

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By **CHAIRMAN TOM ZOOK**, on April 7, 1999 at 8:00 A.M., in Room 312 - 2 Capitol.

ROLL CALL

Members Present:

Rep. Tom Zook, Chairman (R)
Rep. Joe Quilici, Vice Chairman (D)
Rep. Steve Vick, Vice Chairman (R)
Rep. Beverly Barnhart (D)
Rep. Ernest Bergsagel (R)
Rep. Peggy Bergsagel (R)
Rep. Rosalie (Rosie) Buzzas (D)
Rep. John Cobb (R)
Rep. Stan Fisher (R)
Rep. Dick Haines (R)
Rep. Royal Johnson (R)
Rep. Betty Lou Kasten (R)
Rep. Matt McCann (D)
Rep. Red Menahan (D)
Rep. Ray Peck (D)
Rep. Lila Taylor (R)
Rep. Joe Tropila (D)
Rep. John Witt (R)

Members Excused: None.

Members Absent: None.

Staff Present: Joanne Gunderson, Committee Secretary
Taryn Purdy, Legislative Fiscal Division

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed. Minutes were recorded on a Sony BI-85 machine and references are measured in inches rather than minutes.

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 199, SB 531, 3/30/99
SB 460, 3/31/99 & SB 342, 3/25/99
Executive Action: SB 531, SB 342, SB 460

HEARING ON SB 342Opening Statement by Sponsor:

Sen. Don Hargrove, SD 16, presented SB 342.

{Tape : 1; Side : A; Approx. Time Counter : 0 - 126}

Proponents' Testimony:

Rep. Karl Ohs, HD 33

{Tape : 1; Side : A; Approx. Time Counter : 126 - 179}

Art Neil, Nature Conservancy

{Tape : 1; Side : A; Approx. Time Counter : 179 - 220}

Ken Maki, Montana Farmers Union

{Tape : 1; Side : A; Approx. Time Counter : 220 - 285}

John Ficken, Kalispell

EXHIBIT (aph75a01)

{Tape : 1; Side : A; Approx. Time Counter : 285 - 355}

John Munding, Montana Stockgrowers Association

{Tape : 1; Side : A; Approx. Time Counter : 355 - 407}

Henry Ficken, Kalispell

EXHIBIT (aph75a02)

{Tape : 1; Side : A; Approx. Time Counter : 407 - 488}

Lorna Karn, Montana Farm Bureau

{Tape : 1; Side : A; Approx. Time Counter : 488 - 499}

Bob , Montana Grain Growers

{Tape : 1; Side : B; Approx. Time Counter : 0 - 7; Comments :

This witness did not sign in and name in inaudible on tape.}

Steve Snezek, Montana Association of Realtors

{Tape : 1; Side : B; Approx. Time Counter : 7 - 26}

Arla Jean Murray, Montana Cattlewomen

{Tape : 1; Side : B; Approx. Time Counter : 26 - 40}

Ralph Peck, Director, Montana Department of Agriculture

{Tape : 1; Side : B; Approx. Time Counter : 40 - 44}

Jennifer Dwyer, Big Hole Watershed Committee

{Tape : 1; Side : B; Approx. Time Counter : 44 - 62}

Ben Alexander, Bozeman, Sonorem Institute

{Tape : 1; Side : B; Approx. Time Counter : 62 - 82}

Candace Payne, Women in Agriculture

{Tape : 1; Side : B; Approx. Time Counter : 82 - 85}

Jerry Wells, Trout Unlimited

{Tape : 1; Side : B; Approx. Time Counter : 85 - 102}

Mike Volesky, Conservation Districts

{Tape : 1; Side : B; Approx. Time Counter : 102 - 134}

Webb Brown, Montana Chamber of Commerce

{Tape : 1; Side : B; Approx. Time Counter : 134 - 137}

Jamie Williams, Nature Conservancy

EXHIBIT (aph75a03)

{Tape : 1; Side : B; Approx. Time Counter : 137 - 178}

Barry Hedrick, Ringling

{Tape : 1; Side : B; Approx. Time Counter : 178 - 190}

Byron Roberts, Montana Building Industry

{Tape : 1; Side : B; Approx. Time Counter : 190 - 202}

Paul Sihler, Department of Fish, Wildlife and Parks **EXHIBIT** (aph75a04)

