

## MINUTES

### MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON FINANCE AND CLAIMS

**Call to Order:** Chair Rick Ripley, on April 9, 2013 at 8:00 AM, in Room 317 Capitol

#### ROLL CALL

##### **Members Present:**

Sen. Rick Ripley, Chair (R)  
Sen. John Brenden (R)  
Sen. Edward Buttrey (R)  
Sen. Mary Caferro (D)  
Sen. Bradley Hamlett (D)  
Sen. Llew Jones (R)  
Sen. Jim Keane (D)  
Sen. Dave Lewis (R)  
Sen. Alan Olson (R)  
Sen. Mitch Tropila (D)  
Sen. David E. Wanzenried (D)

##### **Members Excused:**

Sen. Edward Walker, Vice Chair (R)  
Sen. Taylor Brown (R)  
Sen. Jeff Essmann (R)  
Sen. Frederick (Eric) Moore (R)  
Sen. Jason Priest (R)  
Sen. Matthew M. Rosendale Sr (R)  
Sen. Jon C. Sesso (D)  
Sen. Roger Webb (R)  
Sen. Jonathan Windy Boy (D)

**Members Absent:** None

**Staff Present:** Prudence Gildroy, Committee Secretary  
Julie Johnson, Legislative Branch  
Taryn Purdy, 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 4, 4/6/2013; HB 5, 4/6/2013; HB 12, 4/6/2013; HB 13, 4/6/2013; HB 322, 4/6/2013; HB 2, 3/26/2013

Executive Action: HB 2 Amendments to Section E; HB 2 Be Concurred in as Amended

**HEARING ON HB 4**

**Opening Statement by Sponsor:**

00:16:42 Rep. Duane Ankney (R), HD 43, opened the hearing on HB 4, Appropriations by budget amendment.

**Proponents' Testimony:**

00:18:52 Amy Sassano, Office of Budget and Program Planning (OBPP)

**Opponents' Testimony:** None

**Informational Testimony:** None

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

**Closing by Sponsor:**

00:19:45 Rep. Ankney

**HEARING ON HB 5**

**Opening Statement by Sponsor:**

00:20:06 Rep. Duane Ankney (R), HD 43, opened the hearing on HB 5, Long-range building appropriations.

00:21:01 Sen. Rosendale, Sen. Moore, Sen. Brown, Sen. Webb, Sen. Sesso entered the meeting.

**Proponents' Testimony:**

00:25:13 Dan Villa, Budget Director, Office of Budget and Program Planning (OBPP)

00:25:51 Sen. Windy Boy and Sen. Walker entered the meeting.

00:28:24 Director Bruce Whittenburg, Montana Historical Society (MHS)

**EXHIBIT(fcs74a01)**

00:34:01 Clayton Christian, Office of the Commissioner of Higher Education (OCHE)

00:34:34 Ron Alles, Helena City Manager

00:35:21 Bruce MacIntyre, Billings Chamber of Commerce

00:36:10 Russ Ritter, Montana Military Museum

00:36:47 Chris Cavazos, AFL-CIO

00:37:13 Dylan German, ASMSUB/ASMSU

00:37:43 Asa Hohman, University of Montana

00:38:06 Mike Foster, Montana Catholic Hospitals

00:38:53 Gary Becker, Montana Department of Justice (DOJ)

00:39:09 Gayle Lambert, Montana Department of Corrections (COR)

00:39:35 Cary Hegreberg, Montana Contractors Association (MCA)

[EXHIBIT\(fcs74a02\)](#)

00:42:11 Glen Oppel, Montana Chamber of Commerce

00:42:22 Eric Feaver, MEA-MFT

00:42:48 Ronda Wiggers, Great Falls and Helena Chambers of Commerce

**Opponents' Testimony:**

00:44:01 Sally Peterson, Missoula, representing herself

[EXHIBIT\(fcs74a03\)](#)

00:47:20 Margaret Carroway, Missoula, representing herself

00:50:00 Louis Schneller, Missoula, representing himself

[EXHIBIT\(fcs74a04\)](#)

00:55:51 Renee Mitchell, Missoula, representing herself

[EXHIBIT\(fcs74a05\)](#)

01:03:32 Peggy Kain, Missoula, representing herself

**Informational Testimony:**

01:07:22 Russ Katherman, Department of Administration (DOA)

01:07:39 Cathy Duncan, Legislative Fiscal Division (LFD)

**Questions from Committee Members and Responses:**

01:08:15 Sen. Lewis

01:09:36 Mr. Christian, OCHE

01:13:07 Chairman Ripley

01:13:24 Sen. Hamlett

01:13:44 Mr. Christian

**Closing by Sponsor:**

01:14:27 Rep. Ankney

**HEARING ON HB 12**

**Opening Statement by Sponsor:**

01:14:59 Rep. Carolyn Pease-Lopez (D), HD 42, opened the hearing on HB 12, Appropriate funds for provider payments.

