Montana State Legislature

2013 Session

ADDITIONAL DOCUMENTS MAY INCLUDE THE FOLLWING:

- Business Report
- Roll Call – Attendance
- Standing Committee Reports
- Tabled Bills
- Fiscal Reports etc.
- Roll Call Votes
- Informational Items
- Witness Statements
- Any Documents; such as;
  - *Petitions if any.
  - *Any and all material handed end after the meeting ends.

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BUSINESS REPORT

MONTANA SENATE
63rd LEGISLATURE - REGULAR SESSION

SENATE FINANCE AND CLAIMS COMMITTEE

Date: Tuesday, April 16, 2013
Place: Capitol

Time: 8:00 AM
Room: 317

BILLS and RESOLUTIONS HEARD:

EXECUTIVE ACTION TAKEN:

HB 218	Be Concurred In
HB 517	Be Tabled
HB 556	Be Concurred In
HB 608	Be Tabled
HB 626	Be Concurred In
HB 19	Be Concurred In as Amended
HB 377	Be Concurred In as Amended
HB 454	Be Concurred In as Amended

Comments:

SEN. Rick Ripley, Chair

MONTANA STATE SENATE
ROLL CALL
FINANCE AND CLAIMS COMMITTEE

DATE: April 16, 2013

NAME	PRESENT	ABSENT/ EXCUSED
Chairman Ripley	✓	
Vice Chair Walker	✓	
Senator Brenden	✓	
Senator Brown	✓	
Senator Buttrey	✓	✓
Senator Caferro	✓	
Senator Essmann		✓
Senator Hamlett	✓	✓
Senator Jones	✓	
Senator Keane	✓	
Senator Lewis	✓	
Senator Moore	✓	
Senator Olson	✓	
Senator Priest		✓
Senator Rosendale	✓	
Senator Sesso	✓	✓
Senator Tropila	✓	
Senator Wanzenried	✓	
Senator Webb	✓	
Senator Windy Boy		✓

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Finance and Claims** recommend that **House Bill 218** (third reading copy -- blue) **be concurred in as amended**.

Signed: _____
Senator Rick Ripley, Chair

To be carried by Senator Matthew Rosendale Sr

And, that such amendments read:

1. Title, page 1, line 4.
Following: "AUTHORIZING"
Strike: "THE BOARD OF OIL AND GAS CONSERVATION"
Insert: "DEPARTMENT OF COMMERCE"

2. Title, page 1, line 6.
Following: "IMPACTS;"
Insert: "PROVIDING FOR ADMINISTRATION OF THE PROGRAM THROUGH THE DEPARTMENT OF COMMERCE;"
Following: "PRIORITIES"
Insert: "AND CRITERIA"

3. Title, page 1, line 7.
Strike: "REQUIRING OUTCOME MEASURES;"

4. Title, page 1, line 8.
Following: "PROVIDING"
Insert: "AN APPROPRIATION AND"

5. Title, page 1, line 10.
Following: "AN"
Insert: "IMMEDIATE"

6. Page 1, line 15.

Committee Vote:
Yes 17, No 1
Fiscal Note Required __

HB0218001SC12602.swr

Strike: "9"
Insert: "6"

7. Page 1, line 18.
Strike: "9"
Insert: "6"

8. Page 1, line 22.
Strike: "9"
Insert: "6"

9. Page 1, line 24.
Strike: subsection (1) in its entirety
Insert: "(1) "Department" means the department of commerce established in 2-15-1801."

10. Page 1, line 26.
Following: "government,"
Insert: "a public school district, or"

11. Page 1, line 26 through line 27.
Following: "district" on line 26
Strike: remainder of line 26 through "75-6-304" on line 27

12. Page 2, line 5.
Following: "enforcement,"
Insert: "schools,"

13. Page 2, line 6.
Strike: "OR"

14. Page 2, line 7.
Following: "(H)"
Insert: "projects related to"

15. Page 2, line 10.
Following: "(I)"
Insert: "the provision of"

16. Page 2, line 13 through line 18.
Strike: section 4 in its entirety
Renumber: subsequent sections

17. Page 2, line 21.
Following: "a"
Insert: "matching"

18. Page 2, line 20.
Following: "**grants.**"

Strike: "(1)"

19. Page 2, line 21 through line 24.
Following: "projects" on line 21
Strike: "." on line 21 through "development." on line 24
Insert: "for:
(1) major repairs to or deferred maintenance on an oil and gas impact project;
(2) major improvement, enhancements, or expansions to an oil and gas impact project;
(3) construction of a new oil and gas impact project; or
(4) preliminary planning or design of an oil and gas impact project."

20. Page 2, line 26.
Following: "(1)"
Strike: "In awarding grants, preference"
Insert: "Grants"

21. Page 2, line 27.
Strike: "given"
Insert: "awarded"

22. Page 2, line 29 through line 30.
Strike: subsection (2) in its entirety
Insert: "(2) No more than 10% of the funds used for grant purposes may be awarded for fire protection, law enforcement, and emergency services.
(3) In preparing recommendations for the award of grants under subsection (1), preference must be given to infrastructure projects based on the following order of priority:
(a) projects that solve urgent and serious public health or safety problems or that enable local governments to meet state or federal health or safety standards;
(b) projects that solve a local government's inability to provide adequate public services to an existing population; and
(c) projects that solve a local government's inability to provide adequate public services to estimated future populations.
(4) In awarding grants under this section, the department shall also consider the following attributes of an oil and gas impact project grant application:
(a) the local government's need for financial assistance, including whether the local government has committed to making a contribution to the project in an amount proportional to the amount of oil and gas production revenue received during the previous 48-month reporting period;
(b) whether the local government has completed all preliminary engineering and plan and specification review for the project and will be able to successfully manage the project in a timely manner and complete the project within the proposed budget

and timeline;

(c) whether the local government will be able to satisfy any startup conditions or other requirements considered necessary by the department to accomplish the purpose of the project as described in the application;

(d) the extent of previous efforts by the local government to implement:

(i) long-term planning and management of the public facility or facilities;

(ii) long-term planning and management of the jurisdiction's anticipated future growth in population and the local government's ability to provide adequate public services to that population; and

(iii) proportional contributions from new development for the expansion, repair, maintenance, or operation of the public facility or facilities; and

(e) the importance of the project to the community, the extent of public notice about the project to the community, and the amount of community participation in and support for the project.

(5) In awarding planning grants under this section, the department shall distribute the grants on a first-come, first-served basis with preference given to those local governments that are already experiencing impacts associated with oil and gas development.

(6) The department:

(a) shall disburse grant funds on a reimbursement basis as grant recipients incur eligible project expenses;

(b) shall establish annual deadlines for the submission of applications for oil and gas impact project and planning grants; and

(c) may adopt rules necessary to implement this section.

(7) Grants made under this program are subject to review by the legislative finance committee."

