

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: Chair Rick Ripley, on April 11, 2013 at 5:00 P.M., in Room 317 Capitol

ROLL CALL

Members Present:

Sen. Rick Ripley, Chair (R)
Sen. Edward Walker, Vice Chair (R)
Sen. John Brenden (R)
Sen. Taylor Brown (R)
Sen. Bradley Hamlett (D)
Sen. Llew Jones (R)
Sen. Jim Keane (D)
Sen. Dave Lewis (R)
Sen. Alan Olson (R)
Sen. Matthew M. Rosendale Sr (R)
Sen. Jon C. Sesso (D)
Sen. Mitch Tropila (D)
Sen. David E. Wanzonried (D)
Sen. Roger Webb (R)
Sen. Jonathan Windy Boy (D)

Members Excused:

Sen. Edward Buttrey (R)
Sen. Mary Caferro (D)
Sen. Jeff Essmann (R)
Sen. Frederick (Eric) Moore (R)
Sen. Jason Priest (R)

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:

Executive Action: HB 354 Be Concurred In as Amended; HB 420 Be Concurred In as Amended; HB 565 Be Tabled; HB 586 Be Concurred In as Amended; HB 599 Be Tabled; HB 625 Be Concurred In as Amended; HB 627 Be Tabled; HB 633 Be Tabled; HB 322 Motion to reconsider committee action failed

00:25:56 Sen. Caferro entered the meeting.

EXECUTIVE ACTION ON HB 354

00:26:06 **Motion:** Sen. Sesso moved that **HB 354 BE CONCURRED IN.**

Discussion:

00:26:35 Sen. Lewis

00:26:52 Sen. Buttrey and Sen. Moore entered the meeting.

00:30:02 **Motion:** Sen. Lewis moved that **HB 354 BE AMENDED.**
EXHIBIT(fcs76b01)

Discussion:

00:30:34 Julie Johnson, Legislative Fiscal Division (LFD)

00:30:52 Amy Sassano, Office of Budget and Program Planning (OBPP)

00:33:38 Sen. Lewis

00:33:48 **Vote:** Motion carried 18-0 by voice vote. Sen. Essmann and Sen. Priest were excused.

00:34:09 Sen. Lewis

00:34:34 Taryn Purdy, Legislative Fiscal Division (LFD)

00:34:57 **Motion/Vote:** Sen. Lewis moved that **HB 354 BE AMENDED.** Motion carried unanimously by all those present and voting.

EXHIBIT(fcs76b02)

00:35:05 **Motion/Vote:** Sen. Lewis moved that **HB 354 BE CONCURRED IN AS AMENDED.** Motion carried 17-1 by voice vote with Sen. Brenden voting no. Sen. Essmann and Sen. Priest were excused. Sen. Lewis will carry the bill.

EXECUTIVE ACTION ON HB 420

00:36:50 **Motion:** Sen. T. Brown moved that **HB 420 BE CONCURRED IN.**

Discussion:

00:36:56 Sen. Brown

00:38:06 Sen. Rosendale

00:38:31 Sen. Hamlett

00:38:54 Sen. Sesso

00:39:32 Sen. Rosendale

00:39:51 Taryn Purdy, Legislative Fiscal Division (LFD)

00:40:24 Sen. Rosendale

00:40:47 Sen. Hamlett

00:41:19 Sen. Windy Boy

00:41:53 Sen. Brown
 00:43:16 Sen. Windy Boy
 00:43:20 Sen. Sesso
 00:43:44 Ms. Purdy, LFD
 00:44:09 Sen. Keane
 00:44:34 Ms. Purdy
 00:44:58 Sen. Keane

00:45:09 **Motion:** Sen. Keane moved that **HB 420 BE AMENDED.**
[EXHIBIT\(fcs76b03\)](#)

Discussion:

00:45:36 Sen. Lewis
 00:45:53 Ms. Purdy
 00:46:04 Sen. Brenden
 00:46:11 Sen. Priest entered the meeting.
 00:46:20 Ms. Purdy
 00:46:26 Sen. Brenden
 00:46:47 Sen. Tropila
 00:47:07 Ms. Purdy
 00:47:12 Sen. Tropila
 00:47:16 Ms. Purdy
 00:47:25 Sen. Olson
 00:48:15 Sen. Brown
 00:48:16 Sen. Priest left the meeting.

00:49:26 **Vote:** Motion carried 16-4 by roll call vote with Sen. Brenden, Sen. Essmann, Sen. Lewis and Sen. Walker voting no. Sen. Essmann and Sen. Priest voted by proxy.

