Science and Technology? Mr. Huntington said it would, they would have to use the criteria in the bill and then write some brief rules to implement the program, but it fits in very directly with what our board has done in the past. Rep. Thoft asked if they could bond the type of money needed to facilitate this program, and Mr. Huntington said they would not likely be able to be involved in any kind of bonding, relative to the program. He said their role would be to award the grant based on a proposal submitted to them which gave evidence of the federal appropriation as well as meeting the criteria in the bill.

(268) Representative Marks asked what other kinds of cancer research would you be competing with? Mr. Carlson said all the federal grants are a national competition. You write your grant application, submit it to the government and it is reviewed by panels of scientists and given scores in order of priority.

There was discussion on funding from the coal tax and the interest being lost from that amount of money. Rep. Marks asked if this could be included in the study the LFA was doing on how money was being moved around in the coal tax accounts. Chairman Bardanouve pointed out the constitution prohibits appropriations to private entities, and there may be some way around that, but it should be looked into.

Representative Cobb asked why didn't they didn't go after a loan or the Board of Investments or something, why a grant? Mr. Carlson answered because they are a nonprofit research institution so there is not any profit that accrues to the business, and the only income we have is the federal government funds, and they restrict what can be paid out of them. Representative Bardanouve said they could secure private donations to pay interest. Rep. Marks asked if it could be justified as rent, and was told that rent is an allowable cost, but you could not own the building.

Representative Swysgood said Great Falls is the recipient of around 1/2 million dollars in community development block grant money. He asked the mayor if the McLaughlin center

ever been the recipient from the city of any of these monies, and Ms. Aiken said not since she has been on the commission, which was 7 years. She said the research institute would not qualify under the terms of the block grant monies. She said a second proposal is that a mouse reproduction facility will be developed in Great Falls because there has been 90 strains of mice that have been developed over the years by Dr. Stimfling and there is demand for these for research around the world. She said there were plans to develop this for a market around the world, and that particular venture, for profit, has now applied this year for \$200,000 for partial payment of equipment for that facility. That is a totally separate activity, she said.

Closing by Sponsor: Representative O'Connell thanked the committee for a fair hearing and said she felt the committee would now realize the importance of this bill.

Chairman Bardanouve declared the Hearing on House Bill 759 closed.

HEARING ON HOUSE BILL 507

"AN ACT REVISING THE LAWS GOVERNING ADMINISTRATION OF THE CULTURAL AND AESTHETIC PROJECTS GRANTS PROGRAM; ESTABLISHING PRIORITIES FOR GRANT AWARDS; APPROPRIATING MONEY FOR CULTURAL AND AESTHETIC GRANTS; AMENDING SECTIONS 22-2-306 AND 22-2-309, MCA; AND PROVIDING AN EFFECTIVE DATE."

Presentation and Opening Statement by Sponsor:

Representative Connelly, House District 8, Kalispell, Chairman of the Long Range Planning Committee said this is a committee bill, and said this is the Cultural and Aesthetic projects grants program. She said her subcommittee consisted of Representatives Bardanouve, Thoft, Senators Himsl, McLane Manning, and herself. She said their researcher is Carrol South. She said this program establishes the priorities for the grant awards and appropriates the money for the cultural and aesthetic grants. She said a grant may not be awarded unless the grantee accepts the Montana Arts Councils conditions of the grants and signs a contract that stipulates the condition of the grant. She read some of the conditions of the grants, and led the committee through the bill, listing projects in the order of their priority.

Testifying Proponents and Who They Represent:

None

Proponent Testimony:

None

Testifying Opponents and Who They Represent:

None

Opponent Testimony:

None

Questions From Committee Members: Questions from the committee were asked as the bill was reviewed by the sponsor.

Representative Cody asked why projects like Shakespeare in the Parks was listed twice, and Rep. Connelly said they probably have two separate grants, one for their operating program and another for a cultural program. Mr. Nelson, Director of the Montana Arts Council said in that case there are 2 grants, one for the organization and one to build their endowment, and those grants go well together since it allows them the support to operate while they are putting all their energy into creating an endowment for the organization.

Representative Cody asked if by offering two grants to the same entity, isn't that eliminating grants to some other entity? Mr. Nelson said, in the broad picture that all works its way out. He said people getting two grants probably get looked at more carefully than someone getting one grant.

Representative Cody asked if everyone who applies gets a grant and was told no. Rep. Bardanouve said LRP gave a couple endowments which they will invest and interest off that will enhance their program down the road, hoping that in years to come they will not have to come back and ask for more money. He said this committee considers a lot of applications, and it has to be cut off someplace, and the committee tries to consider quality and service to as many people as possible and a wide distribution in both rural and urban areas.

Representative Cody asked if the council comes to the committee with approvals, and then the committee reviews what they have approved. Rep. Bardanouve said first they are approved by Mr. Nelson and his staff that then recommend projects to the committee. Mr. Nelson said the citizens review committee is appointed half by the Montana Arts Council and half by the Historical Society and they act as advisory to the LRP which then takes action on recommendations.

Representative Nisbet asked how many requests for grants come in and Mr. Nelson answered that 93 came in and 70 were recommended to the LRP.

Representative Connelly said on page 7 of the bill line 25, Garnet Preservation Association, there was an error. The figure should be 10,000.

** Tape 2, 061. Motion: Motion by Representative Thoft that the Garnet Preservation grant be reduced from 14,000 to 10,000.

Recommendation and Vote: Voted, passed, unanimous of those present.

Representative Grinde asked what the total numbers were, and Rep. Connelly said 70 grants totalling \$1,137,654 were approved. Rep. Grinde asked how much this is over the last biennium and was Rep. Connelly said the Council probably has that figure. Mr. Nelson said it is approximately the same.

Representative Cobb asked on page 9, line 6, what is Montana Fish, Wildlife & Parks asking for? Rep. Connelly said that is for the Bannock State Park Hendricks Gold Mill, which is being restored.

Representative Swift asked, in relation 4, has there ever been any reversion, Rep. Connelly said she did not know how much, and Mr. Nelson said \$59,000 was reverted. He said that can either be one grant, or in many cases it is small amounts from many of them.

Rep. Swift asked, in the event of reversion, are you allowed to carry through for a project that did not meet the priority listing? Mr. Nelson said that reverts to the fund and is appropriated by the Legislature.

Rep. Cody asked, on page 4, lines 5 through 7 in regard to late reports being submitted. How well are those scrutinized by the council? Rep. Connelly said they do look at them. They have a report book they give us that we review as a committee.

Rep. Nisbet said, of those 70 projects recommended by the council, were there any not included in 507? Mr. Nelson said there were 2 or 3.

Rep. Grinde asked, on page 8, line 8, Water Shed Foundation, what is it? Representative Connelly said it is a documentary film on bears. Rep. Grinde asked who is doing the film, and Mr. Nelson said Swing Wolf, a nonprofit foundation, and Swing Wolf would work for them to create the film. It is native American, and Swing Wolf is an artist. Rep. Bardanouve said it will be used on National Television and will also relate to Montana, and we will get quite a bit of publicity on channels that carry documentary films.

Rep. Marks asked about grants to radio and television, lines 1 and 20, page 8. Mr. Nelson said that is a project that will help train native Americans in film making. Rep. Marks asked about Montanans for quality T. V. and was told it is a nonprofit organization in Missoula that produces films and documentaries. Rep. Marks asked about the Museum of the Rockies, and was told that has to do with research on the

Lewis and Clark campsite. They compete with everyone else, the final decision was made, and that is the amount of money that was arrived at. Rep. Marks asked about Northern Lights and was told that is the magazine that has to do with creative arts and graphics and writers. Rep. Marks asked about St. Vincent's Hospital and Broadway 215. Mr. Nelson said St. Vincent's Hospital for the elderly and bringing them theater contacts and helping develop theater. The Broadway 215 has to do with a renovation project of a facility.

Representative Nisbet asked about grant # 355 that was entitled "Artist's Speak"? Mr. Nelson answered it was a publication of a small brochure that helped explain the Arts through interviewing and documenting the statements of contemporaries in Montana. Rep. Nisbet asked if that was one that was recommended by the Advisory Council? Mr. Nelson answered yes. Rep. Connelly said in the discussion in the subcommittee, each group came in and presented their program, and this one was very disorganized, and they didn't seem to have it put together. The recommendation of the committee was since they didn't appear to know the direction they were going we did not recommend funding. She said it was possible, if they felt strongly they could come in on an amendment. Rep. Nisbet said he had been contacted by them.

Representative Nisbet said it is his understanding some of the grants on this list that are sort of contingency type of grants, depending on the availability of funding. Rep. Bardanouve said they had considered this project and it did not have the quality that many of them did.

Representative Marks asked if there was a balance in the fund and Representative Connelly said if all the projects they awarded were funded, they would have a balance of \$50,000 on June 30, 1991. Rep. Bardanouve said this is an estimate of the income we will have.

****Motion:** Motion by Representative Nisbet to include Artists Speak for \$7,500, to go on the bottom of the list.

Discussion: Rep. Marks asked if any of the grants are for operation, or are they for specific projects. Rep. Bardanouve said they cover a whole range. Rep. Connelly said there is one category called operational grants. Mr. Nelson said some are to partially support an operation.

Recommendation and Vote: Voted, Roll call vote, passed, 9 yes, 7 no.

DISPOSITION OF HOUSE BILL 507

Motion: Motion by Representative Connelly to amend page 9, following line 23. (EXHIBIT 2), # 2.

Discussion: Mr. South, LFA said there was an amendment made in subcommittee they had not caught and needed to be added here.

Amendments, Discussion, and Votes: The motion to amend page 9 was voted, passed, unanimous of those present. Mr. South said it was important for the committee to realize this bill was different than the ones following. If there are not sufficient funds, those at the bottom do not fall out, the funds are distributed on a pro rata basis, page 10.

Motion: Motion by Representative Connelly that House Bill 507, as amended, do pass.

Recommendation and Vote: Voted, passed, unanimous vote of those present.

HEARING ON HOUSE BILL 775

"AN ACT TO APPROPRIATE MONEY TO THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR LOANS, AND GRANTS UNDER THE WATER DEVELOPMENT PROGRAM AND THE RENEWABLE RESOURCE DEVELOPMENT PROGRAM; TO AUTHORIZE LOANS FROM WATER DEVELOPMENT BOND PROCEEDS AND APPROPRIATE FUNDS FOR DEBT SERVICE; TO REAUTHORIZE GRANTS AND LOANS APPROVED BY THE 50TH LEGISLATURE; TO REALLOCATE CERTAIN RESOURCE INDEMNITY TRUST ACCOUNT INTEREST INCOME FOR WATER DEVELOPMENT PROGRAM GRANTS DURING THE BIENNIUM ENDING JUNE 30, 1991; TO PLACE CERTAIN CONDITIONS UPON GRANTS AND LOANS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

Presentation and Opening Statement by Sponsor: (390)

Representative Connelly, House District 8, Kalispell, explained the bill and said because the Legislature cannot appropriate individual grants to private entities, there is appropriated to the DNRC up to \$85,000 to the Water Development account for grants to private persons for water development projects. She explained where the money came from and where it went. She said the grants are prioritized up to the amount of money that is available, and when that amount is gone, the projects on the bottom drop off.

(500) Representative Bardanouve said the charge by the library was one he had opposed and lost, he felt the library should not charge for services rendered. He said this would be charges to people making an environmental impact statement, and the majority of the committee favored charging for this service.

Representative Marks said the library issue had caught his attention also and it appears the language under sub 4 A, says they will be charging either \$25 an hour or a subscription fee, or a fee based on the advisory committee. He asked if they would not have to charge \$25 if the

advisory committee came up with some other plan or in addition to? Rep. Connelly answered that it would be instead of. She said they had written to private people and governments that use the system and asked them whether they would object to a fee to take care of part of the cost, and they wrote back and said, no, they did not mind, but would like some say in the establishment of the fee.

Representative Marks said he did not understand why charge the private sector and let the government get off free. The sub fee on line 9. Representative Connelly said as she recalled, the feeling of the committee was that the private sector was using it for funding private projects for profit and the government agency was using it as a result of something they were directed to do and were also using taxpayers money.

Representative Swysgood asked if this was the RRD tree planting project to plant larger trees in some of the cities, and was told yes.

Chairman Bardanouve said the Fiscal Analyst had asked the committee to take executive action if possible so the bills could be sent through the Legislative Council. He said the deadline is running short.

**** Motion:** Motion by Representative Swysgood to restore what had been # 10 on the priority list, to the bill for \$60,000 to the RRD program. The Pilot Urban Forestry Project, and is not in the bill since it was not approved.

Discussion: Rep. Swysgood said the subcommittee had some concern about the cost of the trees in this project, and he had gone back to the people and got a concession to match some of this and buy less expensive trees. He said the original request was for \$100,000 and he was going to amend it to \$60,000.

Representative Connelly referred to page 7 in the bill. She said 5 counties were interested in buying larger trees for replacement projects in their cities. She said it had worked successfully in a few cities including and the committee had discussed it but felt the cost of the trees which was about \$80 per tree was too high. She said they had talked to Rep. Swysgood and suggested if they cut the cost or the number of trees they could reconsider it.