23. Page 3, line 2 through line 9.
Strike: section 7 in its entirety
Renumber: subsequent sections

24. Page 3, line 18.
Following: "(3)"
Strike: "The money"
Insert: "Funds"
Following: "account"
Strike: "is allocated"
Insert: "are statutorily appropriated, as provided in 17-7-502,"
Following: "to the"
Strike: "board"
Insert: "department for each fiscal year beginning July 1, 2014,"

25. Page 3, line 19.
Strike: "9" in both places
Insert: "6" in both places

26. Page 3, line 20.
Following: "FOR"
Insert: "projects related to"

27. Page 3, line 22 through line 23.
Strike: subsection (4) in its entirety
Renumber: subsequent subsection

28. Page 3, line 24.
Following: "Any"
Strike: "remaining"
Following: "account"
Insert: "that remains unobligated"

29. Page 3, line 27 through page 4, line 8.
Strike: section 9 in its entirety
Renumber: subsequent sections

30. Page 4, line 17.
Following: "(1)"
Insert: "or $10 million, whichever is greater,"

31. Page 4, line 18.
Strike: "8"
Insert: "6"
Strike: "and is dedicated to local governments"

32. Page 4, line 20.
Following: "dedicated in"
Strike: "subsection (2)"
Insert: "subsections (2) and (3)"

33. Page 4, following line 22.
Insert: "NEW SECTION. **Section 8. Appropriation from oil and gas impact account for oil and gas impact projects in 2015 biennium.** There is appropriated to the department of commerce for the fiscal year beginning July 1, 2013, only, $15 million from the oil and gas impact account established in [section 6] for the purpose of providing local governments with grants as provided for in [sections 1 through 6]."
Renumber: subsequent sections

34. Page 5, line 12.
Strike: "8"

Insert: "6"

35. Page 6, line 19.
Strike: "9"
Insert: "6"

36. Page 6, line 20.
Strike: "82" in both places
Insert: "90" in both places
Strike: "9"
Insert: "6"

37. Page 6, line 22.
Following: "effective"
Strike: "July 1, 2013"
Insert: "on passage and approval"

- END -

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Finance and Claims** recommend that **House Bill 556** (third reading copy -- blue) **be concurred in**.

Signed: _____
Senator Rick Ripley, Chair

To be carried by Senator John Brenden

- END -

Committee Vote:
Yes 11, No 9
Fiscal Note Required __

HB0556001SC13750.swr

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Finance and Claims** recommend that **House Bill 626** (third reading copy -- blue) **be concurred in**.

Signed: _____
Senator Rick Ripley, Chair

To be carried by Senator Alan Olson

- END -

Committee Vote:
Yes 20, No 0
Fiscal Note Required __

HB0626001SC12454.swr

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Finance and Claims** recommend that **House Bill 19** (third reading copy -- blue) **be concurred in as amended**.

Signed: _____
Senator Rick Ripley, Chair

To be carried by Senator Bruce Tutvedt

And, that such amendments read:

1. Page 14, line 21.
Strike: "2014"
Insert: "2015"

2. Page 14, line 27.
Strike: "2013"
Insert: "2014"

3. Page 14, line 28.
Strike: "2013"
Insert: "2014"

- END -

Committee Vote:
Yes 17, No 0
Fiscal Note Required __

HB0019002SC13695.swr

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Finance and Claims** recommend that **House Bill 377** (third reading copy -- blue) **be concurred in as amended**.

Signed: _____
Senator Rick Ripley, Chair

To be carried by Senator Tom Facey

And, that such amendments read:

1. Title, line 18 through line 19.
Strike: "STATUTORILY" on line 18 through "SYSTEM;" on line 19
Insert: "PROVIDING APPROPRIATIONS;"

2. Title, line 21.
Strike: "19-20-621,"
Insert: "19-20-607,"

3. Title, line 22.
Strike: "20-9-622,"

4. Page 13, line 2.
Strike: "AND (1)(C)"
Insert: "through (1)(d)"

5. Page 13, line 3.
Strike: "1%"
Insert: "the percentage specified in subsection (1)(b)"

6. Page 13.
Following: line 4
Insert: "(b) The percentage of compensation to be contributed under subsection (1)(a) is 1% for fiscal year 2014 and increases by 0.1% each fiscal year through fiscal year 2024.

Committee Vote:
Yes 13, No 7
Fiscal Note Required __

HB0377001SC12553.swr

For fiscal years beginning after June 30, 2024, the percentage of compensation to be contributed under subsection (1)(a) is 2%."

Renumber: subsequent subsections

7. Page 13, line 13.
Strike: "(1)(B)"
Insert: "(1)(c)"

8. Page 13, line 22 through page 14, line 9.
Strike: section 9 in its entirety
Insert: "**Section 9.** Section 19-20-607, MCA, is amended to read:

"**19-20-607. Supplemental state contribution -- appropriation.** (1) (a) Each month, the state shall contribute, as a supplemental contribution to the teachers' retirement system, from the general fund to the pension trust fund an amount equal to~~:~~

~~(a) beginning July 1, 2007, through June 30, 2009, 2% of the total earned compensation of school district and community college active members participating in the system; and~~

~~(b) beginning July 1, 2009,~~ 2.38% of the total earned compensation of school district and community college active members participating in the system.

(b) (i) Except as provided in subsection (1)(b)(ii), beginning [the effective date of this act] and on each July 1 thereafter, the state shall contribute from the general fund to the pension trust fund $25 million as a supplemental contribution to the teachers' retirement system.

(ii) If the legislative finance committee determines that the board has failed to provide a sufficient report pursuant to [section 20], it shall recommend that $5 million be subtracted from the amount allocated in subsection (1)(b)(i) subject to legislative approval.

(2) The contributions are statutorily appropriated, as provided in 17-7-502, to the pension trust fund. The board shall determine and shall certify to the state treasurer amounts due under this section on a monthly basis. The state treasurer shall transfer the certified amounts to the pension trust fund within 1 week following receipt of the certification from the board.""

9. Page 16, line 8 through line 14.
Strike: "be" on line 8 through "increased." on line 14.
Insert: ", if the most recent actuarial valuation of the retirement system shows that retirement system liabilities are at least 90% funded and the provision of the increase is not projected to cause the system's liabilities to be less than 85% funded, be increased by an amount equal to or greater than 0.5% but no more than 1.5%, as set by the retirement board."

10. Page 19, line 2.

Strike: "2%"
Insert: "1.85%"

11. Page 25, line 20 through page 26, line 6.
Strike: section 20 in its entirety
Insert: "NEW SECTION. **Section 20. Board to make special report.** As soon as possible after the completion of each annual actuarial valuation for the teachers' retirement system, the board shall have its actuary present a detailed actuarial report to the legislative finance committee, provided for in 5-12-201, and the state administration and veterans' affairs interim committee, provided for in 5-5-228. The actuarial report must provide a trend analysis of the system's actual and projected progress toward 100% funding."
Renumber: subsequent sections

12. Page 27, line 16.
Strike: "September"
Insert: "October"

13. Page 27.
Following: line 22
Insert: "NEW SECTION. **Section 23. Appropriations.** (1) For the fiscal year beginning July 1, 2013, there is appropriated from the general fund for the purpose of making the supplemental employer contributions in [section 8]:

(a) to the office of budget and program planning, the following amounts from the indicated fund:

(i) $41,813 from the general fund;

(ii) $597 from the state special revenue fund; and

(iii) $17,323 from the federal special revenue fund;

(b) to the Montana university system, $191,725 from the general fund; and

(c) to the office of public instruction for school BASE aid, $2,061,932 from the general fund.

