

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON APPROPRIATIONS

**Call to Order:** By Chairman John Sinrud, on February 9, 2007 at 3:25 P.M., in Room 102 Capitol.

#### ROLL CALL

**Members Present:**

Rep. John Sinrud, Chairman (R)  
Rep. Eve Franklin, Vice Chairman (D)  
Rep. Janna Taylor, Vice Chairman (R)  
Rep. Bill Beck (R)  
Rep. Tim Callahan (D)  
Rep. Edith Clark (R)  
Rep. Bill E. Glaser (R)  
Rep. Ray Hawk (R)  
Rep. Cynthia Hiner (D)  
Rep. Galen Hollenbaugh (D)  
Rep. Joey Jayne (D)  
Rep. Dave Kasten (R)  
Rep. Bill McChesney (D)  
Rep. Penny Morgan (R)  
Rep. John L. Musgrove (D)  
Rep. Rick Ripley (R)  
Rep. Jon C. Sesso (D)  
Rep. Jack Wells (R)  
Rep. Craig Witte (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Linda Keim, Committee Secretary  
Jon Moe, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 105, HB 443, HB 444, HB 507, HB 511, 2/6/2007  
Executive Action: HB 105, HB 371

**HEARING ON HB 511****Opening Statement by Sponsor:**

00:02:00 Rep. Jonathan Windy Boy (D), HD 32, opened the hearing on HB 511, Promote and fund regional water systems.

**Proponents' Testimony:**

00:03:19 Major Robinson, Governor's Office of Economic Development

00:05:50 Anna Miller, Department of Natural Resources (DNRC)

**EXHIBIT (aph29a01)**

00:07:24 Clint Jacobs, Manager, Dry Prairie Rural Water System, Culbertson

00:13:38 Bruce Sunchild, former Vice Chairman for Chippewa Cree Tribe

**EXHIBIT (aph29a02)**

00:15:56 Rep. Margaret Campbell, Fort Peck Indian Reservation

**EXHIBIT (aph29a03)**

00:19:18 Gina Snyder, Extension Agent, Roosevelt County

00:21:21 Barbara Broberg, Montana Women Involved in Farm Economics (WIFE)

00:21:44 Annmarie Robinson, Deputy Director, North Central Montana Regional Water Systems

**EXHIBIT (aph29a04)**

**EXHIBIT (aph29a05)**

**EXHIBIT (aph29a06)**

00:23:07 Cary Hegreberg, Executive Director, Montana Contractors Association

**EXHIBIT (aph29a07)**

00:25:07 David Warner, Northwest Carpenters' Union

00:25:51 Mark Peterson, Havre

00:26:43 Rep. Dave Kasten

00:28:46 Dan Keil, Chairman, North Central Montana Regional Water Authority; member of Tiber County Water District

00:29:53 Steve Wade, Montana Rural Water Systems; Administrator, Water Resources Division

00:30:12 John Tubbs, Department of Natural Resources (DNRC)

00:31:07 Rep. Edith Clark

00:31:22 Rep. John Musgrove

00:31:35 Jim Morsette, Chippewa Cree Tribe; Director, Tribal Water Resources

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:32:59 Rep. Franklin  
00:35:41 Mr. Jacobs  
00:36:34 Rep. Ripley  
00:36:48 Rep. Windy Boy  
00:39:07 Rep. Franklin  
00:39:21 Annmarie Robinson  
00:40:11 Rep. Franklin  
00:40:39 Mr. Warner  
00:41:12 Rep. Sinrud  
00:41:54 Mr. Robinson  
00:43:30 Rep. Sinrud  
00:44:17 Ms. Miller  
00:44:56 Rep. Sinrud  
00:45:24 Mr. Tubbs

**Closing by Sponsor:**

00:47:28 Rep. Windy Boy

**HEARING ON HB 105**

**Opening Statement by Sponsor:**

00:48:00 Rep. Jonathan Windy Boy (D), HD 32, opened the hearing on HB 105, Revise training of state agency personnel on tribal issues.

**Proponents' Testimony:**

00:50:15 Kathy Bramer, representing Superintendent of Public Instruction, Linda McCullough

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:51:21 Rep. Sinrud  
00:54:05 Rep. Windy Boy

**Closing by Sponsor:**

00:54:25 Rep. Windy Boy

**HEARING ON HB 443**

**Opening Statement by Sponsor:**

00:55:54 Rep. Janna Taylor (R), HD 11, opened the hearing on HB 443, Appropriate funds to study leasing of water from Hungry Horse dam.

**Proponents' Testimony:**

01:01:08 Sen. Verdell Jackson

01:11:09 Gerald Mueller, Clark Fork River Basin Task Force

[EXHIBIT \(aph29a08\)](#)

**Opponents' Testimony:** None

**Informational Testimony:**

01:13:13 John Tubbs DNRC: Administrator, Water Resources Division

**Questions from Committee Members and Responses:**

01:14:35 Rep. Kasten

01:16:42 Rep. Taylor

01:17:25 Rep. Musgrove

01:17:39 Mr. Tubbs

01:18:02 Rep. Sesso

01:18:09 Rep. Taylor

01:19:11 Rep. Sesso

01:19:45 Mr. Tubbs

01:21:50 Rep. Ripley

01:22:51 Mr. Tubbs

**Closing by Sponsor:**

01:24:50 Rep. Taylor

**HEARING ON HB 444**

**Opening Statement by Sponsor:**

01:25:18 Rep. Janna Taylor (R), HD 11, opened the hearing on HB 444, Continuation of water use management by Clark Fork Basin task force.