Representative asked if there was extra money left in this, and Rep. Connelly said if the money comes in as estimated, there would be approximately \$700,000 in the Water Development and about \$100,000 in the Renewable Resources.

Representative Swysgood said just because this was # 10 on the priority list, did not mean he wanted to insert this above those already approved. He said if the money is there, he

would add this to the end of the bill.

** Recommendation and Vote: Vote on Representative Sywsgood's motion to add \$60,000 to the bill for the trees. Voted, passed, 4 members voted no.

** Motion: Motion by Representative Marks to amend page 9, line 9 through 12 to strike lines 9 through 12, (anything under "b")

Discussion: Representative Marks said this would take away the discrimination between the private library users and the governmental agency library users.

Chairman Bardanouve, said, in order to make it fair, you are making the public agencies and the government agencies both pay. Rep. Marks said he felt this would make this much more fair, and perhaps the committee would take a second look if the government had to divvy up too. He said this should set it up so they can get rid of the entire charge.

Representative Iverson said he had always hoped libraries would be a place for free information. He said the practical problem is this system isn't up and running yet without a substantial amount of public money, and if we don't provide this sort of funding structure, we will lose the system that is terribly valuable.

Rep. Connelly said they did discuss this a lot in the subcommittee and Senator Himsl thought the way the original proposal had been funded in the law that they would put the program together and not come back for any future funding.

Rep. Iverson said this is highly technical information the general public does not use, it is being placed in the library for the benefit of a narrow segment of society that is using it commercially. Rep. Connelly said it would be similar to the Westlaw in the Law Library, it is a specialized service.

Representative Quilici asked if you get this out of a computer, how do you obtain the information, and who needs it? He was told Montana Power, people dealing with water, private organizations, oil companies, soil conservation people, etc. This would also be industry that wants to come to Montana and needs the information. Rep. Quilici asked where they would get the information now? Rep. Bardanouve said this would be a specialized system that gathers information from a lot of places, and tells the applicants where to secure the information.

(094) Richard Miller, Montana State Librarian said when we made the presentation to the LRP, we gave the information to the sub committee that indicated that approximately 39% of our users of these endless heritage programs, the data bases are

private, approximately 21% are federal, about 21% state, and another 17% from other. We are trying to provide an indexing system to let people know where this information is. We are trying to prevent the duplication of effort that happens. He said at this point the information is free so that people don't have to go through the whole process again, such as in environmental impact statements.

In an answer to a question from Rep. Swysgood in regard to the state water plan and the centralized information data gathering system that is supposed to be implemented with that, is this in anticipation of that centralized service or separate from that? Mr. Miller said they have access to some national water data bases and they will work with whoever is doing whatever and not try to duplicate services but let people know where they can find the services. Rep. Swysgood said he can write to MSU to the Water Resource Division and they will send a mailing of all the publications they have, and I can get it free. I do have to send it back when I finish with it. Mr. Miller said you are knowledgeable enough to write MSU to get that information, many people are not, and we would tell them who to contact to get the information.

Representative Thoft said the reason he had proposed the amendment was that it is costing a lot of money to put this information together. When an industry comes in and wants this information for profit, he felt it was important to get some reimbursement for the information the library has developed. He said they are not paying all the costs, they are paying \$25 an hour for computer use.

Recommendation: Rep. Marks motion to charge both private and government was voted, failed, roll call vote 2 members voting yes, 13 members voting no.

DISPOSITION OF HOUSE BILL 775

Motion: Motion by Representative Kadas that House Bill 775, as amended, do pass.

Discussion: None

Recommendation and Vote: Voted, passed, unanimous of those present.

HEARING ON HOUSE BILL 776

"AN ACT APPROPRIATING MONEY TO THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR GRANTS FOR DESIGNATED PROJECTS UNDER THE RECLAMATION AND DEVELOPMENT GRANTS PROGRAM; PRIORITIZING GRANTS AND AMOUNTS; AND ESTABLISHING CONDITIONS FOR GRANTS."

Presentation and Opening Statement by Sponsor:

Representative Connelly (317) House District 8, Kalispell explained the bill as one of the Long Range Planning bills. She said this is designated projects under the Reclamation and Development Grants Program. She said 15 grants were approved by the subcommittee totalling \$2,896,522 and the DNRC and the Governor's office recommend the grants to the Legislature. She said there were 35 applicants requested an amount of \$6.3 million. She said on these grants anyone from state, local or tribal government can apply, and they do not need matching funds.

Testifying Proponents and Who They Represent:

None

Proponent Testimony:

None

Testifying Opponents and Who They Represent:

None

Opponent Testimony:

None

Questions From Committee Members: Representative Cody (350) asked what is the Board of Oil and Gas on the Broadview Well? Rep. Bardanouve said it is an uncapped well that was drilled years ago and it is full of water and contaminating the area below it and they want to get it shut down.

Closing by Sponsor: None

DISPOSITION OF HOUSE BILL 776

Motion: Motion by Representative Thoft that House Bill 776 do pass.

Discussion: None

Amendments, Discussion, and Votes: None

Recommendation and Vote: Voted, passed, Representative Cobb voted no.

HEARING ON HOUSE BILL 778

"AN ACT TO APPROPRIATE MONEY TO THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR LOANS UNDER THE WATER DEVELOPMENT PROGRAM; TO APPROVE THE ISSUANCE OF COAL SEVERANCE TAX BONDS TO PROVIDE FUNDS FOR LOANS TO POLITICAL SUBDIVISIONS AND LOCAL GOVERNMENTS FOR CERTAIN APPROVED WATER DEVELOPMENT PROJECTS; TO

REAUTHORIZE COAL SEVERANCE TAX BONDS FOR CERTAIN PROJECTS APPROVED BY THE 50TH LEGISLATURE; TO APPROPRIATE COAL SEVERANCE TAX INCOME FOR DEBT SERVICE; TO AUTHORIZE THE CREATION OF A STATE DEBT; TO PLACE CERTAIN CONDITIONS UPON LOANS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

Presentation and Opening Statement by Sponsor:

Representative Connelly, House District 8, Kalispell, explained what the bill did and said 15 loans were approved for a total of \$25,619,784 and reauthorized 4 loans for \$4,611,170 and the DNRC and the Governor's office reviews the projects and presents them to the Legislature. She said local governments and political subdivisions are eligible for these loans. She said the loans range in size from \$222,550 to \$6,035,800. She said the sale of coal severance bonds is the funding source. She said two recipients pay the full rate of interest and the others are subsidized at various levels. She said one is on a 30 year loan and the remainder are for 20 years, and no matching funds are required. (412) She said this bill does require 3/4 vote of each House because of the coal tax money.

Testifying Proponents and Who They Represent:

None

Proponent Testimony:

None

Testifying Opponents and Who They Represent:

None

Opponent Testimony:

None

Questions From Committee Members: (469) Representative Swift asked, the total of this program is \$25.6 million and includes all the projects. Rep. Connelly said that is the loans and it does not include the reauthorized loans. She said it does include the debt service. Representative Bardanouve said the Sun Prairie Project is a very shaky loan, and he said he had some concerns about it.

Representative Cody asked how they could determine which projects received the subsidized rates. Rep. Connelly said it is based partly on their ability to pay. Representative Bardanouve said if a sewer rate is \$12 a month we figure they can pay back the full loan, but if it is \$40 a month, they receive a reduced interest to bring the amount down to \$25 or \$30 a month.

Rep. Cody asked about the reauthorized loans and Representative Connelly said that is part of the \$4 million and they have to be reauthorized because the project is not complete. Rep. Bardanoue said the communities have not been able to get the approval of the local bond issues or the engineering may not have been completed or something.

Representative Kimberley asked what happens to the projects that do not pass and Rep. Connelly said they don't get any money.

DISPOSITION OF HOUSE BILL 778

Motion: Motion by Representative Connelly that House Bill 778 do pass.

Discussion: None

Amendments, Discussion, and Votes: none

Recommendation and Vote: Voted, passed.

HEARING ON HOUSE BILL 777

"AN ACT TO APPROPRIATE MONEY FOR CAPITAL PROJECTS AND TO AUTHORIZE THE ISSUANCE AND SALE OF GENERAL OBLIGATION LONG-RANGE BUILDING PROGRAM BONDS; TO APPROPRIATE THE PROCEEDS OF THE BONDS FOR CAPITAL PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 1991; TO PROVIDE FOR AN AGREEMENT BETWEEN THE BOARD OF EXAMINERS AND THE DEPARTMENT OF FISH, WILDLIFE AND PARKS; TO PROVIDE FOR A NEW AGREEMENT BETWEEN THE BOARD OF EXAMINERS AND THE BOARD OF REGENTS; TO PROVIDE FOR OTHER MATTERS RELATING TO THE APPROPRIATIONS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

Presentation and Opening Statement by Sponsor: (539)

Representative Connelly, House District 8, Kalispell and Chairman of the Long Range Planning Subcommittee presented House Bill 777 as the bill which appropriated money to the capital projects. She said there is funding for 66 projects totaling \$26,601, 764. She said there is authority to sell \$3,542,800 in general obligation bonds and there is specific language regarding the Model Parks Program, Western Montana College Swimming Pool Bonds, and the appropriation for Lake Elmo. She said they have some amendments for the bill because of the prison projects.

Chairman Bardanoue passed out the amendments and said these are for the Prison Ranch amendments, and said they are paid for by revenue generated on the ranch itself. He said these are amendments which the Ranch Advisory Committee had worked on and reviewed the projects and approved them on the ranch.

Testifying Proponents and Who They Represent:

Curt Chisholm, Department of Institutions, said there are 8

amendments. He said the first 2 take the housing units intended to be built and the irrigation system that was intended to be installed out of section 6 and creates a new section. He said the reason is, if the amendments stayed as in the bill, the money would be appropriated out of the revolving account to the Department of Administration, and the intent always was for spending authority for that money anyway, and just let the prison go ahead under our direction to accomplish the projects. He said if they were transferred to the Dept. of Adm. they would wind up paying the bills for the projects, and charging the dept. 1%, which made a problem there, so we suggested they be appropriated to the prison itself since that is an agency and the Ranch is a program of that agency. He said the 3rd and 4th amend authority and appropriation to fix one of the reservoir dams on the prison ranch.

Tape 3, side A, 000.

Mr. Chisholm said the 5th and 6th amendment amends section 20 which includes the Dam Project as part of the irrigation and ranch housing already in the section which grants exemption from the \$25,000 limit on projects that could be dealt with by the department itself and authorizes the use of inmate labor. He said the 7th amendment is suggested language he would like to have back in this years bill. He said it was the language that was in last time giving them the authority to sell land. He said they had 5 parcels of land identified they were to sell, they disposed of 4, but have the last parcel to sell. Representative Bardanoue said this is some surplus land around the prison in the Deer Lodge area. They are not using the land, and hopefully someone will buy it.

** Motion: Motion by Representative Marks to adopt the amendments.

Recommendation: Voted, passed, unanimous of those present.

Testifying Opponents and Who They Represent:

None

Opponent Testimony:

None

Questions From Committee Members: Representative Cobb asked about maintenance of the model park, and was told the maintenance comes under the operations section.

(057) Representative Cody said she had been hearing that we cannot take care of the land the Fish, Wildlife and Parks has now, then why are we approving money for more land? Page 7, section 8. Rep. Thoft said it was Rep. Schye's bill last session that generated the \$5,226,000. Chairman

Bardanoue said in regard to the criticism of not taking care of the land is in the Parks Division, this is in the Fish and Game part.

- Rep. Cobb said he thought 20% of the money coming in for the acquisition was to go for operations and management. He asked if the total amount of money coming in was 20% greater, and Mr. Marcoux answered yes, that was correct. Rep. Cobb asked if any of this money was being used for adjacent land being damaged, and Mr. Marcoux said the funding was part of the operation of the area dealing with weed control etc. He said there is another fund that takes care of game damage that might be associated with it.
- (088) Representative Menahan asked in regard to game damage, has there ever been anything done toward contributions from State Lands or Forest Service on the number of cattle that are grazing which increases the ranchers ability to run more cows on the land? Mr. Marcoux said they had not seen anything on that.
- (112) Representative Peterson said in regard to the previous question about criticism, she felt it was not about Parks, it was about fishing access that has not been maintained so you can't get a boat in and are not just in the Parks Division, but in the Fishing part of it. Representative Connelly said on page 3 they have some money for fishing access sites, improvements and maintenance.
- (129) Representative Marks asked about the Land Grant Fund for the Capitol and if that money is in this bill too. Mr. Tom O'Connell, Architect and Engineering, said in the last special session the Land Grant money was dedicated to the retirement of bonds on buildings the DNRC building, the Justice building, and buildings on the Capitol Complex. Rep. Marks asked what the status of that is, he said he is concerned because they have neglected the Capitol. He asked when the fund would start to accumulate again. Rep. Bardanoue said it will gradually accumulate. Mr. O'Connell said about 1995 or 1996, but until then the funds are pretty well dedicated to the bond retirement.
- (153) Rep. Menahan asked if we are still paying off some of the outside work that was done, and Mr. O'Connell said no, that was done out of the cash from the bonds, and was all paid off before the dedication of Land Grant was used for other existing debts.
- (162) Rep. Marks asked if there was anything to prohibit money going into the Capitol project from the funds in this bill and was told no, it could be done.
- (164) Rep. Swift asked if there was a list of the areas that are under consideration, and Rep. Connelly said Mr. Marcoux probably did. Mr. Marcoux said they did not have one at

this point, only the one before the Fish and Game Commission that they have delayed a decision on the Brewer Ranch south of Miles City. He said no others were at the point of bringing them forward. Rep. Swift asked how much do you plan to spend for that particular purchase. Mr. Marcoux said the Brewer property would be \$1.1 million if they decided to proceed with it. He said that money is available in this years appropriation which is \$5.2 million. Rep. Swift asked about criteria for purchase, and Mr. Marcoux explained it. He said if it is a priority, if the commission approves it and if the State Land Board also approves it.