(2) For the fiscal year beginning July 1, 2014, there is appropriated from the general fund for the purpose of making the supplemental employer contributions in [section 8]:

(a) to the office of budget and program planning, the following amounts from the indicated fund:

(i) $45,995 from the general fund;

(ii) $657 from the state special revenue fund; and

(iii) $19,055 from the federal special revenue fund;

(b) to the Montana university system, $210,898 from the general fund; and

(c) to the office of public instruction for school BASE aid, $2,370,191 from the general fund."
Renumber: subsequent sections

14. Page 27, line 24.
Following: "instruction."
Insert: "(1)"

15. Page 27.
Following: line 26
Insert: "(2) [Section 20] is intended to be codified as an integral part of Title 19, chapter 20, part 2, and the provisions of Title 19, chapter 20, part 2, apply to [section 20]."

- END -

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Finance and Claims** recommend that **House Bill 454** (third reading copy -- blue) **be concurred in as amended**.

Signed: _____
Senator Rick Ripley, Chair

To be carried by Senator Larry Jent

And, that such amendments read:

1. Title, page 1, line 13.
Following: "~~FUND;~~"
Insert: "PROVIDING THAT THE UNALLOCATED PORTION OF COAL SEVERANCE TAX COLLECTIONS IS STATUTORILY APPROPRIATED TO THE PUBLIC EMPLOYEES' DEFINED BENEFIT RETIREMENT PLAN; REVISING THE ALLOCATION OF INTEREST INCOME FROM THE COAL TAX PERMANENT FUND AND PROVIDING A STATUTORY APPROPRIATION OF A PORTION OF THE INTEREST INCOME TO THE PUBLIC EMPLOYEES' DEFINED BENEFIT RETIREMENT PLAN; AMENDING THE TERMINATION DATE FOR THE TRANSFER OF CERTAIN MONEY FROM THE COAL SEVERANCE TAX BOND FUND TO THE TREASURE STATE ENDOWMENT FUND AND THE TREASURE STATE ENDOWMENT REGIONAL WATER SYSTEM FUND;"

2. Title, page 1, line 16.
Following: "~~BIENNIUM;~~"
Insert: "PROVIDING AN APPROPRIATION;"

3. Title, page 1, line 17.
Strike: "17-7-502,"
Insert: "15-35-108, 17-5-703,"

4. Title, page 1, line 19.
Strike: "REPEALING" through "MCA;"
Insert: "AMENDING SECTION 6, CHAPTER 495, LAWS OF 1999, AND

Committee Vote:
Yes 13, No 7
Fiscal Note Required __

HB0454001SC13542.swr

SECTIONS 15 AND 16, CHAPTER 389, LAWS OF 2011;"

5. Page 9, line 22 through page 10, line 30.
Strike: section 1 in its entirety
Insert: "**Section 1.** Section 15-35-108, MCA, is amended to read:

"~~**15-35-108. (Temporary) Disposal of severance taxes.** Severance taxes collected under this chapter must, in accordance with the provisions of 17-2-124, be allocated as follows:~~

~~(1) Fifty percent of total coal severance tax collections is allocated to the trust fund created by Article IX, section 5, of the Montana constitution. The trust fund money must be deposited in the fund established under 17-6-203(6) and invested by the board of investments as provided by law.~~

~~(2) The amount of 12% of coal severance tax collections is allocated to the long-range building program account established in 17-7-205.~~

~~(3) The amount of 5.46% must be credited to an account in the state special revenue fund to be allocated by the legislature for provision of basic library services for the residents of all counties through library federations and for payment of the costs of participating in regional and national networking, conservation districts, and the Montana Growth Through Agriculture Act. Expenditures of the allocation may be made only from this account. Money may not be transferred from this account to another account other than the general fund. Beginning July 1, 2012, any unreserved fund balance at the end of each fiscal year must be deposited in the general fund.~~

~~(4) The amount of 1.27% must be allocated to a permanent fund account for the purpose of parks acquisition or management. Income from this permanent fund account, excluding unrealized gains and losses, must be appropriated for the acquisition, development, operation, and maintenance of any sites and areas described in 23-1-102.~~

~~(5) The amount of 0.95% must be allocated to the debt service fund type to the credit of the renewable resource loan debt service fund.~~

~~(6) The amount of 0.63% must be allocated to a trust fund for the purpose of protection of works of art in the capitol and for other cultural and aesthetic projects. Income from this trust fund account, excluding unrealized gains and losses, must be appropriated for protection of works of art in the state capitol and for other cultural and aesthetic projects.~~

~~(7) The amount of 5.8% through September 30, 2013, and beginning October 1, 2013, the amount of 2.9% must be credited to the coal natural resource account established in 90-6-1001(2).~~

~~(8) After the allocations are made under subsections (2) through (7), $250,000 for the fiscal year must be credited to the coal and uranium mine permitting and reclamation program account established in 82-4-244.~~

~~(9) (a) Subject to subsection (9)(b), all other revenue from severance taxes collected under the provisions of this~~

~~chapter must be credited to the general fund of the state.~~

~~(b) The interest income from $140 million of the coal severance tax permanent fund that is deposited in the general fund is statutorily appropriated, as provided in 17-7-502, on an annual basis as follows:~~

~~(i) $65,000 to the cooperative development center;~~

~~(ii) $625,000 for the growth through agriculture program provided for in Title 90, chapter 9;~~

~~(iii) $1.275 million to the research and commercialization state special revenue account created in 90-3-1002, of which $375,000 per year is appropriated for fiscal years 2012 and 2013 to the department of commerce for the small business state matching grant program authorized in 90-1-117 to provide matching grants for small business innovation research and small business technology transfer, $125,000 per year is appropriated for fiscal years 2012 and 2013 to the high-performance supercomputing program in the department of commerce, and $300,000 per year is appropriated for fiscal years 2012 and 2013 to the board of regents for the development of energy and natural resources doctoral programs at Montana tech of the university of Montana;~~

~~(iv) to the department of commerce:~~

~~(A) $125,000 for a small business development center;~~

~~(B) $50,000 for a small business innovative research program;~~

~~(C) $425,000 for certified regional development corporations;~~

~~(D) $200,000 for the Montana manufacturing extension center at Montana state university-Bozeman; and~~

~~(E) $300,000 for export trade enhancement. (Terminates June 30, 2013--sec. 5, Ch. 459, L. 2009.)~~

15-35-108. (~~Effective July 1, 2013~~ Temporary) Disposal of severance taxes. Severance taxes collected under this chapter must, in accordance with the provisions of 17-2-124, be allocated as follows:

(1) Fifty percent of total coal severance tax collections is allocated to the trust fund created by Article IX, section 5, of the Montana constitution. The trust fund money must be deposited in the fund established under 17-6-203(6) and invested by the board of investments as provided by law.

(2) The amount of 12% of coal severance tax collections is allocated to the long-range building program account established in 17-7-205.

(3) The amount of 5.46% must be credited to an account in the state special revenue fund to be allocated by the legislature for provision of basic library services for the residents of all counties through library federations and for payment of the costs of participating in regional and national networking, conservation districts, and the Montana Growth Through Agriculture Act. Expenditures of the allocation may be made only from this account. Money may not be transferred from this account to another account other than the general fund. ~~Beginning July 1,~~

~~2012, any~~ Any unreserved fund balance at the end of each fiscal year must be deposited in the general fund.