**Proponents' Testimony:**

01:17:14 Rose Hughes, Montana Healthcare Association

[EXHIBIT\(fcs74a06\)](#)

01:20:34 Kathy McGowan, Eastern Montana Mental Health Center, Center for Mental Health, Western Montana Mental Health and Montana Advocates for Children  
01:21:24 Bob Olson, Montana Hospital Association (MHA)  
01:22:00 Jim Ahrens, Montana Dental Association, Montana Children's Initiative  
01:22:52 Joel Peden, Montana Independent Living Centers  
01:24:40 Margaret Morgan, Montana Association of Committee Disability Services (MACDS)  
01:25:16 Laura Cowee, Intermountain  
01:28:14 Don Judge, Montana Nurses Association (MNA)  
01:28:58 Mike Foster, Montana Catholic Hospitals (MCH)  
01:29:38 Kiley Keane, Montana Medical Association (MMA)  
01:29:58 Aimee Grmoljez, Billings Clinic

Chairman Ripley left the meeting and Vice Chair Walker assumed the Chair.

01:30:35 Greg Olsen, Helena Industries  
01:31:09 Charlie Briggs, Easter Seals Goodwill and for Disability Rights Montana

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:32:10 Sen. Windy Boy  
01:33:06 Rep. Pease-Lopez  
01:33:29 Mr. Olson, MHA  
01:34:36 Sen. Windy Boy  
01:34:44 Mr. Olson  
01:35:03 Sen. Windy Boy  
01:35:18 Sen. Olson  
01:35:22 Sen. Brown  
01:36:07 Rep. Pease-Lopez

**Closing by Sponsor:**

01:36:59 Rep. Pease-Lopez

### **HEARING ON HB 13**

**Opening Statement by Sponsor:**

01:38:21 Rep. Kathy Swanson (D), HD 86, opened the hearing on HB 13, State employee pay plan.

**Proponents' Testimony:**

01:42:15 Ali Bovingdon, Office of the Governor (GOV)

01:43:45 Superintendent Denise Juneau, Office of Public Instruction, (OPI)  
 01:44:47 Clayton Christian, Office of the Commissioner of Higher Education (OCHE),  
 Montana University System (MUS)  
 01:45:12 Anne Peterson, representing herself  
 01:46:08 Davina Attar, Office of Public Defender (OPD)  
 01:47:10 Jill Cohenour, representing herself

**EXHIBIT(fcs74a07)**

01:49:19 Beth McGlaughlin, Montana Supreme Court  
 01:49:59 Zoe Anne Stoltz, representing herself  
  
 01:50:36 Chairman Ripley entered the meeting and resumed the Chair.

01:52:20 Sheena Rice, Montana Organizing Project (MOP)  
 01:53:00 Steve Green, representing himself  
 02:00:32 Steve Eckels, representing himself  
 02:02:40 Kevin Bock, representing himself  
 02:04:53 Rowena Harrington, representing herself  
 02:06:22 Ronda Wiggers, Helena Chamber of Commerce  
 02:08:08 Kathryn Kramer, representing herself  
 02:08:53 David Feldman, representing himself  
 02:09:32 Sara Loewen, representing herself  
 02:10:57 Linda McCulloch, Montana Secretary of State

**EXHIBIT(fcs74a08)**

02:11:28 Steve Gibson, HD 78

**Opponents' Testimony:** None

**Informational Testimony:**

02:12:00 Paula Stoll, Department of Administration (DOA)  
**EXHIBIT(fcs74a09)**

02:18:49 Amy Sassano, Office of the Governor (GOV)  
 02:19:05 Kris Wilkinson, Legislative Fiscal Division (LFD)

**Questions from Committee Members and Responses:**

02:19:26 Sen. Rosendale  
 02:19:58 Ms. Wilkinson, LFD  
 02:20:24 Sen. Rosendale  
 02:20:52 Sen. Wanzenried  
 02:21:17 Ms. Stoll, DOA  
 02:22:22 Sen. Wanzenried  
 02:22:39 Ms. Stoll  
 02:23:14 Sen. Wanzenried  
 02:23:35 Ms. Stoll  
 02:24:01 Sen. Webb  
 02:24:21 Ms. Stoll