There was discussion on CRP land being available for wildlife habitat, the difference between CRP in Eastern Montana or in Western Montana in the mountain areas. Rep. Connelly read the law Section 87-1-242 which stated between '88 and '94 the money specified from the sale of hunting license or permit must be used to secure, develop and maintain wildlife habitat, subject to appropriation by the Legislature.

Chairman Bardanouve said a few years ago we purchased several parks, and because of the budget short fall we haven't been able to maintain our Parks properly, and we removed general fund from the operation of the Parks Division. He said because there is no money to take care of them he had come up with a concept of a partnership with the Lake Elmo Park. He said we have provided the city of Billings an investment in Lake Elmo which is a valuable recreational area. We don't have the money to do all the things that need to be done so he said he had prevailed on the committee to appropriate \$150,000 for development of Lake Elmo and the Parks Division thought they could find an equal amount of Federal dollars, and the catch is that the people in Billings have to come up with \$150,000 or any part thereof. The amount they come up with will be matched by the state and the Parks Division up to that amount.

(346) Rep. Swysgood said he would like to ask, page 7, dam inspections, there is only \$30,000 to inspect dams, how many are there? Mr. Marcoux said on larger size dams, in the neighborhood of 3 or 4 and a lot of smaller dams and dikes around the water fowl areas that are included under dam inspections. He said the larger ones are South Sandstone and Bear Paw and Nine Pipe, and the remainder are mostly dikes. He said some of them have had work done on and this is the next level of work. He said this money will be used mostly for inspection of dikes, and if they identify problems they will be in next time to ask for money for an engineering study as the next step.

(443) Rep. Marks asked about page 5, line 6, the arcade building lower level acquisition. Rep. Connelly said this building at the present time is being rented. Chairman Bardanouve said the bank has the building on their books, and the

basement part and the bank auditors told them they should not have this property on their books. He said last summer they told Mr. Robinson, head of Worker's Comp, that they could have the building for \$1 if they took it over and made the renovations. He said it is a large space, and the Worker's Comp are using it, and had to put some renovation in for office use.

- (482) Mr. O'Connell said the \$50,00 is to reimburse the developers of the space for the improvements they have made. He said the Department can either continue to pay the lease cost or they can purchase the space for the \$50,000. There was some discussion on what would happen if they did not receive the money, whether they have any rent allowance in their budget, etc. Rep. Marks said they could not accept the space unless it passes the Legislative approval. Mr. O'Connell said he would rather have Mr. Robinson address the problem.

Discussion was held on items of the bill there was disagreement on, Representative Thoft said the committee should realize that the LRP committee does not set policy in this bill, they operate under the law, and if someone doesn't like the policy they need to change the law.

DISPOSITION OF HOUSE BILL 777

Motion: Motion by Representative Connelly that House Bill 777 do pass.

Discussion: None

Amendments, Discussion, and Votes: None

Tape 3, B,000.

- (008) Further Discussion, House Bill 777: Representative Bardanoue asked Mr. Robinson, former director of the Worker's Comp to explain the offices in the Arcade building.

- (014) Mr. Robinson explained that Rep. Darko's bill and the Appropriation process authorized a number of new positions, they were short on space for the total of 30 additional FTE, and they looked for space. He said he had consulted with the consortium of banks on the deal offered on space in the Arcade Building for \$1. He said it needed some improvements such as carpets, paint, lighting for office space and removal of some interior walls and making room for a handicapped bathroom facility. He said Tom O'Connell looked at it and it was a sizeable amount of money, and we had no appropriation authority for that, and the law would limit them to \$25,000 for improvements. He said 2 other building owners wanted the state of Montana to own a portion of the

building, they became intermediaries, the banks transferred the property to them for \$1, they made the improvements which cost \$72,000 or \$76,000 and we moved our safety unit down there. Then we paid rent to them to cover the cost of their renovations. He said they will have been in there a year next August, and if the Legislature would see fit to use the Worker's Comp funds in here, roughly \$50,000 to pay the lower level partnership, then the state of Montana will own it free and clear. He said the rent per square foot basis, even paying off the improvements was under \$5, and that was rent, utilities, janitorial, etc. He said once the \$50,000 is paid off the square foot charge will drop to under \$3 which is less expensive than any place else on the Capitol complex, and is within 3/4 of a block of the current Worker's Comp head office.

(072) Chairman Bardanouve asked about the communications and Mr. Robinson explained when Family Services moved to the basement of the New York Store they had to put in the telephone lines from the central telephone hook up which is in the current worker's comp building and as they dug the ditch and went down Jackson street to go around the block, they laid in a 4 inch pipe in which to eventually pull down computer cables and anything we may need at the Worker's Comp building to tie in. He said that would have cost about \$30,000, and we got it for nothing by putting it in the ditch.

(084) Chairman Bardanouve said, basically the rent was renovation, and Mr. Robinson said, yes, we are just paying their costs of the renovation off as well as paying our own utilities, and once we pay what they put up the facility is ours. The title will be ours.

Representative Marks asked how you can acquire property without the Legislature, and Mr. Robinson said this bill does that, it authorizes the purchase of this property.

Representative Marks asked, if you don't buy it, don't you just keep on renting it? Mr. Robinson said that is a possibility. The way the current rent agreement reads is that we would buy it through the paying off of the improvements over the next two years, and it would commit us to another 2 years of staying in the building. It is about a 4 year lease from this point on.

Representative Bardanouve said he felt this was the best bargain the state had ever had, and Rep. Marks said we have been cutting down on FTE, have moved people around into new space and there should have been space available as a result.

Recommendation and Vote: The motion that House Bill 777 do pass was voted, passed, roll call vote, 15 members voting yes, 3 members voting no.

Chairman Bardanouve said we would recess, and would meet in the Supreme Court Chambers to hear Hannah's bill 760. Ms. Rippingale said she would like the committee to have the summation of the work done on House Bill 100 attached as EXHIBIT 1, House Bill 100. She said the bill has now gone to printing, and after taking the vacancy savings, the de earmarking and the deductive budget area you have spent \$3.2 million more than the Executive budget and \$2.9 of that was put on general fund in anticipation of House Bill 546 passing which will de earmark alternative energy. You are really then, about \$300,000 over the Executive budget, and in putting the job search money into another bill which helped out your figures here. Chairman Bardanouve asked how much more over are we because of the vacancy savings, and Mrs. Rippingale answered \$5.3 million.

The meeting recessed to 3 p.m. Tape 4, Side A. 000

**House Bill 748:

Chairman Bardanouve said there is a witness on House Bill 748 that has to leave town, we will hear the bill later in Room 104, but in curtesy to Rep. Addy and his witness we will take testimony from this one witness on House Bill 748.

Representative Addy said House Bill 748 would appropriate \$40,000 over the biennium, half to KUFM Radio, public radio in Missoula and half going to KEMC, public radio in Billings for programs about Montana poetry, art, performers, history and culture.

Proponent of House Bill 748: Mr. Dave Wilson, Director Telecommunications and general manager of KUFM at the University of Montana. He said this bill will help to solidify a continuing fine relationship between the 2 publish radio stations in the state. He said they work well together and have produced a number of programs live, and the news bureau in Helena is a cooperative joint effort of both stations. KUFM has been active in providing programing nation wide, he says on the average they produce one to two feature segments for national feature radio. He said they have produced a series of live programs from the Montana theatre, and this will be an extension of this sharing of Montana cultural resources on a national basis.

HEARING ON HOUSE BILL 760

"AN ACT APPROPRIATING MONEY TO YELLOWSTONE COUNTY TO HELP FUND A FEASIBILITY STUDY OF A BILLINGS-AREA RESERVOIR SITE FOR RECREATION OR OTHER PURPOSES."

Chairman Bardanouve said this is a joint hearing with the Natural Resources Committee so that it can save witness repetition, and Representative Raney said he would like to have his committee have the opportunity to ask questions.

Presentation and Opening Statement by Sponsor:

Representative Hannah, House District 86, Billings, Chief Sponsor of House Bill 760 said there has been a lot of talk about developing a comprehensive water plan, and that one of the things we need to do is to store water. He passed out EXHIBIT 1, Proposed amendments for House Bill 760, EXHIBIT 2, a general location map, EXHIBIT 2 another map, EXHIBIT 3, a letter from Conrad Burns, and EXHIBIT 4, a letter from Ron Marlenee, attached to the minutes. He said Senator Baucus's office has also shown interest, which means they believe Montana should develop a comprehensive water development plan of which part of the plan should include off stream storage. He said they are asking the committee to put in \$100,000 that would revert to the general fund if Congress does not come through with matching money necessary to do the actual on-site inspection, land ownership questions, the core drilling questions, etc.

Testifying Proponents and Who They Represent:

Mr. Hal Cummin, with Economic Development Director Yellowstone County
Kay Foster, Billings Chamber of Commerce
Jo Bruner, Executive Secretary, Montana Water Resources Development

Proponent Testimony:

Mr. Cummin said one of the aspects he felt was important to the economy of South Central Montana and the state as a whole is the tourism aspect of this off stream storage will provide a boost in the number of users of surface water and surface water recreation. He said the need to do something with our water is very critical. We have a lot of water in this state, and we need to have long range planning of our water.

Ms. Foster said the Billings Chamber of Commerce is in support of this bill.

Ms. Bruner said they support the bill and think it is necessary to develop storage facilities for water and support this study. She said we need to initiate proceedings for Pick Sloan funds and to develop storage facilities using those funds, development of water storage is beneficial to the fisheries, agriculture, stream preservation, recreation etc.

Testifying Opponents and Who They Represent:

None

Opponent Testimony:

None

Questions From Committee Members: (197) Representative Raney asked what are the thoughts on high and low water marks on the reservoirs. He said he assumed they intended to take water during run-off periods to store for low periods, and wondered if then they planned on drawing the lake down and creating sand bars all around it. Rep. Hannah said that has to come out of the study, you can make it a high water run off, or make it as a direct diversion that then returns so that it is a constant flow.

Representative Harper said in the middle 1970's the House and the Senate voted to break the coal tax trust fund open. We have only done that once, and that was to fund a study to find out the feasibility of doing this, which is Senator Dave Manning's plan. Those of us who voted for that thought this was the way to go, and then something happened during that phase that stopped the process, and he asked what happened. Representative O'Keefe (237) said the late Senator Manning's gravity diversion off stream storage study was passed and we did the study in '81-'83 at the Department of Natural Resources and Conservation and came up with the most economically, technically feasible site at lower Deer Creek near the community near Big Timber. He said they took the results of the study to the people and they were very quickly drummed out of town. He said the study showed there were no feasible either technically economically or environmentally feasible projects; no projects that fit all three categories where a gravity diversion was involved. He said he believed what this bill proposes and what the federal government would have to consider in Valley Creek is a pumped diversion. He said on the map showing the gravity diversion canal there and to get it to the site on that map the canal is dug above the city of Livingston, but there is 68 miles of canal to get it there in a gravity system making the cost outrageous, the eminent domain the state would have to exert to take the land for the canal is something the locals will never put up with.

Rep. Harper said, the new part of this proposal is that we are adding pumping over gravity flow. Rep. Hannah said yes, the proposal that came from the last session was basically a pumped proposal. He said the second part with the Pick Sloan proposal is that you are able to develop an irrigation plan and then some electrical power benefits. Rep. Hannah said it is time to start working on this process and he would be asking Congress to look at this and an overall plan for the state of Montana.

(310) Rep. Harper asked if we have any assurances that the federal government will come through with any match, or is this just to complete our package to the federal government so we can say this is our proposal, what can you give us back? Rep. Hannah said, it is really the beginning of a proposal, and this is the vehicle we are trying to go

forward with.

Representative Connelly asked what effect this might have on the water adjudication. She said some of that area has been done, and wondered if that would be in this study. Rep. Hannah said yes, you would have to find out how all this interacted, but he did not think it would have much of an effect.

(343) Rep. Bardanouve asked what cost figure they have on a dam of this magnitude, and Mr. Hannah said the preliminary report they had was if it was pumped directly from the Yellowstone during high water time is about \$50 million. Rep. Bardanouve asked how many acre feet, and Rep. Hannah said he did not bring the file, but it would be a piece of water about 4 1/2 miles long, and from 1 to 1 1/2 wide, and he did not recall how deep.