(4) The amount of 1.27% must be allocated to a permanent fund account for the purpose of parks acquisition or management. Income from this permanent fund account, excluding unrealized gains and losses, must be appropriated for the acquisition, development, operation, and maintenance of any sites and areas described in 23-1-102.

(5) The amount of 0.95% must be allocated to the debt service fund type to the credit of the renewable resource loan debt service fund.

(6) The amount of 0.63% must be allocated to a trust fund for the purpose of protection of works of art in the capitol and for other cultural and aesthetic projects. Income from this trust fund account, excluding unrealized gains and losses, must be appropriated for protection of works of art in the state capitol and for other cultural and aesthetic projects.

(7) The amount of 5.8% through September 30, 2013, and beginning October 1, 2013, the amount of 2.9% must be credited to the coal natural resource account established in 90-6-1001(2).

(8) After the allocations are made under subsections (2) through (7), $250,000 for the fiscal year must be credited to the coal and uranium mine permitting and reclamation program account established in 82-4-244.

(9) (a) Subject to subsection (9)(b), all other revenue from severance taxes collected under the provisions of this chapter must be credited to the general fund of the state and is statutorily appropriated, as provided in 17-7-502, on July 1 each year to the trust fund for the public employees' retirement system defined benefit plan established pursuant to 19-3-103.

(b) The interest income from $140 million of the coal severance tax permanent fund that is deposited in the general fund is statutorily appropriated, as provided in 17-7-502, on ~~an annual basis~~ July 1 each year as follows:

(i) $65,000 to the cooperative development center;

(ii) ~~$1.25 million~~ $625,000 for the growth through agriculture program provided for in Title 90, chapter 9;

(iii) ~~$3.65~~ $1.275 million to the research and commercialization state special revenue account created in 90-3-1002;

(iv) to the department of commerce:

(A) $125,000 for a small business development center;

(B) $50,000 for a small business innovative research program;

(C) $425,000 for certified regional development corporations;

(D) $200,000 for the Montana manufacturing extension center at Montana state university-Bozeman; and

(E) $300,000 for export trade enhancement; and

(v) except as provided in subsection (9)(c), up to $21 million to the public employees' retirement system defined

benefit plan trust fund.

(c) If the legislative finance committee determines that the public employees' retirement board has failed to provide a sufficient report pursuant to [section 7], it shall recommend that $5 million be subtracted from the amount allocated in subsection (9)(b)(v) subject to legislative approval. (Terminates June 30, 2019--secs. 2, 3, Ch. 459, L. 2009.)

15-35-108. (Effective July 1, 2019) Disposal of severance taxes. Severance taxes collected under this chapter must, in accordance with the provisions of 17-2-124, be allocated as follows:

(1) Fifty percent of total coal severance tax collections is allocated to the trust fund created by Article IX, section 5, of the Montana constitution. The trust fund money must be deposited in the fund established under 17-6-203(6) and invested by the board of investments as provided by law.

(2) The amount of 12% of coal severance tax collections is allocated to the long-range building program account established in 17-7-205.

(3) The amount of 5.46% must be credited to an account in the state special revenue fund to be allocated by the legislature for provision of basic library services for the residents of all counties through library federations and for payment of the costs of participating in regional and national networking, conservation districts, and the Montana Growth Through Agriculture Act. Expenditures of the allocation may be made only from this account. Money may not be transferred from this account to another account other than the general fund. ~~Beginning July 1, 2012, any~~ Any unreserved fund balance at the end of each fiscal year must be deposited in the general fund.

(4) The amount of 1.27% must be allocated to a permanent fund account for the purpose of parks acquisition or management. Income from this permanent fund account, excluding unrealized gains and losses, must be appropriated for the acquisition, development, operation, and maintenance of any sites and areas described in 23-1-102.

(5) The amount of 0.95% must be allocated to the debt service fund type to the credit of the renewable resource loan debt service fund.

(6) The amount of 0.63% must be allocated to a trust fund for the purpose of protection of works of art in the capitol and for other cultural and aesthetic projects. Income from this trust fund account, excluding unrealized gains and losses, must be appropriated for protection of works of art in the state capitol and for other cultural and aesthetic projects.

(7) The amount of 2.9% must be credited to the coal natural resource account established in 90-6-1001(2).

(8) After the allocations are made under subsections (2) through (7), $250,000 for the fiscal year must be credited to the coal and uranium mine permitting and reclamation program account established in 82-4-244.

(9) (a) ~~All~~ Subject to subsection (9)(b), all other revenue from severance taxes collected under the provisions of this chapter must be credited to the general fund of the state and is statutorily appropriated, as provided in 17-7-502, on July 1 each year to the trust fund for the public employees' retirement system defined benefit plan pursuant to 19-3-103.

(b) Except as provided in subsection (9)(c), up to $24 million of the interest income from the coal severance tax permanent fund that is deposited in the general fund is statutorily appropriated, as provided in 17-7-502, on July 1 each year to the public employees' retirement system defined benefit plan trust fund.

(c) If the legislative finance committee determines that the public employees' retirement board has failed to provide a sufficient report pursuant to [section 7], it shall recommend that $5 million be subtracted from the amount allocated in subsection (9)(b) subject to legislative approval.""

Insert: "Section 2. Section 17-5-703, MCA, is amended to read:

"17-5-703. (Temporary) Coal severance tax trust funds. (1) The trust established under Article IX, section 5, of the Montana constitution is composed of the following funds:

(a) a coal severance tax bond fund into which the constitutionally dedicated receipts from the coal severance tax must be deposited;

(b) a treasure state endowment fund;

(c) a treasure state endowment regional water system fund;

(d) a coal severance tax permanent fund;

(e) a coal severance tax income fund; and

(f) a big sky economic development fund.

(2) (a) The state treasurer shall determine, on July 1 of each year, the amount necessary to meet all principal and interest payments on bonds payable from the coal severance tax bond fund during the next 12 months and retain that amount in the coal severance tax bond fund.

(b) The amount in the coal severance tax bond fund in excess of the amount required in subsection (2)(a) must be transferred from that fund as provided in subsections (3) and (4).

(3) (a) Until June 30, ~~2020~~ 2016, the state treasurer shall quarterly transfer to the treasure state endowment fund 50% of the amount in the coal severance tax bond fund in excess of the amount that is specified in subsection (2) to be retained in the fund.

(b) Until June 30, ~~2020~~ 2016, the state treasurer shall quarterly transfer to the treasure state endowment regional water system fund 25% of the amount in the coal severance tax bond fund in excess of the amount that is specified in subsection (2) to be retained in the fund.

(c) The state treasurer shall monthly transfer from the treasure state endowment fund to the treasure state endowment special revenue account the amount of earnings, excluding

unrealized gains and losses, required to meet the obligations of the state that are payable from the account in accordance with 90-6-710. Earnings not transferred to the treasure state endowment special revenue account must be retained in the treasure state endowment fund.

(d) The state treasurer shall monthly transfer from the treasure state endowment regional water system fund to the treasure state endowment regional water system special revenue account the amount of earnings, excluding unrealized gains and losses, required to meet the obligations of the state that are payable from the account for regional water systems authorized under 90-6-715. Earnings not transferred to the treasure state endowment regional water system special revenue account must be retained in the treasure state endowment regional water system fund.

