

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: Chair Nancy Ballance, on April 17, 2015 at 6:30 A.M., in Room 102
Capitol

ROLL CALL

Members Present:

Rep. Nancy Ballance, Chair (R)
Rep. Ryan Osmundson, Vice Chair (R)
Rep. Randy Brodehl (R)
Rep. Tom Burnett (R)
Rep. Mike Cuffe (R)
Rep. Kimberly Dudik (D)
Rep. Ron Ehli (R)
Rep. Janet Ellis (D)
Rep. Carl Glimm (R)
Rep. Dave Hagstrom (R)
Rep. Roy Hollandsworth (R)
Rep. Kenneth Holmlund (R)
Rep. Donald W. Jones (R)
Rep. Kelly McCarthy (D)
Rep. Robert (Bob) Mehlhoff (D)
Rep. Rae Peppers (D)
Rep. Brad Tschida (R)
Rep. Tom Woods (D)

Members Excused: Rep. Pat Noonan, Vice Chair (D)
Rep. Mitch Tropila (D)

Members Absent: None

Staff Present: Katya Grover, Committee Secretary
Joe Triem, 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: SB 20, 4/16/2015; SB 157, 4/16/2015; SB 171, 4/16/2015; SB 193, 4/16/2015; SB 194, 4/16/2015; SB 252, 4/16/2015; SB 260, 4/16/2015; SB 264, 4/16/2015; SB 375, 4/16/2015; SB 386, 4/16/2015; SB 410, 4/16/2015; SB 411, 4/16/2015
Executive Action: SB 20, SB 107, SB 157, SB 171, SB 193, SB 194, SB 252, SB 260, SB 264, SB 375, SB 386, SB 410, SB 411, SB 418

00:00:01 Chair Ballance

HEARING ON SB 386

Opening Statement by Sponsor:

00:02:13 Sen. Jill Cohenour (D), SD 42, opened the hearing on SB 386, Revising late file penalty, filing, and withholding for pass-through entities.

Proponents' Testimony:

00:03:32 Gene Walborn, Deputy Director, Department of Revenue (DOR)
00:04:28 Holly Franz, Montana Society of CPA's
00:04:59 Jessie Luther, National Association of Publicly Traded Partnerships (NAPTP)
00:05:24 Dave Galt, Executive Director, Montana Petroleum Association (MPA)
00:05:43 Bob Story, President, Montana Taxpayers Association (MTA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:06:00 Sen. Cohenour

HEARING ON SB 264

Opening Statement by Sponsor:

00:06:39 Sen. Bob Keenan (R), SD 5, opened the hearing on SB 264, Revise distribution of sales and use tax.

Proponents' Testimony:

00:07:48 Mike Scholz, self
00:10:36 Racene Friede, Executive Director, Glacier Country Regional Tourism Commission
00:12:18 Rep. Tropila arrived.
00:13:10 Chere Jiusto, Executive Director, Montana Preservation Alliance (MPA)

EXHIBIT(aph78a01)

00:16:29 Glenn Oppel, Government Relations Director, Montana Chamber of Commerce (COC)
00:16:50 Stuart Doggett, Montana Lodging and Hospitality Association (MLHA)
00:17:46 Bob Walker, Coordinator, State Parks and Recreation Friends Groups, Our Montana

Opponents' Testimony:

00:19:28 Bob Story, President, Montana Taxpayers Association (MTA)

Informational Testimony: None

Questions from Committee Members and Responses:

00:20:12 Rep. Ehli
 00:20:57 Sen. Keenan
 00:21:09 Rep. Ehli
 00:21:17 Sen. Keenan
 00:21:21 Rep. Tschida
 00:21:54 Sen. Keenan
 00:22:02 Rep. Tschida
 00:22:07 Sen. Keenan
 00:22:12 Rep. Tschida
 00:22:45 Sen. Keenan
 00:22:53 Chere Jiusto, MPA
 00:24:23 Rep. Cuffe
 00:24:51 Chere Jiusto, MPA

EXHIBIT(aph78a02)