02:25:45 Sen. Windy Boy  
 02:26:33 Ms. Wilkinson  
 02:27:20 Sen. Keane  
 02:27:38 Ms. Stoll  
 02:27:51 Sen. Keane  
 02:28:10 Ms. Wilkinson  
 02:28:21 Sen. Lewis  
 02:28:53 Ms. Stoll  
 02:31:17 Sen. Lewis  
 02:31:59 Ms. Stoll  
 02:32:48 Sen. Walker  
 02:33:01 Ms. Stoll  
 02:33:11 Sen. Walker  
 02:33:33 Ms. Stoll  
 02:33:40 Sen. Walker  
 02:34:35 Rep. Swanson  
 02:35:07 Sen. Walker  
 02:35:26 Ms. Wilkinson  
 02:35:51 Chairman Ripley  
 02:36:15 Ms. Stoll  
 02:36:25 Chairman Ripley  
 02:36:39 Ms. Stoll

**Closing by Sponsor:**

02:37:08 Rep. Swanson

**HEARING ON HB 322**

**Opening Statement by Sponsor:**

02:37:44 Rep. Mike Cuffe (R), HD 2, opened the hearing on HB 322, Revise laws related to livestock loss.

**Proponents' Testimony:**

02:40:49 Seth Wilson, representing himself  
 02:43:39 Brent Roeder, Montana Wool Growers Association (MWGA)  
 02:44:26 Ariel Overstreet, Montana Stockgrowers Association (MSGA) and Montana CattleWomen (MCW)  
 02:47:06 Nicole Rolf, Montana Farm Bureau Federation (MFBF)  
 02:48:04 Maureen Connor, Montana Association of Counties (MACo)  
 02:48:35 George Golie, Montana Wildlife Federation (MWF)

**Opponents' Testimony:** None

**Informational Testimony:**

02:49:11 George Edwards, Livestock Loss Board  
 02:49:40 Ken McDonald, Montana Department of Fish, Wildlife and Parks (FWP)

**Questions from Committee Members and Responses:**

02:50:13 Sen. Keane  
02:50:42 Rep. Cuffe  
02:51:19 Sen. Tropila  
02:51:56 Rep. Cuffe  
02:53:13 Sen. Brenden  
02:53:58 Rep. Cuffe

**Closing by Sponsor:**

02:56:16 Rep. Cuffe  
  
02:58:55 Recess  
03:13:18 Reconvene

**HEARING ON HB 2 Section E - EDUCATION**

**Board of Public Education**

03:13:55 Rep. Hollandsworth, HD 28 opened on HB 2 Section E.

**Agency Comment:**

03:16:46 Pete Donovan, Board of Public Education (BPE)

**School for the Deaf and Blind**

03:17:43 Rep. Hollandsworth

**Agency Comment:**

03:19:07 Donna Schmidt, Montana School for the Deaf and Blind (MSDB)

**Montana Arts Council**

03:19:59 Rep. Hollandsworth

**Agency Comment:**

03:21:18 Arni Fishbaugh, Executive Director, Montana Arts Council (MAC)

**Questions from Committee Members and Responses:**

03:21:47 Sen. Brenden  
03:23:09 Rep. Hollandworth  
03:23:46 Sen. Brenden  
03:24:02 Chairman Ripley  
03:24:08 Sen. Brenden  
03:24:17 Chairman Ripley

**Montana Library Commission**

03:24:36 Rep. Hollandsworth  
03:26:31 Jennie Stapp, Montana State Librarian  
03:28:39 Rep. Hollandsworth

**Montana Historical Society**

03:29:15 Rep. Hollandsworth

**Questions from Committee Members and Responses:**

03:31:14 Sen. Wanzenried  
03:31:36 Rep. Hollandsworth  
03:32:47 Sen. Wanzenried  
03:33:00 Rep. Hollandsworth  
03:33:26 Chairman Ripley  
03:33:51 Rep. Hollandsworth  
03:33:59 Sen. Rosendale  
03:34:10 Rep. Hollandsworth  
03:34:35 Sen. Rosendale  
03:34:46 Rep. Hollandsworth  
03:34:58 Sen. Hamlett  
03:35:15 Sen. Brown

**Agency Comment:**

03:35:48 Director Bruce Whittenberg, Montana Historical Society (MHS)  
03:38:45 Sen. Tropila  
03:39:03 Director Whittenberg, MHS  
03:39:13 Sen. Tropila  
03:39:48 Director Whittenberg  
03:40:08 Denise King, Montana Historical Society (MHS)  
03:42:43 Sen. Tropila  
03:42:58 Ms. King, MHS  
03:43:40 Sen. Tropila  
03:44:02 Chairman Ripley  
03:44:14 Ms. King  
03:44:28 Sen. Rosendale  
03:44:44 Ms. King  
03:45:36 Sen. Rosendale  
03:45:52 Rep. Hollandsworth  
03:46:48 Chairman Ripley  
03:46:54 Rep. Hollandsworth