(4) (a) From July 1, 2005, through June 30, 2025, the state treasurer shall quarterly transfer to the big sky economic development fund 25% of the amount in the coal severance tax bond fund in excess of the amount that is specified in subsection (2) to be retained in the fund.

(b) The state treasurer shall monthly transfer from the big sky economic development fund to the economic development special revenue account, provided for in 90-1-205, the amount of earnings, excluding unrealized gains and losses, required to meet the obligations of the state that are payable from the account in accordance with 90-1-204. Earnings not transferred to the economic development special revenue account must be retained in the big sky economic development fund.

(5) Any amount in the coal severance tax bond fund in excess of the amount that is specified in subsection (2)(a) to be retained in the fund and that is not otherwise allocated under this section must be deposited in the coal severance tax permanent fund. (Terminates June 30, ~~2020~~ 2016--secs. 15, 16, Ch. 389, L. 2011.)

17-5-703. (Effective July 1, ~~2020~~ 2016) Coal severance tax trust funds. (1) The trust established under Article IX, section 5, of the Montana constitution is composed of the following funds:

(a) a coal severance tax bond fund into which the constitutionally dedicated receipts from the coal severance tax must be deposited;

(b) a treasure state endowment fund;

(c) a coal severance tax permanent fund;

(d) a coal severance tax income fund; and

(e) a big sky economic development fund.

(2) (a) The state treasurer shall determine, on July 1 of each year, the amount necessary to meet all principal and interest payments on bonds payable from the coal severance tax bond fund during the next 12 months and retain that amount in the coal severance tax bond fund.

(b) The amount in the coal severance tax bond fund in

excess of the amount required in subsection (2)(a) must be transferred from that fund as provided in subsections (3) and (4).

(3) (a) Until June 30, ~~2020~~ 2016, the state treasurer shall quarterly transfer to the treasure state endowment fund 50% of the amount in the coal severance tax bond fund in excess of the amount that is specified in subsection (2) to be retained in the fund.

(b) The state treasurer shall monthly transfer from the treasure state endowment fund to the treasure state endowment special revenue account the amount of earnings, excluding unrealized gains and losses, required to meet the obligations of the state that are payable from the account in accordance with 90-6-710. Earnings not transferred to the treasure state endowment special revenue account must be retained in the treasure state endowment fund.

(4) (a) From July 1, 2005, through June 30, 2025, the state treasurer shall quarterly transfer to the big sky economic development fund 25% of the amount in the coal severance tax bond fund in excess of the amount that is specified in subsection (2) to be retained in the fund.

(b) The state treasurer shall monthly transfer from the big sky economic development fund to the economic development special revenue account, provided for in 90-1-205, the amount of earnings, excluding unrealized gains and losses, required to meet the obligations of the state that are payable from the account in accordance with 90-1-204. Earnings not transferred to the economic development special revenue account must be retained in the big sky economic development fund.

(5) Any amount in the coal severance tax bond fund in excess of the amount that is specified in subsection (2)(a) to be retained in the fund and that is not otherwise allocated under this section must be deposited in the coal severance tax permanent fund.""

Renumber: subsequent sections

6. Page 12, line 3 through page 14, line 18.

Strike: section 3 in its entirety

Insert: "Section 4. Section 19-3-316, MCA, is amended to read:

"19-3-316. Employer contribution rates. (1) Each employer shall contribute to the system. Except as provided in subsection (2), the employer shall pay as employer contributions 6.9% of the compensation paid to all of the employer's employees plus any additional contribution under subsection (3), except for those employees properly excluded from membership. Of employer contributions made under this subsection for both defined benefit plan and defined contribution plan members, a portion must be allocated for educational programs as provided in 19-3-112. Employer contributions for members under the defined contribution plan must be allocated as provided in 19-3-2117.

(2) Local government and school district employer

contributions must be the total employer contribution rate provided in subsection (1) minus the state contribution rates under 19-3-319.

(3) (a) Subject to subsection (4), each employer shall contribute to the system an additional employer contribution equal to ~~0.27%~~ the percentage specified in subsection (3)(b) of the compensation paid to all of the employer's employees, except for those employees properly excluded from membership.

(b) The percentage of compensation to be contributed under subsection (3)(a) is 1.27% for fiscal year 2014 and increases by 0.1% each fiscal year through fiscal year 2024. For fiscal years beginning after June 30, 2024, the percentage of compensation to be contributed under subsection (3)(a) is 2.27%.

(4) (a) The board shall ~~periodically~~ annually review the additional employer contribution provided for under subsection (3) and recommend adjustments to the legislature as needed to maintain the amortization schedule set by the board for payment of the system's unfunded liabilities.

(b) The employer contribution required under subsection (3) terminates on ~~July 1~~ January 1 following the board's receipt of the system's actuarial valuation if~~:~~

~~(i)~~ the actuarial valuation determines that ~~the period required to amortize the system's unfunded liabilities, including adjustments made for any benefit enhancements enacted by the legislature after the valuation, is less than 25 years; and~~

~~(ii)~~ terminating the additional employer contribution pursuant to this subsection (4)(b) and reducing the employee contribution pursuant to 19-3-315(2) would not cause the amortization period ~~as of the most recent actuarial valuation~~ to exceed 25 years.""

Renumber: subsequent sections

7. Page 15, line 5.
Strike: "(5)"
Insert: "(4)(b)"

8. Page 15, line 22 through page 16, line 12.
Strike: "(4)" on page 15, line 22 through "increased." on page 16, line 12
Insert: "(4) (a) Subject to subsection (5), the applicable percentage rate is 1.5% for benefit recipients hired or assuming office:

(i) before July 1, 2007;

(ii) on or after July 1, 2007, and prior to [the effective date of this act] if the benefit recipient is an existing member of a benefit plan for which the applicable percentage before [the effective date of this act] was either 3% or 1.5%; or

(iii) on or after [the effective date of this act].

(b) The applicable percentage rate for a contingent annuitant described in subsection (2)(c) is the same as the applicable percentage rate applicable to the original payee under

subsection (4)(a).

(5) (a) Except as provided in subsection (5)(b), if the most recent actuarial valuation of the retirement system shows that retirement system liabilities are less than 90% funded, the applicable percentage rate in subsection (4) must be reduced by 0.1% for each 2% below that 90% funding level.

(b) If the amortization period is 40 years or greater, the applicable percentage rate is 0% and the retirement allowance may not be increased."

9. Page 16, line 15 through page 17, line 10.
Strike: section 5 in its entirety
Renumber: subsequent sections

10. Page 18, line 11 through line 13.
Strike: section 6 in its entirety
Insert: "Section 6. Section 19-3-2117, MCA, is amended to read:

"19-3-2117. Allocation of contributions and forfeitures. (1) The member contributions made under 19-3-315 and additional contributions paid by the member for the purchase of service must be allocated to the plan member's retirement account.

