

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

JOINT APPROPS SUBCOM ON JUDICIAL BRANCH, LAW ENFORCEMENT, AND JUSTICE

Call to Order: Chair Steve Gibson, on February 8, 2013 at 9:30 A.M., in Room 335
Capitol

ROLL CALL

Members Present:

Rep. Steve Gibson, Chair (R)
Sen. Edward Walker, Vice Chair (R)
Rep. Randy Brodehl (R)
Rep. Kimberly Dudik (D)
Sen. Frederick (Eric) Moore (R)
Sen. Mitch Tropila (D)

Members Excused: None

Members Absent: None

Staff Present: Greg DeWitt, Legislative Branch
Sally Speer, 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:

Exec. Action: Judicial Branch

EXECUTIVE ACTION

00:16:12 Chair Gibson

EXHIBIT(jch28a01)

00:17:28 Mr. Dewitt, Legislative Fiscal Division (LFD)

00:17:31 **Motion/Vote:** Chair Gibson moved to apply, for all programs of the Judicial Branch, the fixed cost rates and inflation/deflation as adopted by the General Government and Natural Resources and Transportation Joint Subcommittees and adopt the resulting expenditures and funding. Chair Gibson further moved to apply for all programs the statewide present law adjustment for personal services, except that a vacancy savings rate of 2% shall be applied with the reductions as follows: General fund, \$609,282 in Fiscal Year 2014 and \$609,866 in Fiscal Year 2015, State special revenue, \$264 in Fiscal Year 2014 and \$263 in Fiscal Year 2015, and Federal special revenue, \$1,054 in Fiscal Year 2014 and \$1053 in Fiscal Year 2015. Staff is authorized to allocate the vacancy savings funding reductions to programs based on adjusted base amounts and pay plan funding percentages contained in the state budgeting system. Motion carried unanimously by voice vote.

00:18:43 Chair Gibson

00:18:52 **Motion/Vote:** Rep. Dudik moved to approve **Decision Package 1001 - Judicial Standards - Restricted/Biennial as requested including designating the funding as restricted and biennial.** Motion carried unanimously by voice vote.

00:19:03 Chair Gibson

00:19:12 **Motion/Vote:** Rep. Dudik moved to approve **Decision Package 1002 - Information Technology System Maintenance Costs as requested.** Motion carried unanimously by voice vote.

00:19:16 Chair Gibson

00:19:29 **Motion/Vote:** Sen. Tropila moved to approve **Decision Package 1004 - Rent Old Federal Building as requested.** Motion carried unanimously by voice vote.

00:19:42 Chair Gibson

00:19:47 **Motion/Vote:** Rep. Brodehl moved to approve **Decision Package 1006 - Drug Court Increase to Existing Funding for \$50,000 general fund and \$30,000 state special revenue each year.** Motion carried unanimously by voice vote.

00:19:58 Chair Gibson

00:20:08 **Motion/Vote:** Rep. Dudik moved to approve **Decision Package 1003 - Information Technology Increased Staffing - One Time Only for \$171,517**

general fund in Fiscal Year 2014 and \$162,712 general fund in Fiscal Year 2015 to fund personal services and operating costs to add 1.00 Full Time Employee network technician and 2.00 Full Time Employee business analysts with the funding designated as one-time-only. Motion carried unanimously by voice vote.

00:20:33 Chair Gibson

00:20:40 **Motion/Vote:** Sen. Tropila moved to approve **Decision Package 1005 - Court Help Program for \$127,695 general fund in Fiscal Year 2014 and \$127,537 general fund in Fiscal Year 2015.** Motion carried unanimously by voice vote.

00:21:08 Chair Gibson

00:21:13 **Motion/Vote:** Rep. Dudik moved to approve **Decision Package 1007 - Drug Courts Add Funding for Expiring Grants in the amounts requested and funded from general fund freed up in the reduction to Juvenile Placement Funds in the Department of Corrections.** Motion carried unanimously by voice vote.

00:21:29 Chair Gibson

00:21:37 **Motion/Vote:** Rep. Brodehl moved to approve **Decision Package 1009 - Courtroom Technology - One Time Only for \$222,450 general fund in Fiscal Year 2014 and designated as one-time-only.** Motion carried unanimously by voice vote.

00:21:49 Chair Gibson

00:21:58 **Motion/Vote:** Sen. Moore moved to approve **Decision Package 4001 - Minimum Standards - Judicial Support Staff for \$201,516 general fund in Fiscal Year 2014 and \$184,036 general fund in Fiscal Year 2015 to fund personal services and operating costs to add 3.00 Full Time Employee law clerks. I further move that the funding is restricted to adding 1.00 Full Time Employee law clerk in each of the following Judicial Districts: 1.00 Full Time Employee in Judicial District 7, 1.00 Full Time Employee in Judicial District 15, and 1.00 Full Time Employee in Judicial District 16.** Motion carried unanimously by voice vote.

00:22:29 Chair Gibson

00:22:35 **Motion/Vote:** Rep. Dudik moved to approve **Decision Package 4003 - State Special Revenue for Accrued Leave Payouts as requested.** Motion carried unanimously by voice vote.

00:22:42 Chair Gibson

00:22:47 **Motion/Vote:** Sen. Walker moved to approve **Decision Package 4004 - Increase for District Court Contracts & Transcript for \$12,500 general fund**

each year. Motion carried unanimously by voice vote.

00:22:53 Chair Gibson

00:23:09 **Motion/Vote:** Sen. Moore moved to approve **Decision Package 4005 - District Court Variable Base Adjustment for \$250,000 general fund each year.** Motion carried unanimously by voice vote.

00:23:18 Chair Gibson

00:23:26 **Motion/Vote:** Sen. Tropila moved to approve **Decision Package 4002 - Continued Guardian Ad Litem Funding as requested.** Motion carried unanimously by voice vote.

00:23:33 Chair Gibson

00:23:41 **Motion/Vote:** Rep. Dudik moved to approve **Decision Package 5001 - Water Court Rent Increase as requested.** Motion carried unanimously by voice vote.

00:23:47 Chair Gibson

00:23:54 **Motion/Vote:** Rep. Gibson moved to approve **Decision Package 5002 - Water Court - Full Time Employee Transfer as requested.** Motion carried unanimously by voice vote.

00:24:10 Chair Gibson

00:24:23 Mr. Dewitt, LFD

[EXHIBIT\(jch28a022\)](#)

[EXHIBIT\(jch28a033\)](#)

00:24:47 Sen. Tropila

00:25:12 Chair Gibson

ADJOURNMENT

Adjournment: 00:25:36

Sally Speer, Secretary

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Additional Documents:

EXHIBIT([jch28aad.pdf](#))