00:25:35 Rep. Cuffe
 00:26:06 Sen. Keenan
 00:26:28 Rep. Cuffe
 00:26:32 Sen. Keenan
 00:26:35 Rep. Cuffe
 00:26:39 Sen. Keenan
 00:26:56 Chair Ballance
 00:27:25 Chere Jiusto, MPA
 00:27:45 Chair Ballance
 00:27:47 Chere Jiusto, MPA

Closing by Sponsor:

00:27:53 Sen. Keenan

HEARING ON SB 252**Opening Statement by Sponsor:**

00:28:26 Sen. Llew Jones (R), SD 9, opened the hearing on SB 252, Revise K-12 funding laws related to oil and natural gas production taxes.

00:31:07 Rep. Cuffe
 00:31:11 Chair Ballance
 00:31:25 Sen. Jones
 00:31:38 Chair Ballance

Proponents' Testimony:

00:32:00 Lance Melton, Montana School Boards Association (MSBA)
 00:35:40 Ken Morrison, North-East Rural Schools (NERS)
 00:36:31 Eric Feaver, Montana Education Association-Montana Federation of Teachers (MEA-MFT)
 00:36:43 Dianne Burke, Executive Director, Montana Quality Education Coalition (MQEC)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:37:14 Rep. Tropila

00:38:10 Sen. Jones

Closing by Sponsor:

00:39:24 Sen. Jones

HEARING ON SB 260

Opening Statement by Sponsor:

00:40:02 Sen. Frederick (Eric) Moore (R), SD 19, opened the hearing on SB 260, Revise education funding laws related to oil and gas production taxes.

Proponents' Testimony:

00:43:20 Lance Melton, Montana School Boards Association (MSBA)

00:49:17 Ken Morrison, North-East Rural Schools (NERS)

00:50:03 Rep. Noonan arrived.

00:51:34 Eric Feaver, Montana Education Association-Montana Federation of Teachers (MEA-MFT)

00:52:01 Dianne Burke, Executive Director, Montana Quality Education Coalition (MQEC)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:52:38 Rep. Hollandsworth

00:52:56 Rep. Cuffe

00:53:10 Sen. Moore

00:53:27 Rep. Cuffe

00:53:39 Chair Ballance

00:53:44 Rep. Cuffe

00:53:54 Sen. Moore

00:54:08 Lance Melton, MSBA

00:55:36 Rep. Cuffe

00:55:42 Chair Ballance

00:55:45 Lance Melton, MSBA

00:56:14 Rep. Burnett

00:56:29 Lance Melton, MSBA

00:58:35 Rep. Woods

00:59:07 Sen. Moore

01:00:05 Rep. Woods

01:00:22 Sen. Moore

01:00:31 Rep. Holmlund

01:00:55 Lance Melton, MSBA

01:01:25 Chair Ballance

01:01:47 Lance Melton, MSBA

01:02:34 Chair Ballance
 01:02:43 Lance Melton, MSBA
 01:03:06 Chair Ballance
 01:03:50 Sen. Moore
 01:04:00 Chair Ballance

Closing by Sponsor:

01:04:10 Sen. Moore

HEARING ON SB 410**Opening Statement by Sponsor:**

01:05:15 Sen. Llew Jones (R), SD 9, opened the hearing on SB 410, Provide for tax credits for contributions to public and private schools.

EXHIBIT(aph78a03)

Proponents' Testimony: None

Opponents' Testimony:

01:11:59 Eric Feaver, Montana Education Association-Montana Federation of Teachers (MEA-MFT)
 01:14:16 Dianne Burke, Executive Director, Montana Quality Education Coalition (MQEC)
 01:14:43 Heather O'Loughlin, Co-Director, Montana Budget and Policy Center (MBPC)

Informational Testimony:

01:16:13 Jaret Coles, Legislative Services Division (LSD)
 01:16:39 Chair Ballance

Questions from Committee Members and Responses:

01:16:55 Rep. Holmlund
 01:17:14 Sen. Jones
 01:18:40 Chair Ballance
 01:18:50 Rep. Hollandsworth
 01:19:01 Sen. Jones
 01:19:42 Rep. Tschida
 01:20:27 Sen. Jones
 01:21:41 Rep. Peppers

 01:22:35 Rep. Ehli assumed chairmanship.