**Montana University System**

03:47:18 Rep. Hollandsworth  
03:51:11 Chairman Ripley  
03:51:19 Rep. Hollandsworth

03:51:46 Clayton Christian, Office of the Commissioner of Higher Education (OCHE)

**Office of Public Instruction**

03:53:43 Rep. Hollandsworth

**Questions from Committee Members and Responses:**

03:57:39 Chairman Ripley  
03:57:48 Rep. Hollandsworth  
03:57:54 Sen. Jones  
03:58:41 Jim Standaert, Legislative Fiscal Division (LFD)  
04:02:57 Sen. Jones  
04:03:25 Mr. Standaert, LFD  
04:03:31 Sen. Windy Boy  
04:04:26 Sen. Walker  
04:04:49 Rep. Hollandsworth  
04:04:57 Mr. Standaert  
04:05:18 Superintendent Denise Juneau, Office of Public Instruction (OPI)  
04:06:45 Sen. Walker  
04:07:04 Superintendent Juneau, OPI  
04:07:07 Sen. Walker  
04:07:24 Superintendent Juneau  
04:08:01 Sen. Lewis  
04:08:39 Superintendent Juneau  
04:12:59 Sen. Lewis  
04:13:18 Superintendent Juneau  
04:13:50 Sen. Webb  
04:14:04 Superintendent Juneau  
04:15:19 Sen. Webb  
04:15:38 Superintendent Juneau  
04:17:22 Sen. Rosendale  
04:18:30 Superintendent Juneau  
04:22:40 Sen. Rodendale  
04:22:47 Superintendent Juneau  
04:23:37 Sen. Brown  
04:24:38 Superintendent Juneau  
04:25:30 Sen. Webb  
04:25:50 Superintendent Juneau  
04:26:12 Sen. Lewis

**Agency Comment:**

04:27:06 Superintendent Denise Juneau

04:31:04 Recess

00:15:24 Reconvene 5:00 p.m.

**Public Comment:**

00:16:05 Dave Curry, America's Edge

[EXHIBIT\(fcs74a10\)](#)

00:19:49 Nanette Gilbertson, Montana Library Association (MLA)

00:22:18 Marco Ferro, MEA-MFT

00:23:47 Denise King, Montana Historical Society (MHS)

[EXHIBIT\(fcs74a11\)](#)

00:26:26 Kirk Miller, School Administrators of Montana (SAM)

00:34:10 Jane Baker, Interim President, Dawson Community College

00:34:57 Jane Preso, Office of Public Instruction (OPI)

00:36:19 Jane Hamman, Montana Traffic Education Association (MTEA)

[EXHIBIT\(fcs74a12\)](#)

**Questions from the Committee and Responses:**

00:39:37 Sen. Walker

00:39:45 Pam Joehler, Legislative Fiscal Division (LFD)

00:40:00 Sen. Walker

00:40:16 Pam Joehler, LFD

00:40:48 Mick Robinson. Office of the Commissioner of Higher Education

00:41:36 Recess

01:01:34 Reconvene

Absent/Excused: Sen. Brown, Sen. Essmann, Sen. Priest, Sen. Sesso, Sen. Tropila

**EXECUTIVE ACTION ON HB 2 Section E**

01:02:43 **Motion:** Sen. Wanzenried moved that **HB 2 BE AMENDED.**

[EXHIBIT\(fcs74a13\)](#)

**Discussion:**

01:02:45 Sen. Wanzenried

01:03:53 Sen. Jones

01:05:10 Sen. Wanzenried

01:05:38 **Vote:** Motion carried 11-9 by roll call vote with Sen. Brenden, Sen. Essmann, Sen. Moore, Sen. Olson, Sen. Priest, Sen. Ripley, Sen. Rosendale, Sen. Walker and Sen. Webb voting no. Sen. Brown, Sen. Essmann, Sen. Priest, Sen. Sesso and Sen. Tropila voted by proxy.

