

**MINUTES**

**MONTANA HOUSE OF REPRESENTATIVES  
56th LEGISLATURE - REGULAR SESSION**

**JOINT APPROPRIATIONS SUBCOMMITTEE ON CORRECTIONS AND PUBLIC SAFETY**

**Call to Order:** By **CHAIRMAN STEVE VICK**, on **February 16, 1999** at 8:03 A.M., in Room 405 Capitol.

**ROLL CALL**

**Members Present:**

Rep. Steve Vick, Chairman (R)  
Sen. Arnie Mohl, Vice Chairman (R)  
Sen. Chris Christiaens (D)  
Rep. Stan Fisher (R)  
Sen. Dale Mahlum (R)  
Rep. Red Menahan (D)  
Sen. Debbie Shea (D)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Skip Culver, Legislative Branch  
Greg DeWitt, Legislative Branch  
Lorene Thorson, Legislative Branch  
Mary LaFond, OBPP  
Shirley Moore, OBPP  
Linsey Mortensen, Committee Secretary

**Please Note:** These are summary minutes. Testimony and discussion are paraphrased and condensed.

**Committee Business Summary:**

Wrap-up on Public Service Regulation, Military Affairs, Department of Labor, Crime Control and Department of Justice.

**Public Service Regulation**

**Dave Fisher**, chairman of the Public Service Commission, asked that the committee would the increase utilities revenue from .25 of 1% to .30 of 1%.

*{Tape : 1; Side : A; Approx. Time Counter : 0.1 - 1.4}*

**CHAIRMAN VICK** commented that he had suggested that the committee draft a bill to change the percentage.

*{Tape : 1; Side : A; Approx. Time Counter : 1.4 - 2.1}*

**Motion/Vote:** **REP. MENAHAN** moved **TO DRAFT A COMMITTEE BILL TO CHANGE .25 OF 1% TO .30 OF 1% (CI-75 ISSUE) BE ADOPTED.** Motion carried unanimously.

*{Tape : 1; Side : A; Approx. Time Counter : 2.1 - 3.3}*

### Department of Military Affairs

**Doug Booker**, administrator of Administrative Services, discussed the issues that they wanted to bring forward to the board.

*{Tape : 1; Side : A; Approx. Time Counter : 3.3 - 4.1}*

**Jim Greene**, administrator for the Disaster Coordination Services, explained what the proposal is, and that FEMA changed their funding from 100% federal to 50% federal with a 50 % state match, so they are asking for more funding. **EXHIBIT(jih38a01)**

**EXHIBIT(jih38a02) EXHIBIT(jih38a03) EXHIBIT(jih38a04)**

*{Tape : 1; Side : A; Approx. Time Counter : 4.1 - 14.2}*

**SEN. MOHL** asked why the federal funding didn't show up on total funds if it is 50/50. **Jim Booker** stated that the federal funding would show up in the base.

**General Prendergast**, director of the Department of Military Affairs, read some testimony from supporters.

**EXHIBIT(jih38a05)EXHIBIT(jih38a06)**

*{Tape : 1; Side : A; Approx. Time Counter : 14.2 - 19.3}*

**SEN. CHRISTIAENS** asked if the money pays for 10 positions and if they were not funded would the positions go away. **Jim Booker** stated that it does help pay for the positions and for some state training.

Discussion about a bill for emergency disasters.

*{Tape : 1; Side : A; Approx. Time Counter : 19.3 - 21.9}*

**SEN. MOHL** and **REP. MENAHAN** made comments about emergency funding.

*{Tape : 1; Side : A; Approx. Time Counter : 21.9 - 23.3}*

**Motion:** **REP. MENAHAN** moved **TO ADD FIGURES FROM EXHIBIT 1 TO THE BUDGET BE ADOPTED.**

**Discussion:** **Jim Greene** commented on shoveling snow off of roofs up in the Libby area.

Discussion about federal funding and making the counties help pay for some things.

**Vote:** Motion failed 3-4 with Christiaens, Menahan, and Shea voting aye.

*{Tape : 1; Side : A; Approx. Time Counter : 23.3 - 30.5}*

**Jim Jacobson**, administrator for the Veterans Affairs division, as for spending authority for 150,000 federal dollars to help with the purchase of new equipment at the Eastern Montana Veteran's Cemetery.