{Tape : 1; Side : B; Approx. Time Counter : 202 - 224}

Brian Kahn, Artemis Common Ground

EXHIBIT (aph75a05)

{Tape : 1; Side : B; Approx. Time Counter : 224 - 271}

Janet Ellis, Montana Audubon

{Tape : 1; Side : B; Approx. Time Counter : 271 - 275}

Mike Murphy, Montana Water Resource Association

{Tape : 1; Side : B; Approx. Time Counter : 275 - 280}

Opponents' Testimony:

EXHIBIT (aph75a06)

{Tape : 1; Side : B; Approx. Time Counter : 280 - 380}

Informational Testimony: None.

Questions from Committee Members and Responses:

{Tape : 1; Side : B; Approx. Time Counter : 380 - Tape : 2; Side : B; Approx. Time Counter : 227; Comments : Exhibit 7 was presented without testimony.}

EXHIBIT (aph75a07)

Closing by Sponsor:

{Tape : 2; Side : B; Approx. Time Counter : 227 - 390}

HEARING ON SB 531

Opening Statement by Sponsor:

Sen. Tom Beck, SD 28, presented SB 531.

{Tape : 2; Side : B; Approx. Time Counter : 390 - 432}

Proponents' Testimony: None.

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

{Tape : 2; Side : B; Approx. Time Counter : 432 - Tape : 3; Side : A; Approx. Time Counter : 215}

Closing by Sponsor:

{Tape : 3; Side : A; Approx. Time Counter : 215 - 249}

HEARING ON SB 199

Opening Statement by Sponsor:

Sen. Chris Christiaens, SD 23, presented SB 199. **EXHIBIT** (aph75a08)

{Tape : 3; Side : A; Approx. Time Counter : 249 - 288}

Proponents' Testimony:

Catherine Love, Office of Public Instruction

{Tape : 3; Side : A; Approx. Time Counter : 288 - 332}

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

{Tape : 3; Side : A; Approx. Time Counter : 332 - Side : B; Approx. Time Counter : 480}

Closing by Sponsor:

{Tape : 3; Side : B; Approx. Time Counter : 480 - Tape : 4; Side : A; Approx. Time Counter : 13}

HEARING ON SB 460

Opening Statement by Sponsor:

Sen. Alvin Ellis, SD 12, presented SB 460.

EXHIBIT (aph75a09)

{Tape : 4; Side : A; Approx. Time Counter : 13 - 223}

Proponents' Testimony: None.

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

*{Tape : 4; Side : A; Approx. Time Counter : 223 - Side : B;
Approx. Time Counter : 60}*

Closing by Sponsor:

{Tape : 4; Side : B; Approx. Time Counter : 60 - 100}

EXECUTIVE ACTION ON SB 199

Motion: REP. E. BERGSAGEL moved that SB 199 BE CONCURRED IN.

Motion: REP. E. BERGSAGEL moved that SB 199 BE AMENDED.

Discussion:

{Tape : 4; Side : B; Approx. Time Counter : 100 - 130}

Vote: Motion carried unanimously.

Motion: REP. VICK moved that SB 199 BE AMENDED. **EXHIBIT** (aph75a10)

Discussion:

{Tape : 4; Side : B; Approx. Time Counter : 130 - Tape : 5; Side : B; Approx. Time Counter : 61; Comments : Discussion includes intent of amendment, draft of substitute amendment by Peck; and E. Bergsagel withdrawing motion and committee action postponed.}

EXECUTIVE ACTION ON SB 460

Motion: REP. P. BERGSAGEL moved that SB 460 BE CONCURRED IN.

Motion: REP. P. BERGSAGEL moved that SB 460 BE AMENDED.

Discussion:

{Tape : 5; Side : A; Approx. Time Counter : 61 - 189; Comments : Eddy McClure explained the amendment.}

Vote: Motion carried unanimously.

Motion/Vote: REP. BERGSAGEL moved that SB 460 BE CONCURRED IN AS AMENDED. Motion carried 15-1 with Witt voting no.

EXECUTIVE ACTION ON SB 531

Motion: REP. E. BERGSAGEL moved that SB 531 BE CONCURRED IN.