**Proponents' Testimony:**

01:26:53 Sen. Jackson  
01:28:48 Gerald Mueller  
[EXHIBIT \(aph29a09\)](#)

**Opponents' Testimony:** None

**Informational Testimony:**

1:30:54 Mr. Tubbs

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

01:31:15 Rep. Taylor  
[EXHIBIT \(aph29a10\)](#)

**HEARING ON HB 507**

**Opening Statement by Sponsor:**

01:32:52 Rep. Margaret Campbell (D), HD 31, opened the hearing on HB 507, Study disproportionate minority representation in correctional system.  
[EXHIBIT \(aph29a11\)](#)  
[EXHIBIT \(aph29a12\)](#)

**Proponents' Testimony:**

01:39:28 Rep. Jonathan Windy Boy

**Opponents' Testimony:** None

**Informational Testimony:**

01:40:18 Gary Hemmell, Administrator, Health planning and Administrative services, DOC

**Questions from Committee Members and Responses:**

01:47:59 Rep. Franklin  
01:48:23 Rep. Campbell  
01:49:19 Rep. Ripley  
01:49:34 Rep. Campbell  
01:50:45 Rep. Sinrud  
01:51:20 Rep. Campbell

**Closing by Sponsor:**

01:51:47 Rep. Campbell

**EXECUTIVE ACTION ON HB 105**

01:54:03 Rep. Sinrud

01:54:30 **Motion:** Rep. Sesso moved **HB 105 DO PASS with appropriation removed.**

**Discussion:**

01:55:10 Rep. Sinrud noted there is a specific amendment that will take care of the appropriation

**EXHIBIT (aph29a13)**

01:56:05 Jon Moe

01:57:00 **Motion/Vote:** Rep. Sesso moved to **AMEND HB 105.**  
Motion carried unanimously by voice vote, 19-0.

01:57:21 **Motion/Vote:** Rep. Sesso moved that **HB 105 DO PASS AS AMENDED.** Motion carried unanimously by voice vote, 19-0.

**EXECUTIVE ACTION ON HB 371**

01:57:55 **Motion:** Rep. Wells moved that **HB 371 DO PASS.**

**Discussion:**

01:58:10 Mr. Moe

**EXHIBIT (aph29a14)**

01:59:56 **Motion:** Rep. Hollenbaugh moved **TO AMEND HB 371 with a CONCEPTUAL AMENDMENT** inserting the words "Immigration and Nationality Act" on Line 21.

**Discussion:**

02:00:19 Rep. Franklin

02:01:01 Rep. Sinrud

02:01:47 Rep. Franklin

02:02:11 **Vote:** Motion to **AMEND HB 371** carried 18-1 by roll call vote with Rep. Franklin voting no.

02:04:03 **Motion:** Rep. Wells moved that **HB 371 DO PASS AS AMENDED.**

**Discussion:**

02:04:24 Rep. Musgrove  
02:04:58 Rep. Sinrud  
02:05:02 Rep. Musgrove  
02:05:23 Mr. Moe  
02:05:58 Rep. Taylor  
02:06:04 Rep. Musgrove  
02:06:53 Rep. Sinrud

02:07:38 **Motion:** Rep. Musgrove moved that **HB 371 BE AMENDED** with a **CONCEPTUAL AMENDMENT** that Montana manufacturing extension center shall provide a report to the legislative finance committee at the end of fiscal year 2008 and fiscal year 2009 on how these funds have been spent and on outcomes achieved through the expenditure of these funds.

**Discussion:**

02:07:51 Rep. Franklin  
02:09:11 Rep. Musgrove  
02:09:18 Mr. Moe  
02:09:34 Rep. Musgrove  
02:09:53 Rep. Callahan  
02:10:13 Rep. Jayne  
02:10:55 Mr. Moe  
02:11:24 Rep. Sinrud  
02:12:00 Rep. Jayne  
02:12:16 Rep. Musgrove  
02:12:38 Rep. Glaser  
02:13:13 Rep. Sesso  
02:13:39 Rep. Sinrud  
02:14:05 Rep. Franklin  
02:14:39 Mr. Moe

02:16:37 **Vote:** Motion carried unanimously by voice vote, 19-0.

02:17:00 **Motion:** Rep. Wells moved **HB 371 DO PASS AS AMENDED.**

**Discussion:**

02:17:13 Rep. Jayne  
02:17:59 Rep. Musgrove

02:21:11 **Vote:** Motion carried 13-6 by roll call vote with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, and Rep. Kasten voting no. Rep. Morgan voted by proxy.

**Committee Housekeeping Discussion:**

02:21:22 Rep. Sesso

02:22:01 Mr. Moe

02:23:06 Rep. Sesso

02:24:27 Rep. Sinrud

**EXHIBIT (aph29a15)**

**ADJOURNMENT**

Adjournment: 5:52 P.M.

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REP. JOHN SINRUD, Chairman

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LINDA KEIM, Secretary

JS/lk

Additional Exhibits:

**EXHIBIT ([aph29aad.pdf](#))**