01:06:39 **Motion:** Sen. L. Jones moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a14\)](#)

**Discussion:**

01:06:54 Sen. Jones  
01:07:10 Sen. Wanzenried  
01:07:34 Sen. Jones  
01:08:27 Sen. Wanzenried  
01:08:50 Sen. Jones  
01:09:40 Sen. Moore

01:09:56 **Vote:** Motion carried 14-6 by roll call vote with Sen. Caferro, Sen. Hamlett, Sen. Keane, Sen. Sesso, Sen. Tropila and Sen. Wanzenried voting no. Sen. Brown, Sen. Essmann, Sen. Priest, Sen. Sesso, Sen. Tropila and Sen. Wanzenried voted by proxy. (*Sen. Wanzenried left absent for the vote.*)

01:10:57 **Motion:** Sen. L. Jones moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a15\)](#)

Sen. Tropila entered the meeting.

**Discussion:**

01:10:59 Sen. Jones

01:12:03 **Vote:** Motion failed 10-10 by roll call vote with Sen. Brown, Sen. Caferro, Sen. Hamlett, Sen. Jones, Sen. Keane, Sen. Olson, Sen. Ripley, Sen. Sesso, Sen. Tropila and Sen. Wanzenried voting aye. Sen. Brown, Sen. Essmann, Sen. Priest and Sen. Sesso voted by proxy.

01:13:59 **Motion:** Sen. L. Jones moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a16\)](#)

**Discussion:**

01:14:01 Sen. Jones  
01:14:38 Sen. Tropila  
01:14:43 Sen. Jones

01:15:29 **Vote:** Motion carried 13-7 by roll call vote with Sen. Caferro, Sen. Hamlett, Sen. Keane, Sen. Sesso, Sen. Tropila, Sen. Wanzenried and Sen. Windy Boy voting no. Sen. Brown, Sen. Essmann, Sen. Priest and Sen. Sesso voted by proxy.

01:16:42 **Motion:** Sen. L. Jones moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a17\)](#)

**Discussion:**

01:16:55 Sen. Jones

01:17:36 Sen. Olson  
 01:17:41 Sen. Jones  
 01:18:31 Mr. Standaert  
 01:19:11 Sen. Brenden  
 01:19:46 Mr. Standaert  
 01:20:03 Sen. Brenden  
 01:20:26 Sen. Webb  
 01:20:34 Mr. Standaert  
 01:20:56 Sen. Moore  
 01:21:10 Mr. Standaert  
 01:21:38 Sen. Wanzenried

Absent/Excused: Sen. Brown, Sen. Essmann, Sen. Olson, Sen. Priest

01:22:01 **Vote:** Motion carried 16-0 by voice vote. Sen. Brown, Sen. Essmann, Sen. Olson and Sen. Priest were excused.

01:22:29 **Motion:** Sen. Brenden moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a18\)](#)

**Discussion:**

01:23:01 Sen. Brenden  
 01:27:11 Sen. Hamlett  
 01:27:36 Rep. Hollandsworth  
 01:28:33 Sen. Hamlett  
 01:29:21 Sen. Tropila  
 01:29:39 Sen. Brenden  
 01:29:57 Sen. Keane  
 01:30:07 Sen. Brenden  
 01:30:54 Ms. Joehler, LFD  
 01:32:03 Sen. Keane  
 01:32:24 Sen. Brenden  
 01:33:01 Sen. Sesso  
 01:33:11 Sen. Keane  
 01:33:39 Ms. Joehler

01:34:19 Without objection, Sen. Brenden withdrew the BE AMENDED motion.

01:34:31 **Motion:** Sen. Buttrey moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a19\)](#)

**Discussion:**

01:34:53 Sen. Buttrey  
 01:35:58 Sen. Windy Boy  
 01:36:11 Sen. Caferro  
 01:36:20 Sen. Buttrey  
 01:36:37 Sen. Caferro  
 01:36:45 Sen. Buttrey

01:36:58 Sen. Hamlett

Absent/Excused: Sen. Brenden, Sen. Essmann, Sen. Priest

01:37:28 **Vote:** Motion failed 10-10 by roll call vote with Sen. Buttrey, Sen. Caferro, Sen. Hamlett, Sen. Keane, Sen. Olson, Sen. Ripley, Sen. Sesso, Sen. Tropila, Sen. Wanzenried and Sen. Windy Boy voting aye. Sen. Brenden, Sen. Essmann and Sen. Priest voted by proxy.

**Discussion:**

01:38:35 Sen. Windy Boy

01:39:29 Chairman Ripley

01:39:57 **Motion:** Sen. Wanzenried moved to **RECONSIDER COMMITTEE ACTION** on amendment HB000251-E.AJW.