 01:22:47 Sen. Jones
 01:23:55 Rep. Holmlund
 01:24:23 Sen. Jones
 01:24:36 Rep. Woods
 01:24:51 Sen. Jones
 01:26:30 Rep. Woods
 01:26:51 Sen. Jones
 01:27:08 Rep. Mehlhoff
 01:27:42 Sen. Jones

01:27:46 Rep. Mehlhoff
01:28:25 Eric Feaver, MEA-MFT
01:31:45 Rep. Mehlhoff
01:31:57 Rep. Ellis
01:33:27 Sen. Jones

Closing by Sponsor:

01:35:33 Sen. Jones

HEARING ON SB 194

Opening Statement by Sponsor:

01:38:00 Sen. Mary Caferro (D), SD 41, opened the hearing on SB 194, Revise residential property tax credit for the elderly.

EXHIBIT(aph78a04)

Proponents' Testimony:

01:39:17 Heather O'Loughlin, Co-Director, Montana Budget and Policy Center (MBPC)

Opponents' Testimony:

01:39:51 Bob Story, President, Montana Taxpayers Association (MTA)

Informational Testimony:

01:40:40 Gene Walborn, Deputy Director, Department of Revenue (DOR)

Questions from Committee Members and Responses:

01:41:11 Rep. Tschida
01:41:59 Sen. Caferro
01:43:21 Rep. Ellis
01:44:14 Gene Walborn, DOR
01:46:17 Rep. Brodehl
01:47:21 Sen. Caferro
01:47:27 Rep. Brodehl
01:47:31 Sen. Caferro
01:50:30 Rep. Brodehl
01:51:11 Sen. Caferro
01:51:33 Rep. Brodehl
01:52:04 Sen. Caferro
01:52:32 Rep. Dudik
01:53:04 Sen. Caferro
01:53:08 Rep. Ellis
01:53:56 Sen. Caferro
01:54:06 Rep. Dudik

Closing by Sponsor:

01:54:20 Sen. Caferro

HEARING ON SB 157**Opening Statement by Sponsor:**

01:55:02 Sen. Bruce Tutvedt (R), SD 3, opened the hearing on SB 157, Generally revise tax reappraisal laws.

Proponents' Testimony:

02:00:46 Sen. Brown

02:01:49 Mike Kadas, Director, Montana Department of Revenue (DOR)

EXHIBIT(aph78a05)

02:17:12 Bob Story, President, Montana Taxpayers Association (MTA)

EXHIBIT(aph78a06)

02:23:24 Harold Blattie, Executive Director, Montana Association of Counties (MACo)

02:25:59 Ronda Wiggers, Montana Water Well Drillers' Association (MWWDA), Helena Chamber of Commerce (COC)

02:29:01 Glenn Oppel, Government Relations Director, Montana Chamber of Commerce (COC)

02:29:20 Nicole Rolf, Montana Farm Bureau Federation (MFBF)

02:30:46 Jay Bodner, Natural Resource Director, Montana Stockgrowers Association (MSGa)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:31:36 Rep. Brodehl