(2) Subject to subsection (3) and adjustment by the board as provided in 19-3-2121, of the employer contributions under 19-3-316 received:

(a) an amount equal to:

(i) 4.19% of compensation must be allocated to the member's retirement account;

(ii) 2.37% of compensation must be allocated to the defined benefit plan as the plan choice rate;

(iii) 0.04% of compensation must be allocated to the education fund as provided in 19-3-112(1)(b); and

(iv) 0.3% of compensation must be allocated to the long-term disability plan trust fund established pursuant to 19-3-2141; ~~and~~

(b) on July 1, 2009, continuing until the additional employer contributions terminate pursuant to ~~19-3-316~~ 19-3-316(4)(b), ~~0.27%~~ the percentage specified in subsection (3) of compensation must be allocated in the following order:

(i) to the defined benefit plan to eliminate the plan choice rate unfunded actuarial liability; and

(ii) to the long-term disability plan trust fund to provide disability benefits to eligible members; and

(c) on July 1, 2013, continuing until the additional employer contributions terminate pursuant to 19-3-316(4)(b), 1% of compensation must be allocated to the defined benefit plan unfunded liabilities.

(3) The percentage of compensation to be contributed under subsection (2)(b) is 0.27% for fiscal year 2014 and increases by 0.1% each fiscal year through fiscal year 2024. For fiscal years beginning after June 30, 2024, the percentage of compensation to be contributed under subsection (2)(b) is 1.27%.

~~(3)~~(4) Forfeitures of employer contributions and investment

income on the employer contributions may not be used to increase a member's retirement account. The board shall allocate the forfeitures under 19-3-2116 to meet the plan's administrative expenses, including startup expenses.""

Insert: "NEW SECTION. **Section 7. Board report required.** As soon as possible after the completion of each annual actuarial valuation for the public employees' retirement system, the board shall have its actuary present a detailed actuarial report to the legislative finance committee, provided for in 5-12-201, and the state administration and veterans' affairs interim committee, provided for in 5-5-228. The actuarial report must provide a trend analysis of the system's progress toward 100% funding."

Insert: "**Section 8.** Section 6, Chapter 495, Laws of 1999, is amended to read:

"**Section 6. Termination.** [This act] terminates June 30, ~~2013~~ 2016.""

Insert: "**Section 9.** Section 15, Chapter 389, Laws of 2011, is amended to read:

"**Section 15.** Section 6, Chapter 495, Laws of 1999, is amended to read:

"**Section 6. Termination.** [This act] terminates June 30, ~~2013~~ ~~2020~~ 2016.""""

Insert: "**Section 10.** Section 16, Chapter 389, Laws of 2011, is amended to read:

"**Section 16.** Section 1, Chapter 70, Laws of 2001, is amended to read:

"**Section 1.** Section 6, Chapter 495, Laws of 1999, is amended to read:

"**Section 6. Termination.** ~~[This act]~~ [This act] ~~terminates~~ terminates June 30, ~~2013~~ ~~2016~~ ~~2020~~ 2016.""""

Insert: "NEW SECTION. **Section 11. Appropriations.** (1) For the fiscal year beginning July 1, 2013, there is appropriated for the purpose of making the additional employer contributions in 19-3-316:

(a) to the office of budget and program planning, the following amounts from the indicated fund:

(i) $1,870,019 from the general fund;

(ii) $1,688,905 from the state special revenue fund;

(iii) $1,149,658 from the federal special revenue fund; and

(iv) $669,831 from other funds;

(b) to the Montana university system from the general fund, $548,527; and

(c) to the office of public instruction for school BASE aid, $377,500 from the general fund.

(2) For the fiscal year beginning July 1, 2014, there is appropriated for the purpose of making the additional employer contributions in 19-3-316:

(a) to the office of budget and program planning, the following amounts from the indicated fund:

(i) $2,057,021 from the general fund;

(ii) $1,857,796 from the state special revenue fund;

(iii) $1,264,624 from the federal special revenue fund; and

(iv) $736,814 from other funds;

(b) to the Montana university system from the general fund, $603,380; and

(c) to the office of public instruction for school BASE aid, $431,750 from the general fund."

Insert: "NEW SECTION. **Section 12. Codification instruction.** [Section 7] is intended to be codified as an integral part of Title 19, chapter 3, part 1, and the provisions of Title 19, chapter 3, part 1, apply to [section 7]."

Renumber: subsequent sections

- END -

COMMITTEE FILE COPY

BILL TABLED NOTICE

SENATE FINANCE AND CLAIMS COMMITTEE

The **SENATE FINANCE AND CLAIMS COMMITTEE** TABLED

HB 517 - Revise natural resources operation account revenue sources - Rep. Mike Cuffe
HB 608 - Transfer orphan share funding to natural resources operation/project accounts - Rep. Mike Cuffe

by motion, on **Tuesday, April 16, 2013** (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).

(For the Committee)

(For the Secretary of the Senate)

9:25 / 4/16
(Time) (Date)

April 16, 2013 (9:14am) Prudence Gildroy, Secretary Phone: 444-4816

SENATE PROXY

I, Senator Brenden, hereby authorize Senator Walker to vote my proxy before the Senate Finance & Claims meeting held on april 16, 2013.

John C. Brenden
Senator Signature

4-16-13
Date

Said authorization is as follows: *(mark only one)*

- ☐ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
Amendment 37720.asc as amended		x
Amendment 37702.ajt	x	
HB 377 as amended	x	
Amendment 45420.asc as amended		x
Amendment HB045404-3.ajj	x	
Amendment 45402.ajt	x	

SENATE PROXY

I, Senator Taylor Brown, hereby authorize Senator Llew Jones to vote my proxy before the Senate Finance meeting held on April 16, 2013.

Taylor Brown — Senator Signature

4/16/13 — Date

Said authorization is as follows: *(mark only one)*

- ☒ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
377 Sessions amend	✓	
377 Lewis amend		✓
377 (HB)	✓	
Amend 454 20.ASC	✓	
Wong Amend		✓
454 Lewis		✓
454	✓	

SENATE PROXY

I, Senator Buttrey, hereby authorize Senator _____ to vote my proxy before the Senate _____ meeting held on _____, 2013.

_____ Senator Signature

_____ Date

Said authorization is as follows: *(mark only one)*

- ☐ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
HB 517 be concurred in		X
HB 517 be tabled	X	
OK ~~HB037720.asc as amend~~	~~X~~	
amend HB 37702.ajt		X
HB037720.asc as amend	X	
HB377 as amended	X	
45420.asc as amended	X	

SENATE PROXY

I, Senator Jeff Essmann, hereby authorize Senator Walker to vote my proxy before the Senate meeting held on April 16, 2013.

Senator Signature

4-16-13
Date

Said authorization is as follows: *(mark only one)*

- ☐ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
Amendment 21802.atp	X	
HB517 Be Concurred in		X
HB517 Be Tabled	X	
~~HB 556 Be Tabled~~ HB 556 Be Concurred in	~~X~~	X
HB 608 Be Concurred in		X
HB 626 Be Concurred in	X	
Amendment 37713.abd	X	
Amend 37720.asc as amended		X
Amend 37702.ajt	X	
HB377 as amended		X
Amendment 45420.asc		X
Amendment HB 045404-3.ajj		X
Amendment HB 45402.ajt	X	
HB454 as amended		X

SENATE PROXY

I, Senator Creit, hereby authorize Senator Walker to vote my proxy before the Senate Finance & Claims meeting held on _____, 2013.