Representative Raney asked where is the reservoir on Valley Creek at? He asked if it is right where the creek divides. Rep. Hannah said the dam would be within visual view of the highway.

Closing by Sponsor: Representative Hannah closed by saying there are a lot of hurdles before us if we want to develop a comprehensive water plan for the state of Montana, and we can approach those by saying it won't work, or we can say let's start to move forward, trying to get the attention of Congress and trying to get a comprehensive plan for Montana that includes water storage.

Chairman Bardanouve closed the hearing on House Bill 760 and adjourned to room 104 to continue the meeting.

HEARING ON HOUSE BILL 748

"AN ACT TO APPROPRIATE FUNDS TO KUFM, MONTANA PUBLIC RADIO AND KEMO, YELLOWSTONE PUBLIC RADIO FOR PRODUCTION OF VARIETY SHOWS FOR NATIONAL DISTRIBUTION FEATURING MONTANA PERFORMERS AND THE CULTURE AND HISTORY OF THE STATE."

Presentation and Opening Statement by Sponsor: (440)

Representative Addy, House District 94, Billings and Chief Sponsor of House Bill 748 thanked the committee for taking the out of town proponent earlier. He said this is an attempt to tell people about Montana. He showed magazines that had written about, and had pictures about dinosaurs in Montana.

Testifying Proponents and Who They Represent:

Marilyn Wessel, Montana Public Television at Montana State University
Representative Berv Kimberley, House District 90, Billings

Proponent Testimony:

(530) Ms. Wessel said they work a lot with the two public radio stations in Billings and in Missoula, and would like to support this bill.

Representative Kimberley said he felt Rep. Addy had said it well, was in support of the bill, and it is a very worth while program.

Testifying Opponents and Who They Represent:

None

Opponent Testimony:

None

Questions From Committee Members: (545) Representative Marks referring to House Bill 507, the Cultural and Aesthetic Programs, asked if there was an attempt to talk to the committee and see if it could be included there. Rep. Addy said there were no attempts, he had not realized this was the proper way but would still be willing to do so. Rep. Marks asked since there was a shortage of general fund money if he could look for some other source this could be placed in. Rep. Addy said he would be willing to look.

(575) Representative Cody said there was a bill in this committee which would broaden Public Service Television in Montana. She said in her area they get Public Service T.V., but it comes from Colorado. She said there are areas in Montana that do not have access to Montana T. V., and asked if it would not be better to broaden Montana T.V. for all Montanans and then do this? Rep. Addy said he separates public T.V. and public radio since they are a different media. He said he thought KUFM is taking over the Colorado programing to a certain extent.

(630) Rep. Cody asked if this would broaden the reception area and Rep. Addy said he could provide a map that shows how far it goes out. He said KUFM is now up in the Shelby area, and KEMC is the largest public ratio station in terms of miles covered in the nation.

Closing by Sponsor: Rep. Addy closed by saying he appreciated the time taken to let him explain the bill in some detail, and hoped the committee would give it due consideration.

Chairman Bardanouve declared the hearing on House Bill 748 closed.

"AN ACT APPROPRIATING OIL OVERCHARGE MONEY FOR PROGRAMS ADMINISTERED BY THE STATE OF MONTANA; AND PROVIDING AN EFFECTIVE DATE."

Presentation and Opening Statement by Sponsor:

In the absence of Representative Spaeth, Representative Connelly presented House Bill 563 to the committee since it had been in the Long Range Planning Committee. Rep. Connelly said they had two hearings on this bill, it appropriates the oil overcharge money which comes in as a result of sales of domestic crude oil, the federal courts have approved settlements requiring the repayment of overcharges plus interest. She said the money could only be used in certain ways or in certain areas and listed the approved usage. She said last session there was \$14.6 million of oil overcharge funds and this session \$2.1 million but found there is an additional \$1 million plus some that came back from projects, so the actual figure for this biennium is \$2.7 million. She said there are some amendments to add this amount. She went through the projects as listed in the bill.

Tape 4, side B, 000.

Rep. Connelly handed out some amendments, EXHIBIT 1 was explained said this is Toole County rather than Shelby.

** Motion: Motion by Representative Connelly that House Bill 563 be amended on page 4, line 11 and on line 12 changing "the city of Shelby" to "Toole County".

Recommendation: Voted, passed, unanimous vote of those present.

Representative Cody said she had been contacted by several counties that said there was an account they received funds out of that there was more money in than they knew of on their requests, and was wondering if they could get the amount that is in the account.

Mr. Van Jamison said the last session appropriated about \$235,000 to local governments along with appropriations for a whole variety of other projects. He said the sum total was about \$14.6 million, and since this was an estimate, there was language in the bill that, if on June 30, 1986 they did not have that amount of money, it was to be reduced ratably. The money was not there, and the money was cut proportionately. He said in addition to the corpus, each individual pot of money was to receive the interest from their account. He said they looked at the principal and estimated the interest earnings, and Local Governments have received a full accounting of what is actually in those accounts.

Representative Cody said, just to be clear, they know what is in

the account now because you told them and they have gotten what they are entitled to in that account? Mr. Jamison said they will be entitled to spend all the money that House Bill 621 provided for last time. He said they still get 3 months of interest money, and that has been estimated for them.

Representative Cobb asked Dr. Blouke if this was different than the appropriation, and Dr. Blouke answered this is money that is in addition to what the subcommittee appropriated.

Representative Connelly handed in 3 sheets of amendments EXHIBITS 2, 3 and 4, and said there is a change in priority. The priority will be attorney's fees and costs, low income home weatherization, low income energy assistance, biological weed control, transloading facility, state building energy bond program and local governments and then institutional conservation program.

Representative Marks asked what went out, and Representative Connelly said nothing, they added some money. Rep. Marks asked, in addition to what's in the bill you have added Rep. Thoft's amendment? Representative Connelly said they have added \$720,000, and said the numbers are in the amendments.

Representative Marks said we had the other bill that Rep. Quilici carried on conservation that involved this same money, if that bill does not pass, what becomes of the funds that are allocated there in the energy retrofit bill for the institutions, Boulder etc. Mr. Jamison said the two bills are companion bills and there is coordination language in this bill. \$550,000 oil overcharge money is being used to actually design the retrofit so when the bonds are issued under H.B. 750, they are issued later, rather than earlier, so the revenue stream from the energy savings is closer to the time the brick and mortar comes into play. Having these funds available to us means we don't have to put in any state money up front, we do the designing and engineering work before we issue the bonds.

Representative Marks said in the 750 weather bill, there is some cash in the bill, isn't there. Isn't some of that going to be cashed out in the rest of the bonding. Mr. Jamison said the cash retrofits are those provided in H.B. 621 in the 1987 session. We have not spent the money yet. Rep. Quilici said that is the cash that was in there we had for the studies and the retrofit out of the '89 retrofit bill.

Representative Cody asked why are we paying \$35,000 for an attorney? Rep. Connelly said he has to go back to Washington and defend these to the U. S. energy because they directed how we spend this money and they may decide we can't do this. Rep. Cody asked if the appropriation for the attorney always been in the bill, and Mr. Clay Smith, assistant A.G. said the attorney fee provision that is

subject to the amendment actually relates to services that began in 1983. He said the oil overcharge began with the lawsuit against Exxon Corporation, and at the time Montana got involved, there was no provision to share in the money, and the attorney fees in question were incurred starting in 1983 and continuing to date in connection with the retention of a Washington D.C. law firm which specializes in this area. He said we were now to pay our share of those costs. (187)

Representative Cody asked how we had appropriated the money before and Mr. Smith said this is the first time we have appropriated money to address this question.

Representative Swysgood said if this has been an on going charge, wouldn't they have been paid through contracted services through whatever agency that was negotiating? Mr. Smith said there was no formal fee agreement entered into when we became involved in this matter. He said that is one of the problems, since we have been trying to straighten out with this law firm an appropriate amount of compensation. He said they have finally reached an agreement with the law firm and so until recently no agreement and no request for an appropriation to pay the firm.

Representative Quilici said back when we first started with this, we went back to see that Montana got their share commensurate with the type of overcharge that happened in Montana, and since all states are vying for the funds, that gets rather deep. He said without the lawyer we would not have gotten our share. Representative Bardanoue asked if this is for past attorney fees, and Mr. Jamison said it is for past, present and future. Mr. Smith said this firm will be paid no more money.

Representative Marks said on the weed amendment it refers to H.B. 621 and asked Rep. Thoft for an explanation. He was told that was a bill last session which had \$136,000 or \$139,000 in the bill for the same purpose. He said they were skeptical about Shelby and this, and Dan is much more comfortable now that he has been back and sees what other states are getting by with.

In answer to a question on the attorney fees from Rep. Cody, she was told they have not been paid yet, and Mr. Jamison said other states have retained council to do similar kinds of activities and in some states the fee agreements are for percentages. He said there are some states that have actually spent over \$4 million in attorney fees. The attorney's work is nearly done now, yet they are sitting back collecting 40%. He said he felt Montana was lucky to be in the position we are in, being able to settle on a small amount of money. Some states are litigating to try to get out of their agreements. He said Utah got burned by \$500,000 and then litigated and settled out of court.

DISPOSITION OF HOUSE BILL 563

Motion: Motion by Representative Connelly to adopt all the amendments.

Recommendation: Voted, passed, unanimous of those present.

Motion: Motion by Representative Connelly that House Bill 563 do pass as amended.

Recommendation and Vote: Voted, passed., Representative Cobb voting no.

DISPOSITION OF HOUSE BILL 066 (302)

Motion: Motion by Representative Marks moved to table House Bill 173.

Discussion: None

Amendments, Discussion, and Votes: None

Recommendation and Vote: Voted, passed, Roll call vote, 8 members voting yes, 6 members voting no.

DISPOSITION OF HOUSE BILL 173

Motion: Motion by REpresentative Grady that House Bill 173 be tabled.

Substitute Motion: Substitute Motion by Representative Swift that House Bill 173 do pass.

Recommendation: Substitute motion was voted, roll call vote, failed, 4 members voting yes, 9 members voting no.

Recommendation and Vote: Original motion to table House Bill 173 was voted by reversing the above vote. motion to table, passed. 9 yes, 4 no.

DISPOSITION OF HOUSE BILL 294

Motion: Motion by Representative Marks to table House Bill 294.

Discussion: Rep. Marks said this was Rep. Gould's pharmacy bill, and they managed to get a little money in another bill, and he had told Rep. Gould he would have this bill tabled.

Amendments, Discussion, and Votes: None

Recommendation and Vote: Voted, passed, unanimous vote of those present.

DISPOSITION OF HOUSE BILL 320

Motion: Motion by Representative Thoft to table House Bill 320.

Discussion: Representative Marks said he felt this was an attempt to invent a new computer program etc., and it did not sound to him as though it had been coordinated with the Department of Administration. Rep. Thoft said he would suggest they take the next 2 years to get that coordinating done.

Amendments, Discussion, and Votes: None

Recommendation and Vote: Voted, passed, Representative Nisbet voting no.

DISPOSITION OF HOUSE BILL 370

Motion: Motion by Representative Iverson that House Bill 370, as amended, do pass.

Discussion: Representative Iverson said this bill had been in subcommittee, and they discussed some options informally and have made a recommendation to amend the bill. He said they gave them what they asked for breakfast, added 50 cents to the evening meal, and cut the cost to \$186,000 which is a little over 1/2 of what it is in the bill. He said that is an amount we do not have to appropriate, but will be absorbed by the agencies.

Amendments, Discussion, and Votes: Motion by Representative Iverson to adopt the amendments EXHIBIT 1. Voted, passed, Representative Thoft voted no.

Recommendation and Vote: Motion to pass as amended was voted, passed, there were 2 no votes.

DISPOSITION OF HOUSE BILL 433

Motion: Motion by Representative Thoft that House Bill 433 be tabled.

Discussion: Rep. Thoft said he had been involved with signs before, and did not think they need the bill. He said they can get together, iron out problems and coordinate these things.

Amendments, Discussion, and Votes: None

Recommendation and Vote: Voted, passed, roll call vote, 9 members voting yes, 5 members voting no.

DISPOSITION OF HOUSE BILL 462

Motion: Motion by Representative Menahan that House Bill 462 do pass.

Substitute motion by Rep. Thoft that House Bill 462 be tabled.

Discussion: (Tape 5, Side A, 000) Rep. Thoft said he had talked to the Department about this, and don't think they need it. Rep. Grady said he felt they should have a commission to make plans for a drought.

Recommendation and Vote: Substitute motion to table, was voted, roll call vote, failed on a tie vote.

Amendments, Discussion, and Votes: Motion by Rep. Marks to strike the appropriation.

Recommendation: Voted, passed, there were 4 members voting no.

Recommendation and Vote: Original motion that House Bill 462 do pass as amended, was voted, passed, there were 3 no votes.

DISPOSITION OF HOUSE BILL 469

Motion: Motion by Representative Kimberley that House Bill 469 do pass.

