

**MINUTES**

**MONTANA HOUSE OF REPRESENTATIVES  
61st LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON APPROPRIATIONS**

**Call to Order:** Chairman Jon C. Sesso, on February 11, 2009 at 3:00 P.M., in Room 102 Capitol.

**ROLL CALL**

**Members Present:**

Rep. Jon C. Sesso, Chairman (D)  
Rep. Duane Ankney (R)  
Rep. Dennis Getz (D)  
Rep. Bill E. Glaser (R)  
Rep. Ray Hawk (R)  
Rep. Teresa K. Henry (D)  
Rep. Cynthia Hiner (D)  
Rep. Roy Hollandsworth (R)  
Rep. Galen Hollenbaugh (D)  
Rep. Llew Jones (R)  
Rep. Dave Kasten (R)  
Rep. Bill McChesney (D)  
Rep. Walter McNutt (R)  
Rep. Robert Mehlhoff (D)  
Rep. Penny Morgan (R)  
Rep. Bill Nooney (R)  
Rep. Carolyn Pease-Lopez (D)  
Rep. Don Roberts (R)  
Rep. Cheryl Steenson (D)  
Rep. Dan Villa (D)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Jon Moe, Legislative Branch  
Samuel Speerschneider, Committee Secretary

**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 29, 2/6/2009; HB 273, 2/6/2009;  
HB 309, 2/6/2009

Executive Action: HB 143; HB 384; HB 273; HB 294;  
HB 163; SB 18

00:01:07 Chairman Sesso

**HEARING ON HB 29****Opening Statement by Sponsor:**

00:02:45 Rep. Julie French (D), HD 36, opened the hearing on  
HB 29, Increase funding for senior and disabled  
transportation account.

**Proponents' Testimony:**

00:12:54 Boyce Fowler, Volunteer Advocate, AARP Montana

**EXHIBIT (aph32a01)**

00:17:35 Kim Gaub, North Central Independent Living Services  
(NCILS)

00:18:34 Travis Hoffman, Montana's Independent Living Centers

00:19:44 Lynn Hellegaard, State Coordinator, Montana Transit  
Association

00:22:15 Shyla Patera, NCILS

**EXHIBIT (aph32a02)**

00:23:55 Tom Osborn, Executive Director, NCILS

00:24:54 George Northcutt, NCILS

00:27:01 Joe Osenbach, NCILS

00:27:54 Mark Sanders, NCILS

00:29:34 Jim Helgeson, General Manager, Great Falls Transit  
Association

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:31:56 Rep. Hawk

00:32:48 Rep. French

00:33:59 Rep. Hawk

00:34:34 Mr. Helgeson

00:37:23 Rep. Ankney

00:37:42 Rep. French

00:38:15 Rep. Ankney  
00:38:26 Rep. French  
00:39:16 Rep. Ankney  
00:39:27 Rep. French  
00:40:35 Rep. Ankney  
00:41:00 Rep. French  
00:41:25 Rep. Kasten  
00:42:28 Mr. Helgeson  
00:43:18 Rep. Kasten  
00:43:24 Chairman Sesso  
00:44:03 Rep. French  
00:45:07 Chairman Sesso  
00:46:35 Rep. French  
00:47:12 Rep. Mehlhoff  
00:47:48 Rep. French  
00:47:54 Rep. Mehlhoff  
00:49:37 Rep. French  
00:50:12 Rep. Morgan  
00:51:01 Chairman Sesso

**Closing by Sponsor:**

00:52:26 Rep. French

**HEARING ON HB 273**

**Opening Statement by Sponsor:**

00:54:01 Rep. Jesse O'Hara (R), HD 18, opened the hearing on HB 273, Revise costs related to search and rescue.

**Proponents' Testimony:**

00:56:40 C.B. Corneliusen, Under Sheriff, Cascade County  
00:58:16 Mike Allen, Lewis and Clark Search and Rescue  
01:01:09 Kathy McGowan, Montana Sheriffs and Peace Officers Association

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:02:24 Rep. Roberts  
01:02:46 Mr. Allen  
01:03:33 Rep. Kasten  
01:04:10 Rep. O'Hara  
01:04:58 Rep. Kasten

01:05:04 Rep. O'Hara  
01:05:34 Chairman Sesso

**Closing by Sponsor:**

01:06:26 Rep. O'Hara

**HEARING ON HB 309**

**Opening Statement by Sponsor:**

01:06:48 Rep. Teresa Henry (D), HD 96, opened the hearing on  
HB 309, Public health nursing service for foster  
children.