*{Tape : 1; Side : A; Approx. Time Counter : 30.5 - 32.3}*

**Motion/Vote:** SEN. MAHLUM moved to allow SPENDING OF FEDERAL DOLLARS FOR THE USE OF NEW EQUIPMENT AT THE EASTERN MONTANA CEMETERY BE ADOPTED. Motion carried unanimously.

*{Tape : 1; Side : A; Approx. Time Counter : 32.3 - 32.5}*

**Motion:** SEN. SHEA moved TO ACCEPT THE SCHOLARSHIP FUND BE ADOPTED.

**Discussion:** **Jon Nugent** explained the scholarship program.

SEN. MOHL asked if Congress has talked about helping to fund local National Guards with the excess money they have. General Prendergast stated that the bulk of the money would go to the active duty programs. SEN. MOHL asked if Congress would cut the National Guard budget. General Prendergast replied that he feels that their funding will be adequate.

REP. FISHER made comments to SEN. SHEA. SEN. SHEA and JON NUGENT commented on what REP. FISHER stated.

**Vote:** Motion failed 3-4 with Christiaens, Menahan, and Shea voting aye.

*{Tape : 1; Side : B; Approx. Time Counter : 0.5 - 16.1}*

**Motion/Vote:** SEN. MOHL moved that the BUDGET BE ADOPTED AS AMENDED. Motion carried unanimously.

*{Tape : 1; Side : B; Approx. Time Counter : 16.1 - 17.1}*

### Department of Labor

**Pat Haffey**, commissioner of the Department of Labor, discussed the issues the department felt were left undone.

*{Tape : 1; Side : B; Approx. Time Counter : 17.1 - 20.2}*

**Wendy Keating**, administrator of the Job Service Division explained the Montana Career Information System (MCIS).  
{Tape : 1; Side : B; Approx. Time Counter : 20.2 - 21.5}

**SEN. CHRISTIAENS** commented on the MCIS.

**SEN. MAHLUM** asked how many sites there were around the state.

**Wendy Keating** stated that there are 220 sites. **SEN. MAHLUM** asked what a site is comprised of. **Wendy Keating** stated that it is a computer site.

{Tape : 1; Side : B; Approx. Time Counter : 21.5 - 23.3}

**Motion/Vote:** **SEN. CHRISTIAENS** moved that **MCIS AT THE CURRENT RATE BE ADOPTED**. Motion carried unanimously.

{Tape : 1; Side : B; Approx. Time Counter : 23.3 - 24.6}

**Pat Haffey** discussed the apprenticeship program and the Jobs for Montana Graduate programs.

{Tape : 1; Side : B; Approx. Time Counter : 24.6 - 25.7}

**Wendy Keating** explained the Jobs for Montana Graduate program.

{Tape : 1; Side : B; Approx. Time Counter : 25.7 - 26.8}

**Motion:** **SEN. CHRISTIAENS** moved that **THE PRESENT LAW ADJUSTMENT FOR THE JOBS FOR MONTANA GRADUATES BE ADOPTED**.

**Discussion:** **REP. FISHER** and **SEN. CHRISTIAENS** discussed the responsibilities of kids and their parents.

**REP. MENAHAN** commented on the number of drop-outs and how the program could help them.

**CHAIRMAN VICK** asked what the 1 FTE was for. **Wendy Keating** replied that the FTE would be used for administrative purposes; to train the class room instructors. **CHAIRMAN VICK** asked if they would double the budget. **Wendy Keating** replied that they would increase it by 148%.

{Tape : 1; Side : B; Approx. Time Counter : 26.8 - 32.9}{Tape : 2; Side : A; Approx. Time Counter : 0.1 - 0.5}

**Substitute Motion:** **SEN. MOHL** made a substitute motion **TO GIVE \$140,000 AS ONE-TIME ONLY AND THE DEPARTMENT MUST REPORT BACK ON HOW WELL THE PROGRAM IS WORKING. BE ADOPTED**.

**Discussion:** **Wendy Keating** discussed that they are trying to get enough data about how well the program is working.

**SEN. MAHLUM** asked how much money goes to each school. **Wendy Keating** discussed how the money is distributed and how the program gets to each school.

**Vote:** Motion **carried unanimously.**

**{Tape : 2; Side : A; Approx. Time Counter : 0.5 - 4.7}**

**Jerry Keck**, acting administrator of the Employee Relations division, discussed what happened in committee and what decision packages (D-110 and D-116) he would like them to reconsider; 1. New proposal, 2. DP 302, pg. D-110 3. DP 402, pg. D-116, for a total of \$300,000.