**Discussion:**

01:39:59 Sen. Wanzenried

01:40:12 Sen. Windy Boy

Absent/Excused: Sen. Essmann, Sen. Priest

01:40:28 **Vote:** Motion carried 11-9 by roll call vote with Sen. Brenden, Sen. Buttrey, Sen. Essmann, Sen. Lewis, Sen. Moore, Sen. Priest, Sen. Rosendale, Sen. Walker and Sen. Webb voting no. Sen. Essmann and Sen. Priest voted by proxy.

01:41:27 **Motion:** Sen. Windy Boy moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a20\)](#)

**Discussion:**

01:41:28 Sen. Windy Boy

01:41:36 **Vote:** Motion failed 10-10 by roll call vote with Sen. Brown, Sen. Caferro, Sen. Hamlett, Sen. Jones, Sen. Keane, Sen. Ripley, Sen. Sesso, Sen. Tropila, Sen. Wanzenried and Sen. Windy Boy voting aye. Sen. Essmann and Sen. Priest voted by proxy.

01:42:41 **Motion:** Sen. L. Jones moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a21\)](#)

**Discussion:**

01:44:13 Sen. Jones

01:44:44 Ms. Joehler

01:45:44 Sen. Brown

01:46:50 Sen. Lewis

01:47:20 Sen. Brown

01:48:19 Ms. Joehler  
 01:48:55 Sen. Brown  
 01:49:10 Sen. Moore  
 01:50:03 Sen. Brown  
 01:50:13 Sen. Moore  
 01:50:30 Ms. Joehler  
 01:51:06 Sen. Wanzenried  
 01:51:33 Rep. Hollandsworth  
 01:52:07 Sen. Jones  
 01:53:07 Ms. Joehler  
 01:53:47 Rep. Hollandsworth  
 01:54:10 Sen. Brown

01:54:51 Without objection, Sen. Jones withdrew the BE AMENDED motion.

01:55:20 **Motion:** Sen. Webb moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a22\)](#)

**Discussion:**

01:55:22 Sen. Webb  
 01:56:22 Rep. Hollandsworth  
 01:56:51 Sen. Jones  
 01:57:42 Sen. Wanzenried  
 01:57:54 Sen. Jones  
 01:58:00 Sen. Wanzenried

01:58:11 **Vote:** Motion failed 9-11 by roll call vote with Sen. Brenden, Sen. Essmann, Sen. Lewis, Sen. Moore, Sen. Olson, Sen. Priest, Sen. Rosendale, Sen. Walker and Sen. Webb voting aye. Sen. Essmann and Sen. Priest voted by proxy.

01:59:09 **Motion:** Sen. L. Jones moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a23\)](#)

**Discussion:**

01:59:21 Sen. Jones  
 02:00:07 Sen. Tropila  
 02:00:22 Sen. Hamlett  
 02:00:50 Sen. Brown  
 02:01:27 Sen. Tropila  
 02:01:55 Sen. Jones  
 02:02:19 Ms. Joehler  
 02:03:01 Sen. Jones  
 02:03:24 Chairman Ripley

02:03:32 **Substitute Motion:** Sen. L. Jones made a substitute conceptual motion striking "\$200,000" and inserting "\$100,000".

**Discussion:**

02:03:34 Sen. Jones  
02:03:45 Ms. Joehler  
02:04:17 Sen. Brown  
02:04:32 Sen. Wanzenried  
02:04:58 Sen. Sesso  
02:05:53 Ms. Joehler  
02:06:14 Sen. Hamlett  
02:06:58 Sen. Sesso  
02:07:05 Sen. Hamlett  
02:07:27 Sen. Sesso  
02:07:47 Sen. Hamlett  
02:07:57 Sen. Olson  
02:08:23 Chairman Ripley  
02:08:31 Mick Robinson. Office of the Commissioner of Higher Education (OCHE)  
02:09:56 Sen. Wanzenried  
02:10:06 Sen. Jones  
  
02:10:44 **Vote:** Substitute Motion carried 15-5 by roll call vote with Sen. Hamlett, Sen. Sesso, Sen. Tropila, Sen. Wanzenried and Sen. Windy Boy voting no. Sen. Essmann and Sen. Priest voted by proxy.