00:50:28 **Motion:** Sen. T. Brown moved that **HB 420 BE CONCURRED IN AS AMENDED.**

Discussion:

00:50:57 Sen. Moore
 00:51:04 Sen. Hamlett
 00:51:38 Sen. Olson
 00:52:11 Sen. Walker
 00:52:25 Chairman Ripley

00:52:29 **Motion:** Sen. Walker moved that **HB 420 BE AMENDED CONCEPTUALLY STRIKING THE APPROPRIATION.**

Discussion:

00:52:37 Sen. Brown
 00:53:49 Sen. Rosendale

00:54:07 **Vote:** Motion carried 13-7 by roll call vote with Sen. Brown, Sen. Caferro, Sen. Hamlett, Sen. Jones, Sen. Keane, Sen. Wanzenried and Sen. Windy Boy voting no. Sen. Essmann and Sen. Priest voted by proxy. Sen. Ripley will carry the bill.

00:55:20 **Motion:** Sen. T. Brown moved that **HB 420 BE CONCURRED IN AS AMENDED.**

Discussion:

00:55:34 Sen. Brown

00:55:51 **Vote:** Motion carried 15-5 by voice vote with Sen. Essmann, Sen. Moore, Sen. Olson, Sen. Rosendale and Sen. Walker voting no. Sen. Essmann and Sen. Priest voted by proxy. Sen. Ripley will carry the bill.

EXECUTIVE ACTION ON HB 565

00:57:09 **Motion:** Sen. Hamlett moved that **HB 565 BE CONCURRED IN.**

Discussion:

00:57:35 Sen. Walker

00:58:06 **Vote:** Motion failed 3-17 by roll call vote with Sen. Hamlett, Sen. Sesso and Sen. Windy Boy voting aye. Sen. Essmann and Sen. Priest voted by proxy.

00:59:14 **Motion/Vote:** Sen. Walker moved that **HB 565 BE TABLED AND THE VOTE REVERSED.** Motion carried 19-1 by voice vote with Sen. Hamlett voting no. Sen. Essmann and Sen. Priest voted by proxy.

EXECUTIVE ACTION ON HB 586

00:59:35 **Motion:** Sen. Brenden moved that **HB 586 BE CONCURRED IN.**

Discussion:

00:59:55 Sen. Brenden

01:01:17 Sen. Walker

01:01:22 Ms. Purdy

01:01:55 Sen. Walker

01:02:06 Sen. Keane

01:02:56 Sen. Priest entered the meeting.

01:03:22 **Motion:** Sen. Keane moved that **HB 586 BE AMENDED.**

[**EXHIBIT\(fcs76b04\)**](#)

Discussion:

01:04:10 Sen. Moore

01:04:19 Sen. Keane

- 01:04:55 Ms. Purdy
01:05:22 Sen. Priest
01:06:15 Sen. Hamlett
01:06:47 Sen. Olson
01:06:58 Ms. Purdy
- 01:07:52 **Vote:** Motion carried 11-9 by roll call vote with Sen. Buttrey, Sen. Caferro, Sen. Essmann, Sen. Jones, Sen. Lewis, Sen. Olson, Sen. Rosendale, Sen. Walker and Sen. Webb voting no. Sen. Essmann voted by proxy.
- 01:08:59 **Motion:** Sen. Keane moved that **HB 586 BE CONCURRED IN AS AMENDED.**

Discussion:

- 01:09:06 Sen. Brown
01:09:09 Chairman Ripley
- 01:09:15 **Vote:** Motion carried 15-5 by roll call vote with Sen. Caferro, Sen. Jones, Sen. Ripley, Sen. Sesso and Sen. Webb voting no. Sen. Essmann voted by proxy. Sen. Brenden will carry the bill.
- 01:09:25 Sen. Brenden left the meeting.

EXECUTIVE ACTION ON HB 599

- 01:10:40 **Motion:** Sen. Windy Boy moved that **HB 599 BE CONCURRED IN.**

Discussion:

- 01:10:50 Sen. Keane
- 01:11:24 **Vote:** Motion failed 6-14 by roll call vote with Sen. Hamlett, Sen. Jones, Sen. Priest, Sen. Sesso, Sen. Webb and Sen. Windy Boy voting aye. Sen. Brenden and Sen. Essmann voted by proxy.
- 01:12:24 Without objection Sen. Tropila moved **TO REVERSE THE VOTE AND TABLE HB 599.**
- 01:12:26 Sen. Priest left the meeting.

EXECUTIVE ACTION ON HB 625

- 01:12:49 **Motion:** Sen. Caferro moved that **HB 625 BE CONCURRED IN.**
- 01:13:06 **Motion:** Sen. Caferro moved that **HB 625 BE AMENDED.**
[EXHIBIT\(fcs76b05\)](#)

Discussion:

- 01:13:29 Sen. Caferro

01:14:00 Sen. Buttrey left the meeting.

01:14:12 **Vote:** Motion carried 16-0 by voice vote. Sen. Brenden, Sen. Buttrey, Sen. Essmann and Sen. Priest were excused.