Senator Signature _____ Date _____

Said authorization is as follows: *(mark only one)*

- ☐ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
Amendment 21802.atp	X	
HB 517 Be Concurred in		X
HB 517 Be Tabled	X	
~~HB 556 Be Tabled~~	X	
HB 556 Be Concurred in		X
HB 608 Be Concurred in		X
HB 626 Be Concurred in	X	
Amend HB 37713.adb	X	
Amend 37720.asc ~~w/ Amendments~~ as amended		X
Amend 37702.ajt	X	
HB 377 as amended		X
Amendment 45420.asc as amended		X
Amendment HB045404-3.ajj		X
Amendment HB045402.ajt	X	
HB 454 as amended		X

SENATE PROXY

I, Senator Keane, hereby authorize Senator Caferro to vote my proxy before the Senate Finance & Claims meeting held on 4-16, 2013.

Senator Signature

4-16-13
Date

Said authorization is as follows: *(mark only one)*

- ☐ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
Amendment 1902. AJC	+	
~~Reconsider our action~~		
~~on HB 12~~		
HB 19 as amended	+	
Amendment 21802. ATP	+	
HB 218 as amended	+	
HB 517	+	
HB 556		
to table		+
Do ~~Pass~~ 556	+	
concur		
HB 608	+	
HB 626	+	
Amendment 37702. AJT		+

SENATE PROXY

I, Senator Windy Boy, hereby authorize Senator Mary Caferro to vote my proxy before the Senate Finance + Claims meeting held on 4-16, 2013.

Senator Signature

Date 4-16-13

Said authorization is as follows: *(mark only one)*

- ☐ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Amendment 1902.AJL +
HB 19 as amended +

Bill No./Amendment No.	Aye	No
Amendment 21802.ATP	+	
HB 218 as amended	+	
HB 517	+	
HB 556		
to table		+
Do ~~pass~~ concur 556	+	
HB 608	+	
HB 626	+	
Amendment 37702.AJT		+

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: 4-16, **2013** **BILL #** HB278 **VOTE** 17-3

MOTION: Amendment 21802.atp

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER	✓			
SENATOR BRENDEN	✓			
SENATOR BROWN	✓			
SENATOR BUTTREY	✓			
SENATOR CAFERRO	✓			
SENATOR ESSMANN	✓		✓	
SENATOR HAMLETT	✓			
SENATOR JONES		✓		
SENATOR KEANE	✓		✓	
SENATOR LEWIS	✓			
SENATOR MOORE	✓			
SENATOR OLSON	✓			
SENATOR PRIEST	✓		✓	
SENATOR ROSENDALE	✓			
SENATOR SESSO		✓		
SENATOR TROPILA	✓			
SENATOR WANZENRIED		✓		
SENATOR WEBB	✓			
SENATOR WINDY BOY	✓		✓	
CHAIRMAN RIPLEY	✓			

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: April 16 **, 2013** **BILL #** HB 517 **VOTE** 7-13

MOTION: HB 517 Be Concurred In

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER		✓		
SENATOR BRENDEN		✓		
SENATOR BROWN		✓		
SENATOR BUTTREY		✓	✓	
SENATOR CAFERRO	✓			
SENATOR ESSMANN		✓	✓	
SENATOR HAMLETT		✓		
SENATOR JONES		✓		
SENATOR KEANE	✓		✓	
SENATOR LEWIS		✓		
SENATOR MOORE	✓			
SENATOR OLSON		✓		
SENATOR PRIEST		✓	✓	
SENATOR ROSENDALE		✓		
SENATOR SESSO	✓			
SENATOR TROPILA	✓			
SENATOR WANZENRIED	✓			
SENATOR WEBB		✓		
SENATOR WINDY BOY	✓		✓	
CHAIRMAN RIPLEY		✓		

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: April 16, **2013** **BILL #** HB 566 **VOTE** 8-12

MOTION: HB 566 Be ~~Concurred in~~ Tabled

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER	✓			
SENATOR BRENDEN		✓		
SENATOR BROWN		✓		
SENATOR BUTTREY	✓			
SENATOR CAFERRO		✓	~~NO~~	
SENATOR ESSMANN	✓		✓	
SENATOR HAMLETT		✓		
SENATOR JONES		✓		
SENATOR KEANE	~~NO~~	✓	✓	
SENATOR LEWIS	✓			
SENATOR MOORE	✓			
SENATOR OLSON	✓			
SENATOR PRIEST	✓		✓	
SENATOR ROSENDALE		✓		
SENATOR SESSO		✓		
SENATOR TROPILA		✓		
SENATOR WANZENRIED		✓		
SENATOR WEBB		✓		
SENATOR WINDY BOY		✓	✓	
CHAIRMAN RIPLEY	✓			

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: April 16 **, 2013** **BILL #** HB556 **VOTE** 11-9

MOTION: HB556 Be Concurred

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER		✓		
SENATOR BRENDEN	✓			
SENATOR BROWN	✓			
SENATOR BUTTREY		✓		
SENATOR CAFERRO	✓			
SENATOR ESSMANN		✓	✓	
SENATOR HAMLETT	✓			
SENATOR JONES	✓			
SENATOR KEANE	✓		✓	
SENATOR LEWIS		✓		
SENATOR MOORE		✓		
SENATOR OLSON		✓		
SENATOR PRIEST		✓	✓	
SENATOR ROSENDALE	✓			
SENATOR SESSO	✓			
SENATOR TROPILA	✓			
SENATOR WANZENRIED	✓			
SENATOR WEBB		✓		
SENATOR WINDY BOY	✓		✓	
CHAIRMAN RIPLEY		✓		

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: April 16, 2013 **BILL #** 608 **VOTE** 6-14

MOTION: HB 608 Be Concurred in

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER		✓		
SENATOR BRENDEN		✓		
SENATOR BROWN		✓		
SENATOR BUTTREY		✓		
SENATOR CAFERRO	✓			
SENATOR ESSMANN		✓	✓	
SENATOR HAMLETT	✓			
SENATOR JONES		✓		
SENATOR KEANE	✓		✓	
SENATOR LEWIS		✓		
SENATOR MOORE	✓			
SENATOR OLSON		✓		
SENATOR PRIEST		✓	✓	
SENATOR ROSENDALE		✓		
SENATOR SESSO	✓			
SENATOR TROPILA		✓		
SENATOR WANZENRIED		✓		
SENATOR WEBB		✓		
SENATOR WINDY BOY	✓		✓	
CHAIRMAN RIPLEY		✓		

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: April 16, **2013** **BILL #** HB 626 **VOTE** 20-0

MOTION: HB 626 Be Concurred In

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER	✓			
SENATOR BRENDEN	✓			
SENATOR BROWN	✓			
SENATOR BUTTREY	✓			
SENATOR CAFERRO	✓			
SENATOR ESSMANN	✓		✓	
SENATOR HAMLETT	✓			
SENATOR JONES	✓			
SENATOR KEANE	✓		✓	
SENATOR LEWIS	✓			
SENATOR MOORE	✓			
SENATOR OLSON	✓			
SENATOR PRIEST	✓		✓	
SENATOR ROSENDALE	✓			
SENATOR SESSO	✓			
SENATOR TROPILA	✓			
SENATOR WANZENRIED	✓			
SENATOR WEBB	✓			
SENATOR WINDY BOY	✓		✓	
CHAIRMAN RIPLEY	✓			

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: April 16, **2013** **BILL #** HB 377 **VOTE** 14-6