02:32:09 Sen. Tutvedt

02:33:12 Rep. Brodehl

02:33:41 Ronda Wiggers, MWWDA, COC

02:35:04 Rep. Brodehl

02:34:58 Rep. Woods

02:35:46 Sen. Tutvedt

02:37:06 Rep. Hollandsworth

02:37:12 Mike Kadas, Director, DOR

02:39:07 Rep. Hollandsworth

02:39:24 Mike Kadas, Director, DOR

02:39:41 Rep. Hollandsworth

02:40:37 Rep. Tropila

02:41:13 Ronda Wiggers, MWWDA, COC

02:42:21 Rep. Tropila

02:43:04 Mike Kadas, Director, DOR

02:44:36 Rep. Tropila

02:44:55 Mike Kadas, Director, DOR

02:45:31 Rep. Glimm

02:46:15 Sen. Tutvedt

02:46:34 Rep. Glimm

02:47:07 Sen. Tutvedt
02:47:46 Rep. Tschida
02:48:43 Mike Kadas, Director, DOR
02:49:23 Rep. Tschida
02:49:31 Mike Kadas, Director, DOR
02:49:58 Rep. Tschida
02:51:24 Mike Kadas, Director, DOR
02:51:45 Rep. Tropila
02:52:52 Mike Kadas, Director, DOR
02:53:17 Rep. Ballance
02:53:52 Mike Kadas, Director, DOR
02:54:30 Rep. Ballance
02:54:35 Mike Kadas, Director, DOR
02:55:30 Rep. Ballance
02:55:39 Mike Kadas, Director, DOR
02:56:02 Rep. Ballance

Closing by Sponsor:

02:56:15 Sen. Tutvedt

02:57:47 Rep. Ballance resumed chairmanship.

HEARING ON SB 171

Opening Statement by Sponsor:

02:58:49 Sen. Bruce Tutvedt (R), SD 3, opened the hearing on SB 171, Generally revise taxation of income, including the corporate income tax.

03:01:40 Chair Ballance
03:01:49 Sen. Tutvedt

Proponents' Testimony:

03:03:46 Holly Franz, Montana Society of CPA's
03:05:54 Bob Story, President, Montana Taxpayers Association (MTA)
03:06:13 Glenn Oppel, Government Relations Director, Montana Chamber of Commerce (COC)
03:06:31 Jessie Luther, Motion Picture Association of America (MPAA)

Opponents' Testimony:

03:07:07 Mike Kadas, Director, Montana Department of Revenue (DOR)

Informational Testimony: None

Questions from Committee Members and Responses:

03:08:13 Rep. McCarthy
03:09:10 Sen. Tutvedt
03:10:43 Rep. McCarthy
03:10:57 Sen. Tutvedt
03:11:12 Rep. McCarthy

03:11:41 Sen. Tutvedt
 03:12:23 Rep. McCarthy
 03:12:48 Chair Ballance
 03:12:52 Sen. Tutvedt
 03:13:37 Rep. Mehlhoff
 03:13:49 Sen. Tutvedt
 03:15:02 Rep. Hollandsworth
 03:15:28 Holly Franz, Montana Society of CPA's
 03:15:59 Rep. Woods
 03:16:25 Sen. Tutvedt
 03:16:28 Rep. Woods
 03:17:10 Sen. Tutvedt
 03:17:55 Rep. Woods

Closing by Sponsor:

03:18:11 Sen. Tutvedt

HEARING ON SB 193**Opening Statement by Sponsor:**

03:19:25 Sen. Bruce Tutvedt (R), SD 3, opened the hearing on SB 193, Revise agency liquor store laws.

Proponents' Testimony:

03:23:32 Jennifer Hensley, Montana Distillers Guild (MDG), Liquor Store Owners Association of Montana (LSOAM)
 03:25:35 Joel Silverman, Tax Attorney, Liquor Store Owners Association of Montana (LSOAM)
 03:26:39 John Iverson, Montana Tavern Association (MTA)

Opponents' Testimony:

03:27:06 Aimee Grmoljez, Lolo Liquor and Wine
EXHIBIT(aph78a07)

Informational Testimony:

03:32:32 Shauna Helfert, Administrator, Liquor Control Division, Department of Revenue (DOR), Liquor Store Owners Association of Montana (LSOAM)
 03:33:10 Chair Ballance

Questions from Committee Members and Responses:

03:33:23 Rep. Tropila
 03:33:47 Shauna Helfert, DOR, LSOAM
 03:33:58 Rep. McCarthy
 03:34:49 Sen. Tutvedt
 03:35:02 Rep. McCarthy
 03:35:44 Sen. Tutvedt
 03:36:55 Rep. McCarthy
 03:37:15 Sen. Tutvedt
 03:38:03 Rep. McCarthy

03:38:41 Sen. Tutvedt
03:39:21 Rep. Tschida
03:39:47 Joel Silverman, LSOAM
03:40:01 Rep. Tschida
03:40:10 Joel Silverman, LSOAM
03:40:16 Rep. Tschida
03:40:28 Joel Silverman, LSOAM
03:41:01 Sen. Tutvedt
03:42:54 Rep. Holmlund
03:43:09 Sen. Tutvedt
03:43:46 Rep. Hollandsworth
03:44:01 Chair Ballance
03:44:21 Chair Ballance
03:44:42 Sen. Tutvedt

Closing by Sponsor:

03:45:13 Sen. Tutvedt

HEARING ON SB 375

Opening Statement by Sponsor:

03:45:30 Sen. Scott Sales (R), SD 35, opened the hearing on SB 375, Revise certain highway speed limits.