02:11:31 **Motion:** Sen. L. Jones moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a24\)](#)

**Discussion:**

02:11:45 Sen. Jones  
02:14:12 Sen. Rosendale  
02:14:36 Sen. Jones  
02:15:07 Clayton Christian, Office of the Commissioner of Higher Education (OCHE)  
[EXHIBIT\(fcs74a25\)](#)

02:15:39 Sen. Wanzenried  
02:16:41 Sen. Buttrey  
02:17:08 Sen. Hamlett  
02:17:31 Sen. Windy Boy  
02:18:27 Sen. Walker  
02:18:45 Sen. Jones  
02:18:50 Sen. Walker  
02:19:14 Sen. Jones  
02:20:17 Sen. Walker  
02:20:39 Sen. Keane  
02:21:08 Sen. Hamlett

02:21:34 **Vote:** Motion carried 16-2 by voice vote with Sen. Moore and Sen. Olson voting no. Sen. Essmann and Sen. Priest were excused.

02:22:12 **Motion:** Sen. Tropila moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a26\)](#)

**Discussion:**

02:22:24 Sen. Tropila

02:24:12 **Vote:** Motion failed 9-11 by roll call vote with Sen. Brown, Sen. Caferro, Sen. Hamlett, Sen. Jones, Sen. Keane, Sen. Sesso, Sen. Tropila, Sen. Wanzenried and Sen. Windy Boy voting aye. Sen. Essmann and Sen. Priest voted by proxy.

**Discussion:**

02:25:23 Sen. Hamlett

02:25:35 Chairman Ripley

02:25:40 Taryn Purdy, Legislative Fiscal Division (LFD)

02:25:57 Ms. Joehler

02:26:25 Sen. Hamlett

02:26:41 Ms. Joehler

02:27:12 **Motion:** Sen. Sesso moved that **HB 2 BE AMENDED CONCEPTUALLY.**  
(See *Exhibit 18*)

**Discussion:**

02:28:13 Sen. Walker

02:28:30 Sen. Sesso

02:28:37 Ms. Joehler

02:30:03 Chairman Ripley

02:30:31 Without objection, Sen. Sesso withdrew the BE AMENDED motion.

02:30:36 Recess

02:55:53 Reconvene

02:56:07 **Motion:** Sen. Tropila moved to **RECONSIDER AMENDMENT HB000204-E.ATP.**

(See *Exhibit 26*)

**Discussion:**

02:56:09 Sen. Tropila

02:57:11 **Vote:** Motion carried 11-9 by roll call vote with Sen. Essmann, Sen. Jones, Sen. Lewis, Sen. Moore, Sen. Priest, Sen. Ripley, Sen. Rosendale, Sen. Walker and Sen. Webb voting no. Sen. Essmann and Sen. Priest voted by proxy.

02:57:23 **Motion:** Sen. Tropila moved that **HB 2 BE AMENDED.**  
(See *Exhibit 26*)

**Discussion:**

02:57:35 Sen. Rosendale

02:57:51 Sen. Sesso  
 02:58:22 Sen. Tropila  
 02:58:26 Sen. Sesso  
 02:58:54 Sen. Tropila

03:00:00 **Vote:** Motion carried 12-8 by roll call vote with Sen. Essmann, Sen. Moore, Sen. Olson, Sen. Priest, Sen. Ripley, Sen. Rosendale, Sen. Walker and Sen. Webb voting no. Sen. Essmann and Sen. Priest voted by proxy.

03:00:04 **Motion:** Sen. Sesso moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a27\)](#)

**Discussion:**

03:00:17 Sen. Sesso  
 03:01:17 Sen. Walker  
 03:01:43 Sen. Sesso

03:01:47 **Vote:** Motion failed 10-10 by roll call vote with Sen. Brenden, Sen. Buttrey, Sen. Caferro, Sen. Hamlett, Sen. Keane, Sen. Olson, Sen. Sesso, Sen. Tropila, Sen. Wanzenried and Sen. Windy Boy voting aye. Sen. Essmann and Sen. Priest voted by proxy.

03:03:01 **Motion:** Sen. Buttrey moved to **RECONSIDER COMMITTEE ACTION ON AMENDMENT HB00235-E.APJ.**

*(See Exhibit 19)*

03:05:15 **Vote:** Motion failed 10-10 by roll call vote with Sen. Brown, Sen. Buttrey, Sen. Caferro, Sen. Hamlett, Sen. Keane, Sen. Olson, Sen. Sesso, Sen. Tropila, Sen. Wanzenried and Sen. Windy Boy voting aye. Sen. Essmann and Sen. Priest voted by proxy.

03:05:19 **Motion:** Sen. T. Brown moved to **RECONSIDER THE MOTION ON HB 2.**  
*(See Exhibit 15)*

**Discussion:**

03:05:50 Sen. Brown

03:06:43 **Vote:** Motion failed 10-10 by roll call vote with Sen. Brown, Sen. Buttrey, Sen. Caferro, Sen. Hamlett, Sen. Jones, Sen. Keane, Sen. Sesso, Sen. Tropila, Sen. Wanzenried and Sen. Windy Boy voting aye. Sen. Essmann and Sen. Priest voted by proxy.