MOTION: HB 377 Amend 37713.sdb

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER	✓			
SENATOR BRENDEN		✓		
SENATOR BROWN	✓			
SENATOR BUTTREY	✓			
SENATOR CAFERRO	✓			
SENATOR ESSMANN	✓		✓	
SENATOR HAMLETT		✓		
SENATOR JONES	✓			
SENATOR KEANE		✓		
SENATOR LEWIS	✓			
SENATOR MOORE	✓			
SENATOR OLSON		✓		
SENATOR PRIEST	✓		✓	
SENATOR ROSENDALE	✓			
SENATOR SESSO	✓			
SENATOR TROPILA	✓			
SENATOR WANZENRIED		✓		
SENATOR WEBB	✓			
SENATOR WINDY BOY		✓		
CHAIRMAN RIPLEY	✓			

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: April 16, **2013** **BILL #** HB 377 **VOTE** 12-8

MOTION: Amendment 37720.asc with changes on page 2(ii)

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER		✓		
SENATOR BRENDEN		✓	✓	
SENATOR BROWN	✓		✓	
SENATOR BUTTREY	✓		✓	
SENATOR CAFERRO	✓			
SENATOR ESSMANN		✓	✓	
SENATOR HAMLETT	✓			
SENATOR JONES	✓			
SENATOR KEANE	✓			
SENATOR LEWIS		✓		
SENATOR MOORE		✓		
SENATOR OLSON	✓			
SENATOR PRIEST		✓	✓	
SENATOR ROSENDALE		✓		
SENATOR SESSO	✓			
SENATOR TROPILA	✓			
SENATOR WANZENRIED	✓			
SENATOR WEBB		✓		
SENATOR WINDY BOY	✓			
CHAIRMAN RIPLEY	✓			

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: April 16 **, 2013** **BILL #** HB 377 **VOTE** 8-12

MOTION: Amendment 37702.ajt

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER	✓			
SENATOR BRENDEN	✓		✓	
SENATOR BROWN		✓	✓	
SENATOR BUTTREY		✓	✓	
SENATOR CAFERRO		✓		
SENATOR ESSMANN	✓		✓	
SENATOR HAMLETT		✓		
SENATOR JONES		✓		
SENATOR KEANE		✓		
SENATOR LEWIS	✓			
SENATOR MOORE	✓	nv		
SENATOR OLSON		✓		
SENATOR PRIEST	✓		✓	
SENATOR ROSENDALE	✓			
SENATOR SESSO		✓		
SENATOR TROPILA		✓		
SENATOR WANZENRIED		✓		
SENATOR WEBB	✓			
SENATOR WINDY BOY		✓		
CHAIRMAN RIPLEY		✓		

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: 4-16, **2013** **BILL #** HB377 **VOTE** 13-7

MOTION: HB 377 as amended

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER		✓		
SENATOR BRENDEN	✓		✓	
SENATOR BROWN	✓		✓	
SENATOR BUTTREY	✓		✓	
SENATOR CAFERRO	✓			
SENATOR ESSMANN		✓	✓	
SENATOR HAMLETT	✓			
SENATOR JONES	✓			
SENATOR KEANE	✓			
SENATOR LEWIS		✓		
SENATOR MOORE		✓		
SENATOR OLSON	✓		✓	
SENATOR PRIEST		✓	✓	
SENATOR ROSENDALE		✓		
SENATOR SESSO	✓			
SENATOR TROPILA	✓			
SENATOR WANZENRIED	✓			
SENATOR WEBB		✓		
SENATOR WINDY BOY	✓			
CHAIRMAN RIPLEY	✓			

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: April 16, **2013** **BILL #** HB454 **VOTE** 12-8

MOTION: Amendment 45420.asc with changes on P.4 + 5 (4(c) "it shall recommend that" strike "must" "subject to the approval of legislature)

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER		✓		
SENATOR BRENDEN		✓	✓	
SENATOR BROWN	✓		✓	
SENATOR BUTTREY	✓		✓	
SENATOR CAFERRO	✓			
SENATOR ESSMANN		✓	✓	
SENATOR HAMLETT	✓			
SENATOR JONES	✓			
SENATOR KEANE	✓			
SENATOR LEWIS		✓		
SENATOR MOORE		✓		
SENATOR OLSON	✓			
SENATOR PRIEST		✓	✓	
SENATOR ROSENDALE		✓		
SENATOR SESSO	✓			
SENATOR TROPILA	✓			
SENATOR WANZENRIED	✓			
SENATOR WEBB		✓		
SENATOR WINDY BOY	✓			
CHAIRMAN RIPLEY	✓			

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: April 16 **, 2013** **BILL #** HB 454 **VOTE** 8 - 12

MOTION: Amendment HB045404-3.ajj

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER		✓		
SENATOR BRENDEN	✓		✓	
SENATOR BROWN		✓	✓	
SENATOR BUTTREY		✓		
SENATOR CAFERRO	✓			
SENATOR ESSMANN		✓	✓	
SENATOR HAMLETT	✓			
SENATOR JONES		✓		
SENATOR KEANE		✓		
SENATOR LEWIS		✓		
SENATOR MOORE	✓			
SENATOR OLSON		✓		
SENATOR PRIEST		✓	✓	
SENATOR ROSENDALE	✓			
SENATOR SESSO		✓		
SENATOR TROPILA	✓			
SENATOR WANZENRIED	✓			
SENATOR WEBB		✓		
SENATOR WINDY BOY	✓			
CHAIRMAN RIPLEY		✓		

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: April 16 **, 2013** **BILL #** HB 454 **VOTE** ~~10~~ 9-11

MOTION: Amendment 45402.ajt

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER	✓			
SENATOR BRENDEN	✓		✓	
SENATOR BROWN		✓	✓	
SENATOR BUTTREY		✓		
SENATOR CAFERRO		✓		
SENATOR ESSMANN	✓		✓	
SENATOR HAMLETT		✓		
SENATOR JONES		✓		
SENATOR KEANE		✓		
SENATOR LEWIS	✓			
SENATOR MOORE	✓			
SENATOR OLSON		✓		
SENATOR PRIEST	✓		✓	
SENATOR ROSENDALE	✓			
SENATOR SESSO		✓		
SENATOR TROPILA		✓		
SENATOR WANZENRIED		✓		
SENATOR WEBB	✓			
SENATOR WINDY BOY		✓		
CHAIRMAN RIPLEY	✓			

MONTANA STATE SENATE
ROLL CALL VOTE
FINANCE AND CLAIMS
COMMITTEE

DATE: April 16, **2013** **BILL #**_____ **VOTE** 13-7

MOTION: HB 454 as amended

NAME	AYE	NO	PROXY	EXCUSED
VICE CHAIR WALKER		✓		
SENATOR BRENDEN	✓			
SENATOR BROWN	✓		✓	
SENATOR BUTTREY	✓			
SENATOR CAFERRO	✓			
SENATOR ESSMANN		✓	✓	
SENATOR HAMLETT	✓			
SENATOR JONES	✓			
SENATOR KEANE	✓			
SENATOR LEWIS		✓		
SENATOR MOORE		✓		
SENATOR OLSON	✓			
SENATOR PRIEST		✓	✓	
SENATOR ROSENDALE		✓		
SENATOR SESSO	✓			
SENATOR TROPILA	✓			
SENATOR WANZENRIED	✓			
SENATOR WEBB		✓		
SENATOR WINDY BOY	✓			
CHAIRMAN RIPLEY	✓			