Proponents' Testimony:

03:46:40 Tom Butler, Chief, Montana Highway Patrol (MHP)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

03:47:11 Sen. Sales

HEARING ON SB 20

Opening Statement by Sponsor:

03:47:23 Sen. Chas Vincent (R), SD 1, opened the hearing on SB 20, Reallocate metal mines license tax.

Proponents' Testimony:

03:50:23 Harold Blattie, Executive Director, Montana Association of Counties (MACo)

EXHIBIT(aph78a08)

03:52:25 Ronda Wiggers, Montana Water Well Drillers' Association (MWWDA), Helena Chamber of Commerce (COC)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

03:55:09 Rep. Burnett
03:55:23 Ronda Wiggers, MWWDA, COC
03:56:06 Rep. McCarthy
03:56:32 Sen. Vincent
03:56:54 Rep. McCarthy
03:57:18 Sen. Vincent
03:58:10 Rep. McCarthy
03:58:27 Sen. Vincent
03:59:42 Chair Ballance
04:00:09 Sen. Vincent

Closing by Sponsor:

04:00:16 Sen. Vincent

04:00:25 Chair Ballance

04:01:33 Recessed
04:51:08 Reconvened

EXECUTIVE ACTION ON SB 20

04:51:31 Rep. Ellis
04:51:43 Chair Ballance

04:52:33 **Motion/Vote:** Rep. Brodehl moved that **SB 20 BE CONCURRED IN.** Motion carried unanimously by voice vote. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

EXECUTIVE ACTION ON SB 157

04:53:33 **Motion/Vote:** Rep. Brodehl moved that **SB 157 BE CONCURRED IN.** Motion carried 17-3 by voice vote with Rep. Brodehl, Rep. Glimm and Rep. Tschida voting no. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

EXECUTIVE ACTION ON SB 171

04:55:22 **Motion:** Rep. Brodehl moved that **SB 171 BE CONCURRED IN.**

Discussion:

04:55:35 Rep. Tschida
04:56:01 Chair Ballance
04:56:16 Rep. Dudik

04:56:37 Rep. McCarthy
04:57:05 Chair Ballance
04:57:19 Rep. Tropila
04:58:10 Rep. Mehlhoff

04:58:38 **Vote:** Motion carried 18-2 by roll call vote with Rep. Dudik and Rep. Ellis voting no. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

EXECUTIVE ACTION ON SB 193

04:59:32 **Motion/Vote:** Rep. Brodehl moved that **SB 193 BE CONCURRED IN**. Motion carried 16-4 by roll call vote with Rep. Glimm, Rep. Noonan, Rep. Peppers and Rep. Tschida voting no. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

EXECUTIVE ACTION ON SB 194

05:00:42 **Motion:** Rep. Brodehl moved that **SB 194 BE TABLED**.

05:00:52 **Substitute Motion:** Rep. Tropila made a substitute motion that **SB 194 BE CONCURRED IN**.

Discussion:

05:02:05 Rep. Tschida
05:03:27 Rep. Woods
05:04:24 Rep. Ellis
05:05:34 Rep. Dudik
05:06:12 Rep. Noonan
05:07:53 Rep. Peppers

05:08:08 **Vote:** Motion failed 10-10 by roll call vote with Rep. Dudik, Rep. Ehli, Rep. Ellis, Rep. Hagstrom, Rep. McCarthy, Rep. Mehlhoff, Rep. Noonan, Rep. Peppers, Rep. Tropila and Rep. Woods voting aye. Rep. Osmundson voted by proxy.