Discussion: Representative Bardanoue said this is an amendment he had recommended be put in which would remove the general fund. Rep. Marks asked if this would take up some of the surplus we have in the reclamation and development account which is water, and Rep. Bardanoue said he had the LFA check it out. Rep. Swysgood asked if this would have an impact on some of the projects in the bill, and Rep. Marks asked about the priorities. It was suggested to change this to \$50,000, which was the appropriation last time for less time but included some equipment.

Amendments, Discussion, and Votes: Motion by Representative Menahan to change this to \$50,000. voted, passed, there were 2 no votes.

Mr. South was asked if there was \$50,000 in the reclamation and development account for this, and he said no, that account is about \$400,000 over drawn. He said in this account you authorized more grants than you had funding for, just in case some of them could not accept the funds. He said the only account that has money is the Water Development, and that is because the LRP committee decided to use the cash accounting system rather than the accrual system.

Rep. Marks said when the SO2 bill, no one trusted anyone and they both had to come in and watch each other. He said if you don't give this to them they will have to start believing each other.

Motion by Representative Kimberley for do pass was changed to do

pass as amended.

Recommendation and Vote: Voted, passed, roll call vote, 10 members voting yes, 5 members voting no.

DISPOSITION OF HOUSE BILL 526

Motion: Motion by Rep. Iverson that House Bill 526, as amended, do pass.

Rep. Iverson said H. B. 683 which deals with Science and Tech requires this account keep a minimum balance to service whatever they have to do with that account, and this amendment would leave \$10,000 in it.

Amendments, Discussion, and Votes: Motion by Representative Iverson to amend House Bill 526, EXHIBIT 1, amending page 5, lines 19 and 23 and page 8, line 6. Voted, passed.

Rep. Bardanouve asked exactly what this bill does, and was told it is the Renewable Energy and Energy Conservation Grant Program and has been funded by 4 1/2 % of the allocation that was coal severance tax revenue.

In closing, Representative Iverson mentioned this amounted to \$1.7 million over the biennium and there is about \$500,000 in the account now. He said in 1985 they took \$2 million and diverted it to Science and Tech, and in '86 we took \$1.35 million and put it in the general fund, and in '87 DNRC suspended the Alternate Energy Grant loan program. In '87 we appropriated all new revenue to Science and Tech Alliance. He said there aren't any loans made out of that account any more because it has all been diverted to other uses, so this bill cleans up the management of the account to conform to current practices and puts it in the general fund. It diverts the revenues directly into the general fund and deposits the \$.5 million less that \$10,000 in the general fund. The account stays in place to handle that.

Recommendation and Vote: Vote on motion to pass as amended, passed, unanimous of those present.

ADJOURNMENT

Adjournment At: 6:58 p.m.


REP. FRANCIS BARDANOUE, Chairman

FB/sk

6002.min

DAILY ROLL CALL

HOUSE APPROPRIATIONS COMMITTEE

51st LEGISLATIVE SESSION -- 1989

Date March 15, 1989


| NAME | PRESENT | ABSENT | EXCUSED |
|---------------------------|---------|--------|---------|
| REPRESENTATIVE BARDANOUVE | ✓ | | |
| REPRESENTATIVE SPAETH | | | ✓ |
| REPRESENTATIVE PECK | ✓ | | |
| REPRESENTATIVE IVERSON | ✓ | | |
| REPRESENTATIVE SWIFT | ✓ | | |
| REPRESENTATIVE QUILICI | ✓ | | |
| REPRESENTATIVE BRADLEY | | | ✓ |
| REPRESENTATIVE PETERSON | ✓ | | |
| REPRESENTATIVE MARKS | ✓ | | |
| REPRESENTATIVE CONNELLY | ✓ | | |
| REPRESENTATIVE MENAHAN | ✓ | | |
| REPRESENTATIVE THOFT | ✓ | | |
| REPRESENTATIVE KADAS | ✓ | | |
| REPRESENTATIVE SWYSGOOD | ✓ | | |
| REPRESENTATIVE KIMBERLEY | ✓ | | |
| REPRESENTATIVE NISBET | ✓ | | |
| REPRESENTATIVE COBB | ✓ | | |
| REPRESENTATIVE GRINDE | ✓ | | |
| REPRESENTATIVE CODY | ✓ | | |
| REPRESENTATIVE GRADY | ✓ | | |
| | | | |
| | | | |
| | | | |

STANDING COMMITTEE REPORT

March 16, 1989

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that HOUSE BILL 507 (first reading copy -- white) do pass as amended .

Signed: 
Francis Bardanouve, Chairman

And, that such amendments read:

1. Page 7, line 25.

Following: "Assoc."

Strike: "14,500" in second column

Insert: "10,000" in second column

2. Page 9.

Following: line 17

Insert: "Cascade County Artist Speak

7,500"

3. Page 9.

Following: line 23

Insert: " (5) Any funds that revert from the projects subject to the appropriations in subsection (3) may be used to increase the grant to the Stillwater Historical Society up to a maximum of \$9,000."

STANDING COMMITTEE REPORT

March 16, 1989

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that HOUSE BILL 775 (first reading copy -- white) do pass as amended .

Signed: 
Francis Bardanouve, Chairman

And, that such amendment read:

1. Page 8, following line 15.


Insert: "State Lands, Department
of Pilot Urban Forestry Project \$60,000"

STANDING COMMITTEE REPORT

March 17, 1989

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that
HOUSE BILL 776 (first reading copy -- white) do pass .

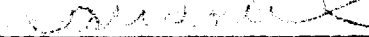
Signed: 
Francis Bardanouve, Chairman

STANDING COMMITTEE REPORT

March 16, 1989

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that
HOUSE BILL 778 (first reading copy -- white) do pass .


Signed: 
Francis Bardanouve, Chairman

STANDING COMMITTEE REPORT

March 16, 1989

Page 1 of 2

Mr. Speaker: We, the committee on Appropriations report that HOUSE BILL 777 (first reading copy -- white) do pass as amended .

Signed: 
Francis Bardanouve, Chairman

And, that such amendments read:

1. Page 4.

Strike: line 25 in its entirety

2. Page 5.

Strike: lines 2 through 4 in their entirety

3. Page 6.

Following: line 22

Insert: "NEW SECTION. Section 7. Capital improvements appropriation to the Montana State Prison ranch. The following money is appropriated to Montana State Prison in the indicated amounts for the purposes of making capital improvements to the Montana State Prison ranch and dairy:

| <u>Agency/project</u> | <u>Other Appropriated Funds</u> |
|---|---|
| Supervisor housing units, Montana State Prison ranch | \$135,000 ranch international service fund |
| Tin Cup Joe Irrigation System Montana State Prison ranch | 200,000 ranch international service fund" |

Renumber: subsequent sections

4. Page 7, line 14.

Following: "dams"

Insert: "(1)"

5. Page 7.

Following: line 22

Insert: " (2) The following money is appropriated to Montana State Prison in the amount indicated for the purpose of the

inspection, study, and renovation of dams on the Montana State Prison ranch and dairy:

Powell Reservoir Dam and other ranch reservoir dams \$110,000 ranch international service fund"

6. Page 10, line 19.

Following: "96-man housing unit"

Insert: "authorized in [section 6]; the"

7. Page 10, line 20.

Strike: "[section 6]"

Insert: "[section 7]; and the inspection, study, and renovation of dams at Montana State Prison authorized in [section 10 (2)];"

8. Page 12.

Following: line 18

Insert: "NEW SECTION. Section 22. Sale of state lands at Montana State Prison. Pursuant to the provisions of 77-2-302 requiring that the board of land commissioners consult with an appropriate legislative committee prior to the sale of buildings formerly used by a state institution, the board is hereby authorized to sell the following property if it determines this sale to be in the best interest of the state. Sale proceeds must be deposited in the capital projects funds. The board is authorized to pay costs of necessary surveys, appraisals, and all other costs associated with the sale of land from the proceeds of the sale. The land that may be sold is approximately 10 acres of land formerly known as the Bratten ranch, with approximately 14 structures. This property borders on Main Street in the city of Deer Lodge, a Montana Power substation, and the department of highways garage."


Renumber: subsequent sections

STANDING COMMITTEE REPORT

March 16, 1989

Page 1 of 3

Mr. Speaker: We, the committee on Appropriations report that HOUSE BILL 563 (first reading copy -- white) do pass as amended .

Signed: 
Francis Bardanouve, Chairman

And, that such amendments read:

1. Page 1.

Following: line 23

Insert: "(1) "Cities Services payments" means the oil overcharge payments made to the U.S. treasury for distribution to the state of Montana pursuant to the consent agreement between Cities Service Oil and Gas and the U.S. department of energy as affirmed by the federal energy regulatory commission and any interest accrued on the payments.

(2) "Getty Oil payments" means the oil overcharge payments made to the U.S. treasury for distribution to the state of Montana pursuant to the order of disbursement issued in civil action no. 77-347 (MMS) in the United States district court for the district of Delaware and any interest accrued on the payments."

Renumber: subsequent subsections

2. Page 2, line 5.

Following: "not limited to"

Insert: "Cities Service payments, as defined in subsection (1),
Getty Oil payments, as defined in subsection (2),"

3. Page 2, lines 5 and 6.

Following: "subsection" on line 5

Strike: "(2)" on line 6

Insert: "(4)"

4. Page 2, line 7.

Following: "subsection"

Strike: "\$500,000"

Insert: "\$900,000"

5. Page 3.

Following: line 5

Insert: "NEW SECTION. Section 4. Payment of attorney's fees and costs -- appropriation. There is appropriated \$35,000 from the stripper well payments contained in the federal special revenue fund to the department of justice to pay attorney's fees and costs incurred in connection with recovering such payments."

Renumber: subsequent sections

6. Page 3, line 7.

Following: "appropriated"

Strike: "\$500,000"

Insert: "\$900,000"

7. Page 4.

Following: line 4

Insert: "NEW SECTION. Section 7. Biological agents for weed control -- appropriation. There is appropriated \$150,000 from the stripper well payments contained in the federal special revenue fund to the department of agriculture to continue the collection and distribution of biological agents to control leafy spurge and spotted knapweed. The project will reduce energy consumption by reducing the need for repeated chemical applications and will build upon the accomplishments derived from the funding provided in Section 8, House Bill 621, Laws of 1987."

Renumber: subsequent sections

8. Page 4, line 11.

Strike: "the city of Shelby, Montana"

Insert: "Toole County, Montana"

9. Page 4, line 12.

Strike: "The city of Shelby"

Insert: "Toole County"

10. Page 4, line 16.

Strike: "Shelby's"

Insert: "Toole County's"

11. Page 5, line 16.

Following: "appropriated"

Strike: "\$100,000"

Insert: "\$235,000"

12. Page 6, line 8.

Strike: "5"

Insert: "6"

13. Page 6, lines 12 and 14.

Strike: "9"

Insert: "11"

14. Page 7, line 3.

Following: "prioritized."

Insert: " In order to provide continuity for the programs when establishing the appropriations for the 1990-91 biennium, anticipated Getty Oil and Texaco Oil payments that will be received under the terms of the agreements during the biennium may be considered to establish appropriations to fund the activities. The appropriation provided for in section 10 shall not be made until the state has actually received payments that are sufficient to fund all higher ranked programs approved for funding by the U.S. department of energy."

STANDING COMMITTEE REPORT

March 16, 1989

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that
HOUSE BILL 370 (third reading copy -- blue) do pass as
amended.

Signed: Francis Bardanouve
Francis Bardanouve, Chairman

And, that such amendments read.

1. Page 2, line 4.

Following: "\$4"

Strike: "\$4.50"

Insert: "\$3.50"

2. Page 2, line 4.

Following: "\$8"

Strike: "\$9"

Insert: "\$8.50"

STANDING COMMITTEE REPORT

March 16, 1989

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that HOUSE BILL 462 (second reading copy -- yellow) do pass as amended .

Signed: _____
Francis Bardanouve, Chairman

And, that such amendments read:

1. Title, lines 9 and 10.

Strike: "PROVIDING" on line 9 through "APPROPRIATION;" on line 10

2. Page 6, line 22 through line 2 on page 7.

Strike: Section 6 in its entirety

Renumber: subsequent sections

STANDING COMMITTEE REPORT

March 16, 1989

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that HOUSE BILL 469 (first reading copy -- white) do pass as amended .

Signed: _____
Francis Bardanouve, Chairman

And, that such amendment read:

1. Page 1, line 13.
Following: "appropriated"
Strike: "\$75,000"
Insert: "\$50,000"

STANDING COMMITTEE REPORT

March 20, 1989

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that HOUSE BILL 526 (first reading copy -- white) do pass as amended.

Signed: Francis Bardanouve
Francis Bardanouve, Chairman

And, that such amendments read:

1. Page 5, line 19.
Following: "fund."
Insert: "(1)"

2. Page 5.
Following: line 23
Insert: "(2) The department of natural resources and conservation shall retain \$10,000 of the unobligated cash balance within the alternative energy and energy conservation research development and demonstration account at the end of fiscal year 1989 to fully fund its appropriations in the 1990-91 biennium."