**EXHIBIT (aph32a03)**

**Proponents' Testimony:**

01:16:14 Judith Birr, Missoula City/County Health Department

**EXHIBIT (aph32a04)**

01:16:41 Dr. Dan Combo, Follow the Child Project

01:21:46 Carol Regal, Missoula City/County Health Department

01:25:17 Judy Rathmusen, self

01:29:15 Judith Birr, Public Health Nurse

01:33:11 Mariah Hill, self

**EXHIBIT (aph32a05)**

01:39:16 Courtney Callaghan

01:44:18 Robert Allen, Executive Director, Montana Nurses  
Association

01:47:59 Julie Serstad, Director, Health Services, Missoula  
City/County Health Department

**EXHIBIT (aph32a06)**

**Opponents' Testimony:** None

**Informational Testimony:** None

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

**Closing by Sponsor:**

01:51:29 Rep. Henry

**Announcements:**

01:52:48 Chairman Sesso

01:53:34 Rep. Glaser

01:53:45 Chairman Sesso

01:54:28 Rep. Henry  
01:54:48 Chairman Sesso  
01:55:08 Rep. Glaser  
01:55:22 Chairman Sesso  
01:55:58 Rep. Glaser  
01:56:20 Rep. Hawk  
01:56:29 Chairman Sesso

**EXECUTIVE ACTION ON SB 18**

01:59:04 **Motion/Vote:** Rep. Hiner moved that **SB 18 BE CONCURRED IN.** Motion carried unanimously by voice vote.  
01:59:56 Chairman Sesso

**EXECUTIVE ACTION ON HB 143**

02:00:38 **Motion:** Rep. Hiner moved that **HB 143 DO PASS.**  
02:01:46 **Motion:** Rep. Hiner moved that **HB 143 BE AMENDED.**  
**EXHIBIT (aph32a07)**

**Discussion:**

02:02:24 Chairman Sesso  
02:03:07 **Vote:** Motion carried unanimously by voice vote.  
02:03:49 **Motion/Vote:** Rep. Ankney moved that **HB 143 BE AMENDED.** Motion carried unanimously by voice vote.  
**EXHIBIT (aph32a08)**  
02:04:37 **Motion:** Rep. Hiner moved **HB 143 DO PASS AS AMENDED.**  
02:06:00 **Substitute Motion/Vote:** Rep. Kasten made a substitute motion that **HB 143 BE TABLED.** Substitute motion failed 4-16 by roll call vote with Rep. Glaser, Rep. Hawk, Rep. Jones, and Rep. Kasten voting aye.

**Discussion:**

02:06:50 Jon Moe, Legislative Fiscal Division  
02:07:47 Rep. Jones  
02:09:09 Rep. Hollenbaugh  
02:10:32 Rep. Ankney  
02:11:42 Rep. Hawk  
02:11:57 Rep. Hiner  
02:12:09 Rep. Morgan

02:12:27 Rep. Mehlhoff  
02:13:14 Rep. Jones  
02:15:08 Rep. Roberts  
02:16:35 Rep. Jones  
02:16:53 Chairman Sesso

02:18:35 **Vote:** Motion failed 10-10 by roll call vote with Rep. Ankney, Rep. Henry, Rep. Hiner, Rep. Hollenbaugh, Rep. Mehlhoff, Rep. Pease-Lopez, Rep. Roberts, Rep. Sesso, Rep. Steenson, and Rep. Villa voting aye. Rep. Glaser voted by proxy.

**EXECUTIVE ACTION ON HB 384**

02:18:55 **Motion:** Rep. Villa moved that **HB 384 DO PASS.**

**Discussion:**

02:20:08 Chairman Sesso  
02:20:12 Rep. Villa  
02:20:44 Rep. Morgan  
02:20:50 Rep. Villa  
02:21:43 Mr. Moe

02:22:47 **Vote:** Motion carried unanimously by voice vote with Rep. Glaser voting by proxy.

Rep. Glaser returned to the room.

**EXECUTIVE ACTION ON HB 273**

02:23:18 **Motion/Vote:** Rep. Hiner moved that **HB 273 DO PASS.**  
Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 294**

02:23:49 **Motion/Vote:** Rep. Hiner moved that **HB 294 DO PASS.**  
Motion carried 18-2 by voice vote with Rep. Jones and Rep. Kasten voting no.

**EXECUTIVE ACTION ON HB 163**

02:24:35 **Motion:** Rep. Hiner moved that **HB 163 DO PASS.**

**Discussion:**

02:24:59 Rep. Getz  
02:25:03 Rep. Kasten

02:25:15 Rep. Jones

02:25:53 Rep. Hawk

02:26:02 Rep. Villa

02:26:20 **Vote:** Motion carried 18-2 by voice vote with Rep. Hawk  
and Rep. Kasten voting no.

**ADJOURNMENT**

02:26:36 Adjournment: 4:30 P.M.

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Samuel Speerschneider, Secretary

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**Additional Exhibits:**

**EXHIBIT (aph32a09)** Testimony notes for HB 309

**EXHIBIT (aph32a10)** Letter of opposition to HB 309 from David Ewer

Additional Documents:

**EXHIBIT (aph32aad.pdf)**