05:09:47 **Motion/Vote:** Rep. Glimm moved that **SB 194 BE TABLED**. Motion carried 19-1 by voice vote with Rep. Mehlhoff voting no. Rep. Osmundson voted by proxy.

EXECUTIVE ACTION ON SB 252

05:10:21 **Motion:** Rep. Brodehl moved that **SB 252 BE CONCURRED IN**.

Discussion:

05:10:38 Chair Ballance

05:10:57 **Motion:** Rep. Brodehl moved that **SB 252 BE AMENDED**.

EXHIBIT(aph78a09)

Discussion:

- 05:11:18 Chair Ballance
05:11:46 Rep. Glimm
05:12:03 Chair Ballance
- 05:12:28 **Vote:** Motion carried unanimously by voice vote. Rep. Osmundson voted by proxy.
- 05:12:40 **Motion/Vote:** Rep. Brodehl moved that **SB 252 BE CONCURRED IN AS AMENDED**. Motion carried unanimously by voice vote. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

EXECUTIVE ACTION ON SB 260

- 05:13:10 **Motion/Vote:** Rep. Brodehl moved that **SB 260 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

EXECUTIVE ACTION ON SB 264

- 05:13:44 **Motion:** Rep. Brodehl moved that **SB 264 BE CONCURRED IN**.

Discussion:

- 05:14:09 Rep. Tropila
- 05:15:17 **Substitute Motion/Vote:** Rep. Ehli made a substitute motion that **SB 264 BE TABLED**. Substitute Motion carried 11-9 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hagstrom, Rep. McCarthy, Rep. Mehlhoff, Rep. Noonan, Rep. Peppers, Rep. Tropila and Rep. Woods voting no. Rep. Jones and Rep. Osmundson voted by proxy.

EXECUTIVE ACTION ON SB 375

- 05:16:47 **Motion:** Rep. Brodehl moved that **SB 375 BE CONCURRED IN**.

Discussion:

- 05:17:02 Chair Ballance
05:17:14 Rep. Dudik
- 05:18:05 **Vote:** Motion carried 13-7 by roll call vote with Rep. Cuffe, Rep. Dudik, Rep. Ellis, Rep. Mehlhoff, Rep. Peppers, Rep. Tropila and Rep. Woods voting no. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

EXECUTIVE ACTION ON SB 386

05:19:26 **Motion/Vote:** Rep. Brodehl moved that **SB 386 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

EXECUTIVE ACTION ON SB 410

05:20:03 **Motion:** Rep. Brodehl moved that **SB 410 BE CONCURRED IN**.

05:20:19 **Motion:** Rep. Hollandsworth moved that **SB 410 BE AMENDED**.
EXHIBIT(aph78a10)

Discussion:

05:21:44 Jaret Coles, Legislative Services Division (LSD)
 05:25:50 Rep. Brodehl
 05:25:58 Jaret Coles, LSD
 05:26:35 Rep. Brodehl
 05:26:42 Jaret Coles, LSD
 05:26:57 Rep. Tropila
 05:27:31 Jaret Coles, LSD
 05:28:00 Rep. Tropila
 05:28:05 Jaret Coles, LSD
 05:29:21 Rep. Tropila
 05:29:41 Jaret Coles, LSD
 05:30:20 Rep. Tropila
 05:30:25 Jaret Coles, LSD
 05:30:32 Rep. Ellis
 05:31:13 Jaret Coles, LSD
 05:31:41 Rep. Brodehl
 05:31:55 Jaret Coles, LSD
 05:32:29 Rep. Brodehl
 05:32:46 Jaret Coles, LSD
 05:33:13 Rep. Tropila
 05:34:15 Chair Ballance
 05:34:27 Rep. Hollandsworth
 05:34:51 Rep. Tropila
 05:36:36 Rep. Hollandsworth
 05:36:52 Rep. Tropila
 05:37:02 Rep. Hollandsworth

05:37:58 **Substitute Motion/Vote:** Rep. Tropila made a substitute motion that **ITEMS 1 THROUGH 9 AND 26 IN THE AMENDMENT SB041012.AJC BE SEGREGATED**. Substitute Motion failed 6-14 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Noonan, Rep. Peppers, Rep. Tropila and Rep. Woods voting aye. Rep. Jones and Rep. Osmundson voted by proxy.