3. Page 8.
Following: line 6
Insert: "NEW SECTION. Section 8. Coordination instruction. (1) If House Bill no. 683 is not passed and approved, [section 3(2) of this act] is void.
(2) If House Bill no. 683 is passed and approved, the language in [section 2 of this act] that provides, "and by the department of commerce through the science and technology research program of the Montana science and technology board under 90-3-101 as it read before [the effective date of this act]", is void."
Renumber: subsequent section

NAME: Dr. George Carlson DATE: 3-15-87

ADDRESS: 1625 3rd Ave. N., Grand Falls

PHONE: 452-452-6208

REPRESENTING WHOM? Ym League Parent Institute

APPEARING ON WHICH PROPOSAL: House Bill 759

DO YOU: SUPPORT? AMEND? OPPOSE?

COMMENTS: _____

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: J. Maurice Brown DATE: 3-15-89

ADDRESS: 1625 3RD Ave - N., Great Falls, MT

PHONE: 452-6208

REPRESENTING WHOM? McLaughlin Research Institute

APPEARING ON WHICH PROPOSAL: House Bill 259

DO YOU: SUPPORT? AMEND? OPPOSE?

COMMENTS: _____

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Beverly Zahra DATE: 3-15-89

ADDRESS: No 25 3rd Avenue North, Guntzville

PHONE: 452-6208

REPRESENTING WHOM? McLaughlin Breast Institute

APPEARING ON WHICH PROPOSAL: House Bill 759

DO YOU: SUPPORT? AMEND? OPPOSE?

COMMENTS: _____

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NB 507
#2
Passed

Amendments to House Bill No.507
First Reading Copy

Requested by Long-Range Planning Subcommittee
For the Committee on Long-Range Planning

Prepared by LFA
March 14, 1989

Passed
#1

1. Page 7, line 25.
Following: "Assoc."
Strike: "14,500"
Insert: "10,000"

Passed
#3

2. Page 9, following line 23.
Insert: "(5) Any funds that revert from the projects subject to
the appropriations in subsection (3) may be used to increase
the grant to the Stillwater Historical Society up to a
maximum of \$9,000."

EXHIBIT _____
DATE 3/15/89
HB. 507

AMENDMENTS TO HB 777, Introduced Copy
Before the House Appropriations Committee

EXHIBIT 1
DATE 3/15/89
HB 777

1. Page 4; Line 25
Page 5; Lines 2 thru 4
Strike in their entirety
2. Page 6: After line 22
Insert: "NEW SECTION. Section 7. Capital improvements appropriation to the Montana State Prison Ranch. The following money is appropriated to Montana State Prison of the Department of Institutions in the indicated amounts for purposes of making capital improvements to the Montana State Prison Ranch and Dairy:

| <u>Agency/Project</u> | <u>CPF</u> | <u>Other Appropriated Funds</u> |
|---|------------|---------------------------------------|
| Supervisor Housing Units, Montana State Prison Ranch | | \$135,000 Ranch Internal Service Fund |
| Tin Cup Joe Irrigation System Montana State Prison Ranch | | 200,000 Ranch Internal Service Fund" |

3. Page 7; Line 14
After the word: "dams."
Insert: "(1)"
4. Page 7; After line 22
Insert: "(2) The following money is appropriated to Montana State Prison of the department of institutions in the amount indicated for the purpose of the inspection, study, and renovation of dams on the montana state prison ranch and dairy:

| | | |
|--|--|--|
| Powell Reservoir Dam and Other Ranch Reservoir Dams | | \$110,000 Ranch Internal Service Fund" |
|--|--|--|

5. Page 10; Line 19
After the words: "96 man housing unit,"
Insert: "authorized in [section 6];"
6. Page 10; Line 20
Delete: "[section 6],"
Insert: "[section 7]; and the inspection, study, and renovation of dams at Montana State Prison authorized in [section 9 (2)];"
7. Page 12; After line 18
Insert: "NEW SECTION. Sale of state land at Montana State Prison. Pursuant to the provisions of 77-2-302 requiring that the board of land commissioners consult with an appropriate legislative committee prior to the sale of buildings formerly used by a state institution, the board is hereby authorized to sell the following property if it determines this sale to be in the best interest of the state. Sale proceeds must be deposited in the capital

surveys, appraisals, and all other costs associated with the sale of land from the proceeds of the sale. The land that may be sold is approximately 10 acres of land formerly known as the Bratten ranch, with approximately 14 structures. This property borders on Main Street in the city of Deer Lodge, a Montana Power Substation, and the Department of Highways garage."

8. Renumber Sections accordingly.

#

16m
ebb #

AMBIT
DATE 3/15/89
NB 760

Amendments to House Bill No. 760
First reading copy

Requested by Representative Hannah
For the Appropriations Committee

March 15, 1989

1. Title, line 7.
Following: "PURPOSES"
Insert: "AND AN ECONOMIC ANALYSIS OF THE 1989 MONETARY VALUE OF THE CURRENT COMMITMENT BY THE UNITED STATES CONGRESS TO PROMOTE WATER DEVELOPMENT IN THE UPPER MISSOURI BASIN STATES PURSUANT TO THE PICK-SLOAN MISSOURI BASIN PROGRAM ESTABLISHED BY THE FLOOD CONTROL ACT OF 1944"
2. Page 1.
Following: line 14
Insert: "WHEREAS, the Pick-Sloan Missouri basin program established under the 1944 Flood Control Act specifically provides for a water development commitment known as the "ultimate development concept",
3. Page 2, line 15.
Following: "Appropriation."
Insert: "(1)"
4. Page 2, lines 16 and 17.
Strike: "water development special revenue account for the biennium ending June 30, 1991,"
Insert: "general fund"
5. Page 2, line 21, through Page 3, line 3.
Following: "site"
Strike: remainder of line 21 through page 3, line 3 in its entirety
Insert: ", and in undertaking an economic analysis of the 1989 monetary value of the current commitment by the United States Congress to promote water development in the upper Missouri basin states pursuant to the Pick-Sloan Missouri basin program established by the Flood Control Act of 1944."
6. Page 3, line 2.
Following: "1991."
Insert: "(2) If additional money needed to conduct the studies described in subsection (1) is not committed by the United States bureau of reclamation by June 1, 1993, the money must be returned to the general fund. If part of this appropriation is not used or committed to be used for the studies described in subsection (1) as of June 1, 1993, the part must be returned to the general fund.
(3) A return of money to the general fund under subsection (2) must occur no later than June 30, 1993."

