

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By Chairman Scott Mendenhall, on January 19, 2007
at 8:00 A.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Scott Mendenhall, Chairman (R)
Rep. Jim Keane, Vice Chairman (D)
Rep. Mike Milburn, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. Shannon Augare (D)
Rep. Scott Boggio (R)
Rep. Kevin T. Furey (D)
Rep. Ralph Heinert (R)
Rep. Llew Jones (R)
Rep. Harry Klock (R)
Rep. Michele Reinhart (D)
Rep. Wayne Stahl (R)
Rep. Bill Thomas (D)
Rep. Kendall Van Dyk (D)

Members Excused: Rep. Ernie Dutton (R)
Rep. Jonathan Windy Boy (D)

Members Absent: None

Staff Present: Bart Campbell, Legislative Branch
Nancy Kraft, Committee Secretary

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: HJ 11, 1/15/2007; HB 299,
1/15/2007; HB 300 1/15/2007
Executive Action: HB 101; HB 168; HB 173

HEARING ON HJR 11

Opening Statement by Sponsor:

00:03:08 Rep. Dave Gallik (D), HD 79, opened the hearing on HJR 11, Urge congressional limitation of corporate rights as persons.

Proponents' Testimony:

00:06:01 Cedron Jones, Montanans for Corporate Accountability

[EXHIBIT\(buh13a01\)](#)

00:11:19 Terry Kendrick, Policy Institute

00:12:18 Al Smith, Montana Trial Lawyers' Association

[EXHIBIT\(buh13a02\)](#)

00:19:16 Stan Frasier

00:23:13 Ann Wilsnack

Opponents' Testimony:

00:25:34 Jon Bennion, Montana Chamber of Commerce

00:29:23 Mary Whittinghill, Montana Taxpayers' Association

00:33:40 Nancy Schlepp, Montana Farm Bureau

Informational Testimony: None

Questions from Committee Members and Responses:

00:36:12 Rep. Van Dyk

00:36:52 Mr. Smith

00:38:28 Rep. Mendenhall

00:39:25 Ms. Wilsnack

Closing by Sponsor:

00:41:23 Rep. Gallik

HEARING ON HB 299

Opening Statement by Sponsor:

00:45:36 Rep. Mike Milburn (R), HD 19, opened the hearing on HB 299, Revise laws governing ski areas and passenger ropeways.

Proponents' Testimony:

00:48:37 George Willett, Showdown Ski Area
00:55:24 Randy Elliott, Bridger Bowl Ski Area and Montana Ski
Area Association
00:58:37 Simon Elston, Big Sky Board Sports
01:02:16 Simon Perkins
01:04:03 Shalon Hastings
01:05:16 Stuart Doggett, Montana Innkeepers' Association
01:05:57 Peter Bovingdon, Ski Areas' Association

Opponents' Testimony:

01:12:25 Mr. Smith, Montana Trial Lawyers' Association

Informational Testimony: None

Questions from Committee Members and Responses:

01:34:44 Rep. Augare
01:35:07 Rep. Milburn
01:39:31 Mr. Bovingdon
01:43:33 Rep. Reinhart
01:44:02 Mr. Bovingdon
01:44:15 Bart Campbell
01:44:26 Rep. Reinhart
01:44:35 Mr. Bovingdon
01:47:25 Rep. Keane
01:48:29 Mr. Smith
01:49:42 Rep. Keane
01:50:12 Mr. Bovingdon
01:50:27 Mr. Willett
01:54:07 Rep. Heinert
01:54:43 Mr. Willett
01:55:33 Rep. Furey
01:55:46 Mr. Bovingdon

Closing by Sponsor:

01:55:58 Rep. Milburn
01:57:26 Break

HEARING ON HB 300

Opening Statement by Sponsor:

02:21:48 Rep. Mike Milburn (R), HD 19, opened the hearing on HB
300, Revise false statement provisions in alcoholic
beverage licensing law.