03:06:49 **Motion/Vote:** Sen. Walker moved to **CLOSE SECTION E.** Motion carried 18-0 by voice vote. Sen. Essmann and Sen. Priest were excused.

03:07:14 **Motion/Vote:** Sen. Windy Boy moved to **OPEN SECTION A.** Motion carried 14-4 by voice vote with Sen. Brenden, Sen. Caferro, Sen. Tropila and Sen. Wanzenried voting no. Sen. Essmann and Sen. Priest were excused.

**Section A**

03:07:47 **Motion:** Sen. Windy Boy moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a28\)](#)

**Discussion:**

00:07:49 Sen. Windy Boy  
03:09:45 Sen. Jones  
03:09:57 Sen. Windy Boy  
03:10:01 Sen. Walker  
03:10:18 Sen. Windy Boy  
03:10:33 Sen. Walker  
03:10:43 Sen. Windy Boy  
03:11:44 Sen. Walker  
03:12:00 Ms. Purdy  
03:12:11 Sen. Walker  
03:12:19 Ms. Purdy  
03:12:32 Sen. Windy Boy  
03:12:42 Sen. Jones  
03:13:22 Chairman Ripley  
03:13:34 Sen. Windy Boy  
03:14:07 Chairman Ripley  
03:14:13 Sen. Sesso  
03:15:35 Sen. Hamlett  
03:16:06 Sen. Moore  
03:16:23 Sen. Sesso  
03:17:29 Sen. Olson  
03:17:48 Sen. Windy Boy  
03:17:59 Sen. Webb  
03:18:15 Sen. Sesso  
03:20:11 Sen. Windy Boy

03:21:04 **Vote:** Motion carried 12-8 by roll call vote with Sen. Brenden, Sen. Essmann, Sen. Moore, Sen. Priest, Sen. Ripley, Sen. Rosendale, Sen. Walker and Sen. Webb voting no. Sen. Essmann and Sen. Priest voted by proxy.

03:22:20 **Motion:** Sen. Tropila moved to **CLOSE SECTION A.**

03:22:42 **Substitute Motion:** Sen. Walker made a substitute motion that **HB 2 BE AMENDED.**  
[EXHIBIT\(fcs74a29\)](#)

**Discussion:**

03:22:44 Sen. Walker  
03:23:14 Sen. Tropila

03:25:03 **Vote:** Substitute Motion carried 13-7 by roll call vote with Sen. Caferro, Sen. Hamlett, Sen. Keane, Sen. Sesso, Sen. Tropila, Sen. Wanzenried and Sen. Windy Boy voting no. Sen. Essmann and Sen. Priest voted by proxy.

03:25:08 **Motion/Vote:** Sen. Walker moved that **HB 2 BE AMENDED**. Motion carried 14-6 by roll call vote with Sen. Caferro, Sen. Hamlett, Sen. Keane, Sen. Sesso, Sen. Tropila and Sen. Wanzenried voting no. Sen. Essmann and Sen. Priest voted by proxy.

**Section R:**

03:26:44 Ms. Purdy  
03:26:50 Ms. Wilkinson  
03:28:05 Chairman Ripley

**Closing by Sponsor:**

03:28:20 Rep. Ankney

**Discussion:**

03:29:28 Sen. Windy Boy  
03:29:49 Sen. Sesso  
03:30:37 Chairman Ripley  
03:30:05 Sen. Sesso  
03:30:36 Chairman Ripley

03:30:50 **Motion:** Sen. Sesso moved that **HB 2 BE CONCURRED IN AS AMENDED**.

**Discussion:**

03:31:03 Sen. Walker  
03:31:18 Ms. Purdy  
03:31:42 Sen. Buttrey  
03:32:12 Sen. Brown  
03:32:22 Ms. Purdy

03:33:10 **Vote:** Motion carried 11-9 by roll call vote with Sen. Brenden, Sen. Essmann, Sen. Hamlett, Sen. Keane, Sen. Moore, Sen. Priest, Sen. Rosendale, Sen. Tropila and Sen. Webb voting no. Sen. Essmann and Sen. Priest voted by proxy. Sen. Ripley will carry the bill.

**ADJOURNMENT**

Adjournment: 8:35 p.m.

---

Prudence Gildroy, Secretary

pg

**Additional Documents:**

Additional Documents:

**EXHIBIT([fcs74aad.pdf](#))**