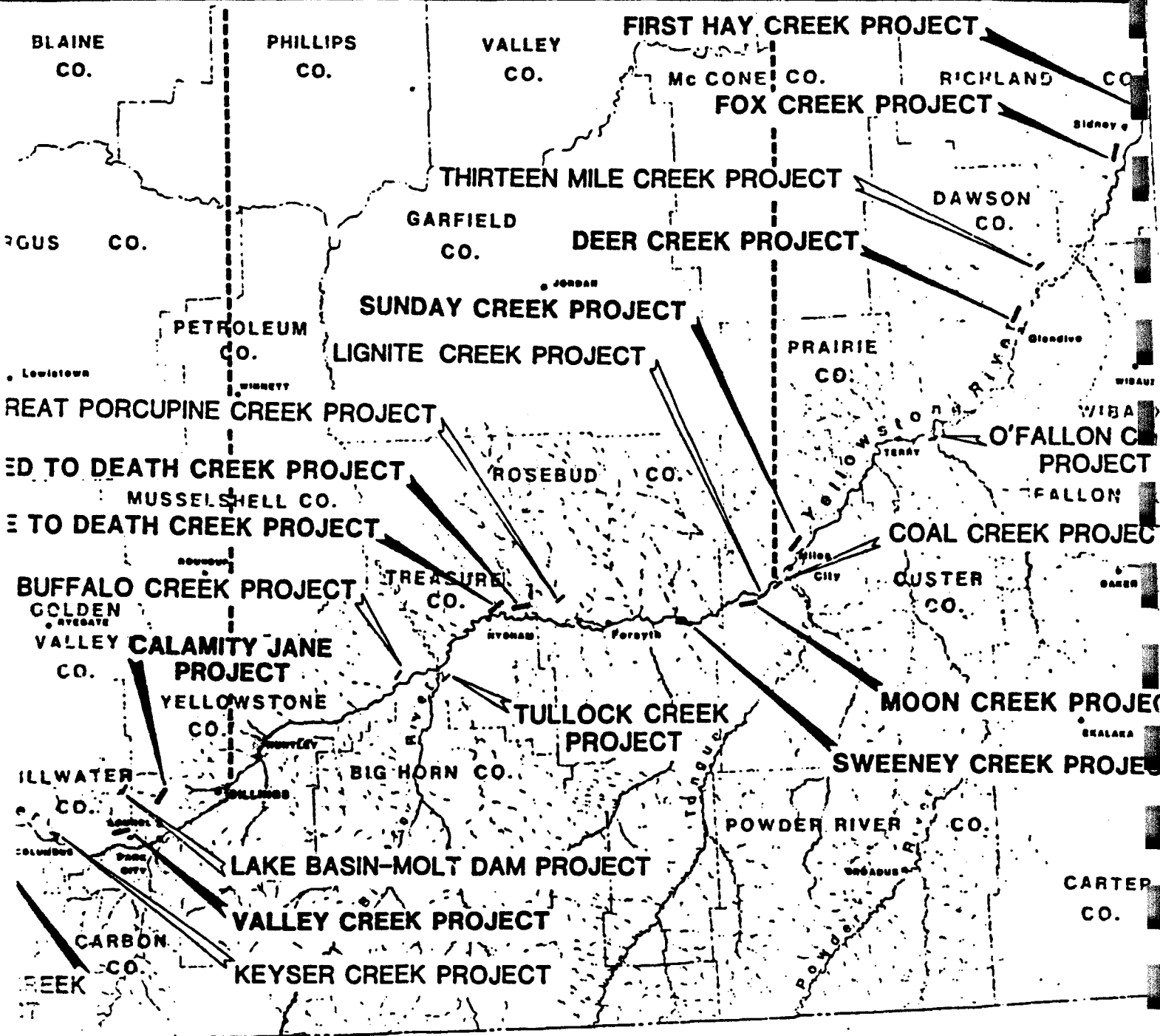
SEGMENT 2

SEGMENT 3

SEGMENT 4

BILLINGS

MILES CITY



IN DROP

TOP

EXHIBIT 2
 DATE 3/15/89
 HB 780

OFF-STREAM HYDROPOWER POTENTIAL
 YELLOWSTONE RIVER BASIN
GENERAL LOCATION MAP
 FOR STEP 1 SELECTION OF 16 PROJECTS

FIGURE 1-1

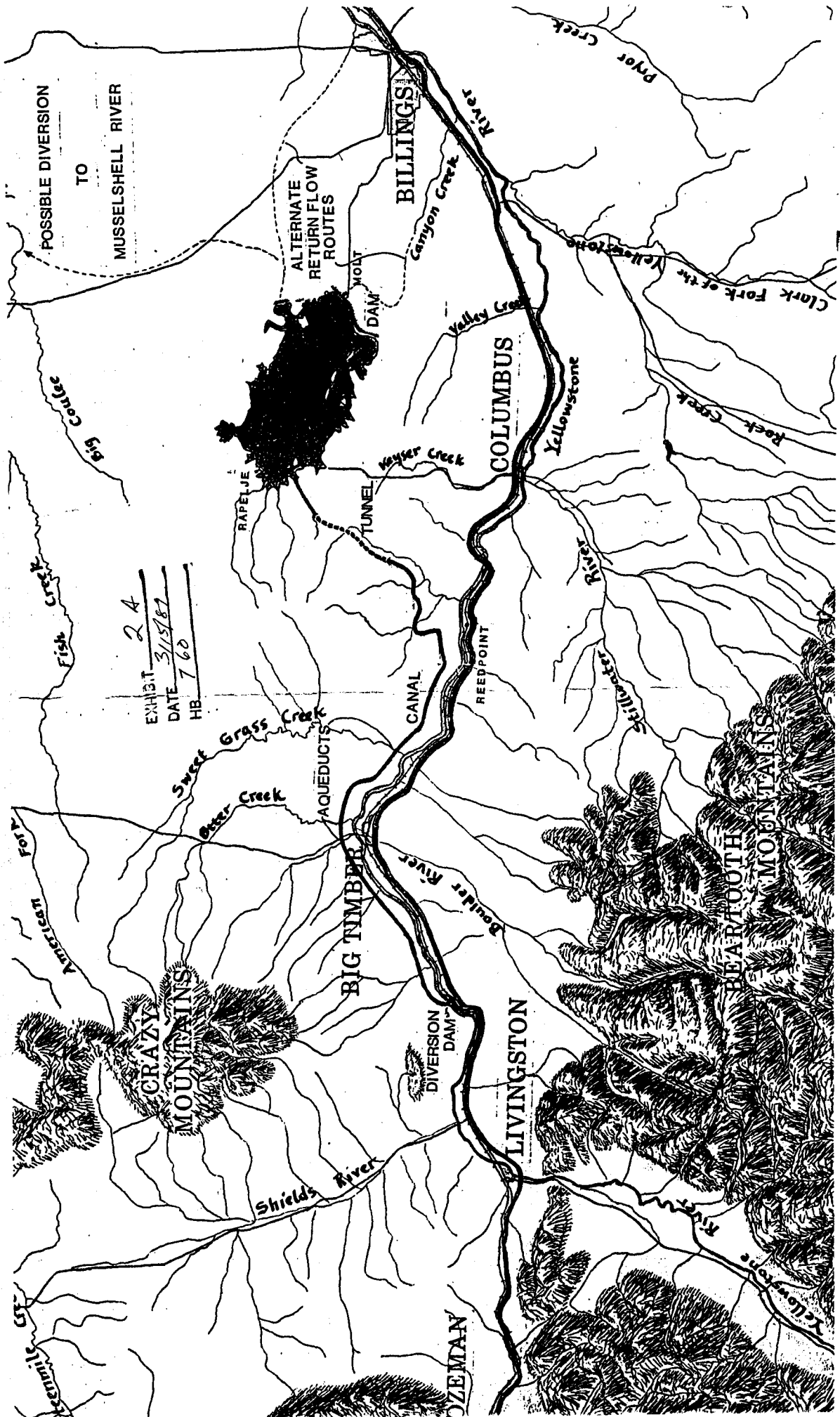


EXHIBIT 2A
 DATE 3/15/87
 HB 760

FILE # 2A
 1/5/87

HB 76
3
ONRAD BURNS
MONTANA

COMMITTEES:
COMMERCE, SCIENCE AND
TRANSPORTATION
ENERGY AND NATURAL RESOURCES

United States Senate
WASHINGTON, DC 20510

EXHIBIT 3
DATE 3/15/89
HB 760

March 7, 1989

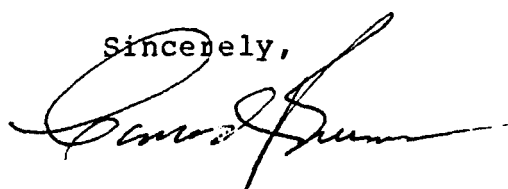
Mr. Thomas E. Hannah
Natural Resources Committee
House of Representatives
Capitol Station
Helena, Montana 59620

Dear Tom:

I am writing to secure the support of you and the other members of the Natural Resources Committee in moving forward on the development of a comprehensive plan for off-stream water storage facilities within the state of Montana.

I am particularly interested in the development of off-stream water storage facilities along the Yellowstone and other rivers in the eastern part of the state. As a member of the Senate Energy and Natural Resources Committee, I am confident that the Congress will soon begin work on water storage facilities. This effort, however, is dependent upon a similar commitment toward off-stream storage development at the state level. It would be helpful to me, and the other members of the Montana Congressional delegation to have a commitment from the state before going forward.

I appreciate your help on this matter. With best wishes,

Sincerely,


Conrad Burns
United States Senator

CRB/rtf

RON MARLENEE
MONTANA

WASHINGTON OFFICE:
2465 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515
(202) 225-1555

Congress of the United States
House of Representatives
Washington, DC 20515

MONTANA OFFICES:
312 9TH STREET, SOUTH
GREAT FALLS, MT 59405
(406) 453-3264
102 NORTH BROADWAY STREET
BILLINGS, MT 59101
(406) 657-6753
TOLL FREE
800-332-5965

March 6, 1989

EXHIBIT 4
DATE 3/15/89
HB 760

The Honorable Thomas Hannah
State Representative
Montana State Legislature
Montana Capitol Building
Helena, Montana 59601

Dear ~~Thomas~~: *Tom*

I want to personally commend you on your efforts to make Valley Creek recreation reservoir become a reality. The process is long and frustrating but the results for Montana are what counts.

Montana needs an overall management plan for its water resources if we are going to move forward with off-stream projects such as Valley Creek near Billings. The real potential for Montana's water resources is in off-stream storage for agricultural, municipal, recreational, and industrial purposes.

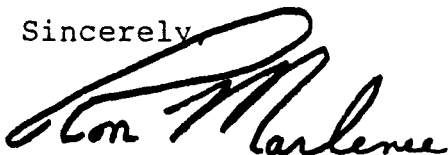
In support of the Valley Creek Project one just has to look at a map of the Billings area. Water-based recreation opportunities are very limited in the Billings community area. With a population of over 120,000, I know the completion of a project such as Valley Creek would be an instant success.

The current policy followed by Congress is that Federal participation is contingent upon some type of cost-sharing by the State. There are no hard and fast rules as to what constitutes cost-sharing, but it has to be there. In order for the delegation to begin the process, the State needs to put forth a proposal that defines some possible cost-sharing options. Once the Montana delegation has a position from the State we can move forward.

I want to assure you that the project has my full backing, and I will do everything possible to move it along. Finally, I would like this letter to be made part of the official record if any hearing is held on the Valley Creek Project.

Thank you for contacting me about this issue, which is so important to Montana.

Sincerely,



COUNTIES

BIG HORN BLAINE CARBON CARTER CASCADE CHOUTEAU CUSTER DANIELS DAWSON FALLON FERGUS GARFIELD GOLDEN VALLEY HILL JUDITH BASIN

*gave copy
to Sylvia*

Amendments to House Bill No.760
First Reading Copy

For the Committee on Appropriations

Prepared by LFA
March 20, 1989

EXHIBIT Liter 420
DATE 3/15
HB. 760

1. Page 1, lines 21 through 25.
Strike: Lines 21 through 25 in their entirety.
2. Page 2, line 2.
Following: "of"
Strike: "the Valley Creek Reservoir"
Insert: "a reservoir"
3. Page 2, line 9.
Following: "reservoir"
Strike: "at the Valley Creek site or possibly at other sites"
4. Page 2, line 16.
Following: "appropriated"
Strike: "\$100,000"
Insert: "\$7,500"
5. Page 2, line 20.
Following: "area"
Strike: ", particularly at the Valley Creek site"
Insert: "."
6. Page 2, line 22.
Following: "the"
Strike: "\$100,000"
Insert: "\$7,500"
7. Page 3, line 1.
Strike: "\$100,000"
Insert: "\$7,500"



Associated Students
University of Montana

Room 105
University Center

Missoula, MT 59812
(406) 243-2451

March 15, 1989

EXHIBIT *late*
DATE *3/15/89*
748

Dear Appropriations Committee Member, HB

On behalf of the Associated Students of the University of Montana, I would like you to be aware of our strong support for House Bill 748. Sponsored by Rep. Kelly Addy (and many others), the proposal requests a general fund appropriation of \$40,000 for the next biennium to KUFM and KEMC, Montana's two public radio stations. Unfortunately, a scheduling conflict prevented my being able to be present at the hearing this afternoon.

The various programs these public radio stations have cater to the musical tastes of most Montanans. Additionally, in-depth news programs are superior to any national radio or television news broadcasts in terms of sophistication, substance, objectivity, and relevancy. Educational and informative radio shows are offered as an excellent substitute to television programming that tends to border on the mindless, unreal, or sensational. Preschoolers are entertained daily with storytelling, while blind folks are treated to a daily newspaper reading service. There is much, much more.

KUFM and KEMC now wish to broadcast some of the creative programming produced in their own studios via satellite. Their request is not a substantial one, especially compared to the many requests you deal with daily. It is, however, a new and impressive way to advertise the last best place.

The students of the University of Montana are also supportive of this request because KUFM employs and provides professional training to students. Anytime we can ease the financial burden for students to earn a college education through employment, and the request is legitimate and reasonable, ASUM is supportive. We believe House Bill 748 is legitimate and reasonable.

UM students, like all Montanans, are a diverse group of folks who have many different preferences in entertainment. Public radio comes closer than anything else we have in trying to cater to all of those tastes. ASUM strongly encourages your favorable action on House Bill 748. Thank you.

Sincerely,

Mike Craig

Associated Students of
the University of Montana

Finally, the handout you have before you concerning the future projections of the cost of a college education in Montana needs some qualification. Students are currently faced with a tuition increase of 14 percent, meaning that the tuition figure you have for year two of the program (academic year 1989-90) should be \$1526, rather than \$1450. That increased figure represents the 14 percent increase in tuition if it is to actually occur next fall. All other figures in the handout should therefore be adjusted upward accordingly.

Thank you.

Com.
Assent
exh 563
Passer

EXHIBIT 1
DATE 3/15/89
HB 563

AMENDMENTS TO HOUSE BILL 563

Page 4, Line 11

~~to the city of Shelby, Montana~~ Toole County, Montana

Line 12

of a truck/train transloading facility. ~~The city of Shelby~~ Toole County

*Amend
462 563*

EXHIBIT 2
DATE 3/15/89
HB 563

Proposed Amendment to House Bill 563
Introduced Bill

Prepared by Clay R. Smith
Assistant Attorney General
Department of Justice
February 22, 1989

1. New Section. Section 4. Payment of attorney's fees and costs--appropriation. There is appropriated \$35,000 from the stripper well payments contained in the federal special revenue fund to the department of justice to pay attorney's fees and costs incurred in connection with recovering such payments.

2. Sections 4 through 12 of the unamended bill shall be renumbered, respectively, sections 5 through 13.

3. The internal reference to section 5 on page 6, line 8 shall be revised to section 6.

4. The internal reference to sections 4 through 9 on page 6, line 12 shall be revised to sections 4 through 10.

5. The internal reference to section 9 on page 6, line 14 shall be revised to section 10.

PROPOSED AMENDMENTS
HOUSE BILL 563
Introduced Bill

EXHIBIT 3
DATE 3/15/89
HB 563

1. Page 1, line 23.

Following: "following definitions apply:"

Insert: "(1) "Cities Services payments" means the oil overcharge payments made to the U.S. treasury for distribution to the State of Montana pursuant to the consent agreement between Cities Service Oil and Gas and the U.S. Department of Energy as affirmed by the Federal Energy Regulatory Commission and any interest accrued on the payments.

(2) "Getty Oil payments" means the oil overcharge payments made to the U.S. treasury for distribution to the state of Montana pursuant to the order of disbursement issued in Civil Action No. 77-434 (MMS) in the United States District Court for the District of Delaware and any interest accrued on the payments."

Renumber: subsequent subsections.

2. Page 2, line 5.

Following: "not limited to"

Insert: "Cities Service payments, as defined in subsection (1), Getty Oil payments, as defined in subsection (2),"

3. Page 2, lines 5 and 6.

Following: "subsection"

Strike: "(2)"

Insert: "(4)"

4. Page 2, line 7.

Following: "subsection"

Strike: "(3)"

Insert: "(5)"

5. Page 3, line 7.

Following: "appropriated"

Strike: "\$500,000"

Insert: "\$900,000"

Insert >

6. Page 5, line 16.

Following: "appropriated"

Strike: "\$100,000"

Insert: "\$235,000"

PROPOSED AMENDMENTS
HOUSE BILL 563
Introduced Bill

EXHIBIT 4
DATE 3/15/89
HB 563

1. Page 4, line 4.

Following: "energy needs"

Insert: NEW SECTION. Section 6. Biological agents for weed control -- appropriation. There is appropriated \$150,000 from the stripper well payments contained in the federal special revenue fund to the department of agriculture to continue the collection and distribution of biological agents to control leafy spurge and spotted knapweed. The project will reduce energy consumption by reducing the need for repeated chemical applications and will build upon the accomplishments derived from the funding provided in Section 8, House Bill 621, Laws of 1987.

Renumber: subsequent sections

2. Page 6, line 12.

Following: "through"

Strike: "9"

Insert: "10"

3. Page 6, line 14.

Following: "section"

Strike: "9"

Insert: "10"

4. Page 7, line 3.

Following: "prioritized."

Insert: "In order to provide continuity for the programs when establishing the appropriations for the 90-91 biennium, anticipated Getty Oil and Texaco Oil payments that will be received under the terms of the agreements during the biennium may be considered to establish appropriations to fund the activities. The appropriation provided for in Section 10 shall not be made until the state has actually received payments that are sufficient to fund all higher ranked programs approved for funding by the U.S. Department of Energy."

am
NB 370
Passed

1
DATE 3/15/89
HB 370

Amendments to House Bill No. 370
Third Reading Copy

Requested by Representative Iverson
For the Committee on Appropriations

Prepared by LFA
March 14, 1989

1. Page 2, line 4.
Following: "\$4"
Strike: "\$4.50"
Insert: "\$3.50"

2. Page 2, line 4.
Following: "\$8"
Strike: "\$9"
Insert: "\$8.50"

This amendment changes the reimbursement for the midday meal from \$4.50 to \$3.50, which is the current lunch reimbursement. It also changes the evening meal from \$9.00 to \$8.50, which is \$0.50 higher than the current reimbursement.