01:14:26 **Motion:** Sen. Caferro moved that **HB 625 BE CONCURRED IN AS AMENDED.**

Discussion:

01:14:37 Sen. Walker

01:14:39 Sen. Buttrey entered the meeting.

01:14:41 Sen. Caferro

01:15:14 Sen. Priest entered the meeting.

01:15:32 **Vote:** Motion carried 19-0 by voice vote. Sen. Essmann voted by proxy. Sen. Brenden was excused. Sen. Caferro will carry the bill.

EXECUTIVE ACTION ON HB 627

01:16:19 **Motion:** Sen. Buttrey moved that **HB 627 BE CONCURRED IN.**

01:16:35 **Motion:** Sen. Walker moved that **HB 627 BE AMENDED.**
[EXHIBIT\(fcs76b06\)](#)

Discussion:

01:16:45 Taryn Purdy, Legislative Fiscal Division (LFD)

01:16:58 Kris Wilkinson, Legislative Fiscal Division (LFD)

01:17:30 **Vote:** Motion carried 18-0 by voice vote. Sen. Brenden and Sen. Essmann were excused.

Discussion:

01:17:38 Sen. Buttrey

01:18:11 **Motion:** Sen. Buttrey moved that **HB 627 BE CONCURRED IN AS AMENDED.**

Discussion:

01:18:17 Sen. Wanzenried

01:19:57 Sen. Buttrey

01:21:13 Sen. Olson

01:21:55 Sen. Brenden entered the meeting.

01:21:56 **Vote:** Motion failed 9-11 by roll call vote with Sen. Brown, Sen. Buttrey, Sen. Jones, Sen. Lewis, Sen. Moore, Sen. Olson, Sen. Ripley, Sen. Webb and Sen. Windy Boy voting aye. Sen. Essmann voted by proxy.

01:23:12 Without objection, Sen. Wanzenried moved to **REVERSE THE VOTE AND TABLE HB 627.**

EXECUTIVE ACTION ON HB 633

01:23:41 **Motion:** Sen. Buttrey moved that **HB 633 BE CONCURRED IN.**

Discussion:

01:23:51 Sen. Buttrey
01:24:40 Sen. Jones
01:25:09 Sen. Caferro
01:26:15 Sen. Buttrey
01:26:53 Sen. Windy Boy
01:27:49 Sen. Walker
01:28:39 Sen. Sesso
01:29:08 Chairman Ripley
01:29:15 Sen. Caferro
01:29:25 Sen. Sesso
01:30:12 Sen. Olson
01:30:35 Sen. Brenden

01:32:22 **Motion:** Sen. Sesso moved that **HB 633 BE AMENDED CONCEPTUALLY** on page 3, line 29 striking "\$80,000" and inserting "\$40,000."

Discussion:

01:32:49 Sen. Buttrey
01:33:34 Sen. Keane

01:34:04 Without objection, Sen. Sesso withdrew his conceptual motion.

01:34:16 **Motion:** Sen. Keane moved that **HB 633 BE AMENDED CONCEPTUALLY** on page 3, line 29 striking "80,000" and inserting "50,000."

01:34:34 **Vote:** Motion carried 15-5 by roll call with Sen. Ripley, Sen. Rosendale, Sen. Tropila, Sen. Wanzenried and Sen. Webb voting no. Sen. Essmann voted by proxy.

01:35:30 **Motion/Vote:** Sen. Keane moved that **HB 633 BE CONCURRED IN AS AMENDED.** Motion failed 8-12 by roll call vote with Sen. Brown, Sen. Buttrey, Sen. Caferro, Sen. Hamlett, Sen. Jones, Sen. Keane, Sen. Priest and Sen. Windy Boy voting aye. Sen. Essmann voted by proxy.

01:36:34 **Motion/Vote:** Sen. Walker moved that **HB 633 BE TABLED AND THE VOTE REVERSED.** Motion carried 19-0 by voice vote. Sen. Essmann was excused.

EXECUTIVE ACTION ON HB 322

01:36:44 **Motion:** Sen. T. Brown moved to **RECONSIDER COMMITTEE ACTION** on **HB 322**.

Discussion:

01:37:21 Sen. Brown

01:37:41 **Vote:** Motion failed 10-10 by roll call vote with Sen. Brenden, Sen. Brown, Sen. Hamlett, Sen. Jones, Sen. Keane, Sen. Moore, Sen. Olson, Sen. Priest, Sen. Ripley and Sen. Windy Boy voting aye. Sen. Essmann voted by proxy.

Committee Business:

00:38:49 Chairman Ripley

00:39:02 Taryn Purdy, Legislative Fiscal Division, LFD

00:39:27 Chairman Ripley

ADJOURNMENT

Adjournment: 6:20 p.m.

Prudence Gildroy, Secretary

pg

Additional Documents:

EXHIBIT([fcs76bad.pdf](#))