Discussion:

{Tape : 5; Side : A; Approx. Time Counter : 68 - 223}

Substitute Motion/Vote: REP. E. BERGSAGEL made a substitute motion that SB 531 BE TABLED. Substitute motion carried 13-3 with Menahan, Quilici, and Tropila voting no.

{Tape : 5; Side : A; Approx. Time Counter : 223 - 235}

EXECUTIVE ACTION ON SB 342

Motion: REP. JOHNSON moved that SB 342 BE CONCURRED IN.

Motion: REP. JOHNSON moved that SB 342 BE AMENDED **EXHIBIT** (aph75a11)

Discussion:

{Tape : 5; Side : A; Approx. Time Counter : 235 - 300}

Vote: Motion carried 15-1 with Cobb voting no.

{Tape : 5; Side : A; Approx. Time Counter : 300 - 310}

Motion: REP. FISHER moved that SB 342 BE AMENDED.

Discussion:

{Tape : 5; Side : A; Approx. Time Counter : 310 - 375; Comments : Amendment would reduce membership from 12 to 4.}

Vote: Motion failed 3-13 with P. Bergsagel, Fisher, and Kasten voting aye.

{Tape : 5; Side : A; Approx. Time Counter : 375 - 378}

Motion/Vote: REP. P. BERGSAGEL moved that SB 342 BE AMENDED.

Motion carried unanimously. **EXHIBIT** (aph75a12)

{Tape : 5; Side : A; Approx. Time Counter : 378 - 390}

Motion: REP. P. BERGSAGEL moved that SB 342 BE AMENDED.

Discussion:

{Tape : 5; Side : A; Approx. Time Counter : 390 - Side : B;

Approx. Time Counter : 8} **EXHIBIT** (aph75a13)

Vote: Motion failed 5-11 with E. Bergsagel, P. Bergsagel, Johnson, Kasten, and Vick voting aye.

{Tape : 5; Side : B; Approx. Time Counter : 8 - 18}

Motion/Vote: REP. P. BERGSAGEL moved that SB 342 BE AMENDED.

Motion carried unanimously. **EXHIBIT**(aph75a14)

Discussion:

{Tape : 5; Side : B; Approx. Time Counter : 18 - 84}

Motion: REP. COBB moved that SB 342 BE AMENDED.

Discussion:

{Tape : 5; Side : B; Approx. Time Counter : 84 - 184; Comments : Rep. Cobb withdrew motion.}

Motion: REP. E. BERGSAGEL moved that SB 342 BE AMENDED.

Discussion:

{Tape : 5; Side : B; Approx. Time Counter : 184 - 476; Comments : Rep. E. Bergsagel withdrew the motion.}

Motion/Vote: REP. FISHER moved that SB 342 BE AMENDED by placing the responsibility with Department of Agriculture rather than DNRC. Motion carried 10-7 by Roll Call Vote (#1).

{Tape : 6; Side : A; Approx. Time Counter : 0 - 36}

Motion: REP. VICK moved that SB 342 BE AMENDED. **EXHIBIT**(aph75a15)

Discussion:

{Tape : 6; Side : A; Approx. Time Counter : 36 - 99}

Vote: Motion failed 8-8 Reps. Cobb, Buzzas, Menahan, Tropila, Peck, Haines, McCann and Quilici voting no.

{Tape : 6; Side : A; Approx. Time Counter : 99 - 117}

Motion: REP. COBB moved that SB 342 BE AMENDED for funding \$1 million per year.

{Tape : 6; Side : A; Approx. Time Counter : 117 - 127}

Discussion:

{Tape : 6; Side : A; Approx. Time Counter : 127- 188}

Vote: Motion failed 6-10 with Barnhart, Buzzas, Cobb, Menahan, Quilici, and Tropila voting yes.

{Tape : 6; Side : A; Approx. Time Counter : 188 - 200}

Vote: Motion that **SB 342 BE CONCURRED IN AS AMENDED carried 12-5**
by Roll Call Vote (#2).

ADJOURNMENT

Adjournment: 5:20 P.M.

REP. TOM ZOOK, Chairman

JOANNE GUNDERSON, Secretary

TZ/JG

EXHIBIT (aph75aad)