**EXHIBIT (jih38a07)**

**{Tape : 2; Side : A; Approx. Time Counter : 4.7 - 8.4}**

**CHAIRMAN VICK** asked what the difference was between the divisions original request and where the budget stands now. **Jerry Keck** replied that the shortfall would be \$367,286.

**EXHIBIT (jih38a08)**

**CHAIRMAN VICK** asked if there would be federal funds available to them. **Mr. Keck** explained.

**CHAIRMAN VICK** asked if they were to approve the \$300,000 would the division be able to keep the same number of FTE. **Mr. Keck** stated that they would have 14 and half FTE.

**{Tape : 2; Side : A; Approx. Time Counter : 8.4 - 11.1}**

Discussion between **SEN. MOHL** and **Jerry Keck** and how the budget breaks down.

**{Tape : 2; Side : A; Approx. Time Counter : 11.1 - 12.7}**

**Motion:** **SEN. MOHL** moved **TO GIVE \$150,000 FOR EACH YEAR ONE-TIME ONLY BE ADOPTED.** (DP 302, DP 402, proposal in Exhibit 7)

**Discussion:** **REP. FISHER** and **Jerry Keck** discussed the clean-up on the case load.

Discussion about the FTE on a one-time only basis.

**Vote:** Motion **carried 6-1 with Vick voting no.**

**{Tape : 2; Side : A; Approx. Time Counter : 12.7 - 16.7}**

**Pat Haffey** stated that they would like to withdraw DP 704, and explained why.

Explanation of funding for the program from Charles Briggs.

**Pat Haffey** explained that they would also like to withdraw the Job Registry program DP 107.

*{Tape : 2; Side : A; Approx. Time Counter : 16.7 - 21.7}*

**Motion/Vote:** SEN. CHRISTIAENS moved that the BUDGET BE ADOPTED AS AMENDED. Motion carried unanimously.

*{Tape : 2; Side : A; Approx. Time Counter : 21.7 - 22.7}*

### Board of Crime Control

**Gene Kiser**, administrator of the Board of Crime Control, discussed the language the department would like inserted into HB 2 for their grants. EXHIBIT (jih38a09)

*{Tape : 2; Side : A; Approx. Time Counter : 22.7 - 24.6}*

**Motion:** SEN. CHRISTIAENS moved that THE LANGUAGE AT THE BOTTOM OF EXHIBIT 9 BE ADOPTED.

**Discussion:** Skip Culver asked exactly what the language included. Don Merrit explained.

**Motion/Vote:** REP. MENAHAN moved TO ACCEPT THE LANGUAGE WITH THE 1ST SENTENCE TAKEN OUT BE ADOPTED. Motion carried unanimously.

*{Tape : 2; Side : A; Approx. Time Counter : 24.6 - 28.8}*

**Motion/Vote:** SEN. MOHL moved that BUDGET BE ADOPTED AS AMENDED. Motion carried unanimously.

*{Tape : 2; Side : A; Approx. Time Counter : 28.8 - 29}*

### Department of Justice

**Larry Fasbender**, director of the Department of Justice, discussed what the committee had done to the budget and what their request is. EXHIBIT (jih38a10)

*{Tape : 2; Side : A; Approx. Time Counter : 29 - 32.5}{Tape : 2; Side : B; Approx. Time Counter : 0.1 - 0.2}*

**Motion:** REP. MENAHAN moved TO CHANGE FUNDING AND ELIMINATE ONE FTE BE ADOPTED.

**Discussion:** Questions from committee members about the increase/decrease in general fund, FTE, and buying of equipment.

**Vote:** Motion carried unanimously.

*{Tape : 2; Side : B; Approx. Time Counter : 0.2 - 7}*

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**Motion/Vote: SEN. MOHL** moved that the **BUDGET BE ADOPTED AS AMENDED. Motion carried unanimously.**

***{Tape : 2; Side : B; Approx. Time Counter : 7 - 7.5}***

Committee Business about tomorrow's meeting.

***{Tape : 2; Side : B; Approx. Time Counter : 7.5 - 9.9}***

**ADJOURNMENT**

Adjournment: 9:45 A.M.

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REP. STEVE VICK, Chairman

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LINSEY MORTENSEN, Secretary

SV/LM

**EXHIBIT** (jih38aad)