Amend
469
Pass

Amendments to House Bill No.469
First Reading Copy

EXHIBIT
DATE 3/15/89
HB 469

Requested by Rep. Bardanouve
For the Committee on Appropriations

Prepared by LFA
March 14, 1989

- 1. Page 1, line 13.
Following: "from the"
Strike: "general fund"
Insert: "reclamation and development account established by Sec.
15-38-202"

*Amendment 1
526 Passed*

EXHIBIT 1

DATE 3/15/89

HB 526

Amendments to House Bill No. 526
First Reading Copy (WHITE)

Requested by DNRC
For the Committee on Appropriations

Prepared by Valencia Lane
March 14, 1989

1. Page 5, line 19.
Following: "fund."
Insert: "(1)"

2. Page 5.
Following: line 23
Insert: "(2) The department of natural resources and conservation shall retain \$10,000 of the unobligated cash balance within the alternative energy and energy conservation research development and demonstration account at the end of fiscal year 1989 to fully fund its appropriations in the 1990-91 biennium."

3. Page 8.
Following: line 6
Insert: "NEW SECTION. Section 8. Coordination instruction. (1) If House Bill No. 683 is not passed and approved, [section 3(2) of this act] is void.
(2) If House Bill No. 683 is passed and approved, the language in [section 2 of this act] that provides, "and by the department of commerce through the science and technology research program of the Montana science and technology board under 90-3-101 as it read before [the effective date of this act]", is void."
Renumber: subsequent section

*Do pass
as amended
3/15*

VISITORS' REGISTER

Appropriations

COMMITTEE

BILL NO. 757

DATE 3-15-89

SPONSOR _____

| NAME (please print) | RESIDENCE | SUPPORT | OPPOSE |
|-------------------------|--------------------------------|---------|--------|
| Ed Knopf | 1606 Golden | | |
| Donald E. Epstein | 21115 YORK 2d Holding West. | | |
| May Brown | Dart Falls | ✓ | |
| John A. Conlon | 224 Sunloop, Gt. Falls | ✓ | |
| Sen. Richard E. Manning | Senate Dist #18 | ✓ | |
| Perry Noble | SP 21 | ✓ | |
| M. Susan God | HD 36 | ✓ | |
| John Phillips | HD 33 | ✓ | |
| Mike Walker | S. Dist #20 | ✓ | |
| John W. Young | Great Falls | ✓ | |
| Ardis Fisher | Great Falls | ✓ | |
| Key Foster | Beesings Chambers | ✓ | |
| Dick Simpkins | Great Falls | ✓ | |
| Bill Ah | MT Falls | ✓ | |
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IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR WITNESS STATEMENT FORM

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE 3/15/89

BILL NO. 507

NUMBER Amendment 2

| NAME | AYE | NAY |
|---------------------------|-----|-----|
| REPRESENTATIVE SPAETH | | |
| REPRESENTATIVE PECK | | ✓ |
| REPRESENTATIVE IVERSON | | ✓ |
| REPRESENTATIVE SWIFT | ✓ | |
| REPRESENTATIVE QUILICI | | |
| REPRESENTATIVE BRADLEY | | |
| REPRESENTATIVE PETERSON | ✓ | |
| REPRESENTATIVE MARKS | | ✓ |
| REPRESENTATIVE CONNELLY | ✓ | |
| REPRESENTATIVE MENAHAN | ✓ | |
| REPRESENTATIVE THOFT | | ✓ |
| REPRESENTATIVE KADAS | ✓ | |
| REPRESENTATIVE SWYSGOOD | | ✓ |
| REPRESENTATIVE KIMBERLEY | ✓ | |
| REPRESENTATIVE NISBET | ✓ | |
| REPRESENTATIVE COBB | | ✓ |
| REPRESENTATIVE GRINDE | ✓ | |
| REPRESENTATIVE CODY | | |
| REPRESENTATIVE GRADY | ✓ | |
| REPRESENTATIVE BARDANOUVE | | ✓ |
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TALLY

9 7

Sylvia Kinsey
Secretary

Rep. Bardanouve
Chairman

MOTION:

Inc # 355) \$ 7,500

HA 507

Passed

#2

ROLL CALL VOTE

HOUSE APPROPRIATIONS COMMITTEE
 DATE 3-15-89 BILL NO. 775 NUMBER _____

| NAME | AYE | NAY |
|--------------------------|-----|-----|
| REPRESENTATIVE SPAETH | | |
| REPRESENTATIVE PECK | | ✓ |
| REPRESENTATIVE IVERSON | | ✓ |
| REPRESENTATIVE SWIFT | ✓ | |
| REPRESENTATIVE OUILICI | | ✓ |
| REPRESENTATIVE BRADLEY | | |
| REPRESENTATIVE PETERSON | | ✓ |
| REPRESENTATIVE MARKS | ✓ | |
| REPRESENTATIVE CONNELLY | | ✓ |
| REPRESENTATIVE MENAHAN | | |
| REPRESENTATIVE THOFT | | ✓ |
| REPRESENTATIVE KADAS | | ✓ |
| REPRESENTATIVE SWYSGOOD | | ✓ |
| REPRESENTATIVE KIMBERLEY | | ✓ |
| REPRESENTATIVE NISBET | | ✓ |
| REPRESENTATIVE COBB | | |
| REPRESENTATIVE GRINDE | | |
| REPRESENTATIVE CODY | | ✓ |
| REPRESENTATIVE GRADY | | ✓ |
| REPRESENTATIVE BARDANOUE | | ✓ |
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TALLY

2 13

Sylvia Kinsey
Secretary

Representative Bardanouve
Chairman

MOTION: Page 9 - line 9 marks to
strike "B" - lines 9 & 12,
Marks motion
Failed

ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE 3-15-89 BILL NO. 777 NUMBER _____

| NAME | AYE | NAY |
|--------------------------|-----|-----|
| REPRESENTATIVE SPAETH | | |
| REPRESENTATIVE PECK | ✓ | |
| REPRESENTATIVE IVERSON | ✓ | |
| REPRESENTATIVE SWIFT | | ✓ |
| REPRESENTATIVE OUILICI | ✓ | |
| REPRESENTATIVE BRADLEY | | |
| REPRESENTATIVE PETERSON | ✓ | |
| REPRESENTATIVE MARKS | ✓ | |
| REPRESENTATIVE CONNELLY | ✓ | |
| REPRESENTATIVE MENAHAN | ✓ | |
| REPRESENTATIVE THOFT | ✓ | |
| REPRESENTATIVE KADAS | ✓ | |
| REPRESENTATIVE SWYSGOOD | ✓ | |
| REPRESENTATIVE KIMBERLEY | ✓ | |
| REPRESENTATIVE NISBET | ✓ | |
| REPRESENTATIVE COBB | | ✓ |
| REPRESENTATIVE GRINDE | | ✓ |
| REPRESENTATIVE CODY | ✓ | |
| REPRESENTATIVE GRADY | ✓ | |
| REPRESENTATIVE BARDANOUE | ✓ | |
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TALLY 15 3

Sylvia Kinsey
Secretary

Representative Bardanoue
Chairman

MOTION: Do Pass

ROLL CALL VOTE

HOUSE APPROPRIATIONS COMMITTEE
 DATE 3/15/89 BILL NO. 66 NUMBER _____

| NAME | AYE | NAY |
|----------------------------|-----|-----|
| REPRESENTATIVE SPAETH | | |
| REPRESENTATIVE PECK | | |
| REPRESENTATIVE IVERSON | ✓ | |
| REPRESENTATIVE SWIFT | ✓ | |
| REPRESENTATIVE OUILICI | | ✓ |
| REPRESENTATIVE BRADLEY | | |
| REPRESENTATIVE PETERSON | ✓ | |
| REPRESENTATIVE MARKS | ✓ | |
| REPRESENTATIVE CONNELLY | | ✓ |
| REPRESENTATIVE MENAHAN | | ✓ |
| REPRESENTATIVE THOFT | ✓ | |
| REPRESENTATIVE KADAS | | |
| REPRESENTATIVE SWYSGOOD | | |
| REPRESENTATIVE KIMBERLEY | | ✓ |
| REPRESENTATIVE NISBET | | ✓ |
| REPRESENTATIVE COBB | ✓ | |
| REPRESENTATIVE GRINDE | | |
| REPRESENTATIVE CODY | | ✓ |
| REPRESENTATIVE GRADY | ✓ | |
| REPRESENTATIVE BARDANOUIVE | ✓ | |
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TALLY

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Sylvia Kinsey
Secretary

Representative Bardanouve
Chairman

MOTION: Table

ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE 3/15/89

BILL NO. 173

NUMBER _____

| NAME | AYE | NAY |
|--------------------------|-----|-----|
| REPRESENTATIVE SPAETH | | |
| REPRESENTATIVE PECK | | |
| REPRESENTATIVE IVERSON | | ✓ |
| REPRESENTATIVE SWIFT | ✓ | |
| REPRESENTATIVE OUILICI | | ✓ |
| REPRESENTATIVE BRADLEY | | |
| REPRESENTATIVE PETERSON | | ✓ |
| REPRESENTATIVE MARKS | | ✓ |
| REPRESENTATIVE CONNELLY | ✓ | |
| REPRESENTATIVE MENAHAN | | ✓ |
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| REPRESENTATIVE KADAS | | |
| REPRESENTATIVE SWYSGOOD | | |
| REPRESENTATIVE KIMBERLEY | ✓ | |
| REPRESENTATIVE NISBET | ✓ | |
| REPRESENTATIVE COBB | | ✓ |
| REPRESENTATIVE GRINDE | | |
| REPRESENTATIVE CODY | | ✓ |
| REPRESENTATIVE GRADY | | ✓ |
| REPRESENTATIVE BARDANOUE | | ✓ |
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TALLY

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Sylvia Kinsey
Secretary

Representative Bardanoue
Chairman

MOTION:

Sub do pass — failed
Reverse vote for
Orig 16 Passes

ROLL CALL VOTE

HOUSE APPROPRIATIONS COMMITTEE
 DATE 3/15/89 BILL NO. 433 NUMBER _____

| NAME | AYE | NAY |
|--------------------------|-----|-----|
| REPRESENTATIVE SPAETH | | |
| REPRESENTATIVE PECK | | |
| REPRESENTATIVE IVERSON | ✓ | |
| REPRESENTATIVE SWIFT | ✓ | |
| REPRESENTATIVE OUILICI | ✓ | |
| REPRESENTATIVE BRADLEY | | |
| REPRESENTATIVE PETERSON | ✓ | |
| REPRESENTATIVE MARKS | ✓ | |
| REPRESENTATIVE CONNELLY | | ✓ |
| REPRESENTATIVE MENAHAN | ✓ | |
| REPRESENTATIVE THOFT | ✓ | |
| REPRESENTATIVE KADAS | | |
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| REPRESENTATIVE KIMBERLEY | | ✓ |
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| REPRESENTATIVE GRINDE | | |
| REPRESENTATIVE CODY | | |
| REPRESENTATIVE GRADY | | ✓ |
| REPRESENTATIVE BARDANOUE | ✓ | |
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TALLY

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Sylvia Kinsey
Secretary

Representative Bardanouve
Chairman

MOTION: _____

433
kept table

ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE 3/13/89

BILL NO. 462

NUMBER _____

| NAME | AYE | NAY |
|--------------------------------------|-----|-----|
| REPRESENTATIVE SPAETH | | |
| REPRESENTATIVE PECK | | |
| REPRESENTATIVE IVERSON | | ✓ |
| REPRESENTATIVE SWIFT | ✓ | |
| REPRESENTATIVE QUILICI | | ✓ |
| REPRESENTATIVE BRADLEY | | |
| REPRESENTATIVE PETERSON | ✓ | |
| REPRESENTATIVE MARKS | ✓ | |
| REPRESENTATIVE CONNELLY | | ✓ |
| REPRESENTATIVE MENAHAN | | ✓ |
| REPRESENTATIVE THOFT | ✓ | |
| REPRESENTATIVE KADAS | | |
| REPRESENTATIVE SWYSGOOD | ✓ | |
| REPRESENTATIVE KIMBERLEY | | ✓ |
| REPRESENTATIVE NISBET | ✓ | |
| REPRESENTATIVE COBB | ✓ | |
| REPRESENTATIVE GRINDE | | |
| REPRESENTATIVE CODY | | |
| REPRESENTATIVE GRADY | | ✓ |
| REPRESENTATIVE BARDANOUVE | | ✓ |
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TALLY

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Sylvia Kinsey
Secretary

Rep Bardanouve
Chairman

MOTION: Sub in table

Failed

ROLL CALL VOTE

HOUSE APPROPRIATIONS

COMMITTEE

DATE March 15, '89 BILL NO. 469 NUMBER _____

| NAME | AYE | NAY |
|--------------------------------------|-----|-----|
| REPRESENTATIVE SPAETH | | |
| REPRESENTATIVE PECK | | |
| REPRESENTATIVE IVERSON | ✓ | |
| REPRESENTATIVE SWIFT | ✓ | |
| REPRESENTATIVE QUILICI | ✓ | |
| REPRESENTATIVE BRADLEY | | |
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| REPRESENTATIVE MARKS | | ✓ |
| REPRESENTATIVE CONNELLY | | ✓ |
| REPRESENTATIVE MENAHAN | ✓ | |
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| REPRESENTATIVE CODY | ✓ | |
| REPRESENTATIVE GRADY | ✓ | |
| REPRESENTATIVE BARDANOUVE | ✓ | |
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TALLY

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Sylvia Kinsey
Secretary

Rep Bardanouve
Chairman

MOTION:

16 9 5