Proponents' Testimony:

02:31:26 Steven Potts

[EXHIBIT \(buh13a03\)](#)

02:44:35 Chuck Niswanger

02:45:32 Rick Hutchinson

Opponents' Testimony:

02:46:32 John Hayes, Cascade County Tavern Association

02:50:37 Mark Staples, Montana Tavern Association

Informational Testimony:

03:00:38 Shawna Helfert, Department of Revenue

[EXHIBIT \(buh13a04\)](#)

Questions from Committee Members and Responses:

03:05:12 Rep. Reinhart

03:05:37 Mr. Potts

03:07:34 Rep. Augare

03:08:14 Rep. Milburn

03:09:18 Rep. Heinert

03:09:48 Mr. Potts

03:10:19 Rep. Furey

03:10:45 Mr. Potts

Closing by Sponsor:

03:11:35 Rep. Milburn

03:13:52 Break

EXECUTIVE ACTION ON HB 101

03:21:12 **Motion:** Rep. Furey moved that HB101 **DO PASS.**

Discussion

03:21:46 Rep. Milburn

03:23:15 Rep. Furey

03:24:47 Rep. Boggio

03:26:22 Rep. Van Dyk

03:27:45 Rep. Reinhart

03:29:57 Rep. Milburn

03:30:20 Rep. Mendenhall

03:34:13 Rep. Reinhart

03:34:43 Rep. Mendenhall

03:35:22 Rep. Furey

03:36:41 Rep. Thomas

03:37:20 **Vote:** Motion failed 6-10 by roll call vote. Reps. Keane, Windy Boy, Reinhart, Augare, Furey, and Van Dyk voted aye. Reps. Dutton & Windy Boy voted by proxy.

03:39:20 **Motion/Vote:** Rep. Milburn moved that HB 101 BE **TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote. Reps. Dutton and Windy Boy voted by proxy.

EXECUTIVE ACTION ON HB 168

03:39:55 **Motion:** Rep. Keane moved that HB 168 **DO PASS**.

Discussion

03:40:00 Rep. Keane

03:41:30__Rep. Mendenhall

03:41:39 Rep. Arntzen

03:42:00 **Vote:** Motion failed 2-14 by roll call vote. Reps. Milburn and Van Dyk voted aye. Reps. Dutton and Windy Boy voted by proxy.

03:42:44 **Motion/Vote:** Rep. Keane moved that HB 168 be **TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote. Reps. Dutton and Windy Boy voted by proxy.

EXECUTIVE ACTION ON HB 173

03:43:10 **Motion:** Rep. Boggio moved that HB 173 **DO PASS**.

Discussion

03:43:39 Rep. Boggio

EXHIBIT (buh13a05)

03:46:31 Rep. Keane

03:47:24 Rep. Jones

03:48:12 Rep. Klock

03:48:47 Rep. Milburn

03:49:21 Mr. Campbell

EXHIBIT (buh13a06)

03:50:11 Rep. Stahl

03:51:46 **Motion/Vote:** Rep. Furey moved that HB 173 **BE AMENDED**.
Motion carried unanimously by voice vote. Reps. Dutton
and Windy Boy voted by proxy.

03:52:50 **Motion:** Rep. Boggio moved that HB 173 **DO PASS AS
AMENDED**.

Discussion

03:52:34 Rep. Augare
03:52:57 Rep. Klock
03:53:24 Shawna Helfert
03:54:12 Rep. Reinhart
03:54:16 Ms. Helfert
03:54:49 Rep. Reinhart
03:54:56 Ms. Helfert
03:55:00 Rep. Boggio
03:55:52 Rep. Jones

03:57:07 **Vote:** Motion carried 12-4 by roll call vote. Reps.
Milburn, Keane, Windy Boy, and Mendenhall voted no.
Reps. Dutton and Windy Boy voted by proxy.

ADJOURNMENT

03:58:18 Adjournment: 12:00 P.M.

REP. SCOTT MENDENHALL, Chairman

NANCY KRAFT, Secretary

SM/nk

Additional Exhibits:

EXHIBIT ([buh13aad.pdf](#))