05:39:17 **Motion/Vote:** Rep. Brodehl moved that **SB 410 BE AMENDED**. Motion carried 17-3 by roll call vote with Rep. Ellis, Rep. Peppers and Rep. Tropila voting no. Rep. Jones and Rep. Osmundson voted by proxy.

05:41:01 **Motion:** Rep. Hollandsworth moved that **SB 410 BE CONCURRED IN AS AMENDED**.

Discussion:

05:41:09 Chair Ballance
 05:41:22 Rep. McCarthy
 05:41:36 Rep. Hollandsworth
 05:41:40 Rep. McCarthy

05:42:13 **Vote:** Motion carried 12-8 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. McCarthy, Rep. Mehlhoff, Rep. Noonan, Rep. Peppers, Rep. Tropila and Rep. Woods voting no. Rep. Jones and Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

EXECUTIVE ACTION ON SB 418

05:43:30 **Motion:** Rep. Brodehl moved that **SB 418 BE CONCURRED IN**.

Discussion:

05:43:50 Chair Ballance

05:44:28 **Motion/Vote:** Rep. Brodehl moved that **SB 418 BE AMENDED**. Motion carried unanimously by voice vote. Rep. Jones and Rep. Osmundson voted by proxy.

EXHIBIT(aph78a11)

05:45:20 **Motion/Vote:** Rep. Brodehl moved that **SB 418 BE CONCURRED IN AS AMENDED**. Motion carried unanimously by voice vote. Rep. Jones and Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

05:45:55 Chair Ballance
 05:46:34 Rep. Woods
 05:46:38 Chair Ballance
 05:47:11 Rep. Cuffe
 05:47:16 Chair Ballance

05:47:32 Recessed

Audio committee minutes for the afternoon session continue on a separate link.

00:00:01 Reconvened

00:00:03 Chair Ballance

HEARING ON SB 411**Opening Statement by Sponsor:**

00:00:36 Sen. Mary Caferro (D), SD 41, opened the hearing on SB 411, Plan for the closure of Montana developmental center at Boulder.

EXHIBIT(aph78a12)**Proponents' Testimony:**

00:02:26 Beth Brenneman, Attorney, Disability Rights Montana (DRM)
00:03:39 Kelsen Young, Executive Director, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

Opponents' Testimony:

00:04:08 Eric Feaver, Montana Education Association-Montana Federation of Teachers (MEA-MFT)

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

00:04:56 Chair Ballance
00:05:03 Rep. Ellis
00:05:16 Chair Ballance

Closing by Sponsor:

00:05:50 Sen. Caferro

EXECUTIVE ACTION ON SB 411

00:06:05 **Motion:** Rep. Brodehl moved that **SB 411 BE CONCURRED IN.**

Discussion:

00:06:21 Chair Ballance

00:06:29 **Vote:** Motion carried 15-5 by roll call vote with Rep. Ellis, Rep. Mehlhoff, Rep. Peppers, Rep. Tropila and Rep. Woods voting no. Rep. Osmundson voted by proxy. Rep. Osmundson will carry the bill.

EXECUTIVE ACTION ON SB 107

00:08:00 **Motion/Vote:** Rep. Brodehl moved that **SB 107 BE CONCURRED IN.** Motion failed 9-11 by roll call vote with Rep. Ballance, Rep. Brodehl, Rep. Burnett, Rep. Ehli, Rep. Glimm, Rep. Hagstrom, Rep. Hollandsworth, Rep. Osmundson and Rep. Tschida voting aye. Rep. Osmundson voted by proxy.

00:09:26 **Motion/Vote:** Rep. Brodehl moved that **SB 107 BE TABLED.** Motion carried unanimously by voice vote. Rep. Osmundson voted by proxy.

00:09:52 Chair Ballance

ADJOURNMENT

00:10:30 Adjournment

Katya Grover, Secretary

kg

Additional Documents:

EXHIBIT([aph78aad.pdf](#))