

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By Chairman Scott Mendenhall, on March 30, 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. Ernie Dutton (R)
Rep. Kevin T. Furey (D)
Rep. Llew Jones (R)
Rep. Harry Klock (R)
Rep. Michele Reinhart (D)
Rep. Bill Thomas (D)

Members Excused: Rep. Ralph Heinert (R)
Rep. Wayne Stahl (R)
Rep. Kendall Van Dyk (D)
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: SB 211, 3/26/2007; SB 434,
3/26/2007; SB 444, 3/27/2007
Executive Action: SB 258; SB 444; SB 321; SB 211

HEARING ON SB 434

Opening Statement by Sponsor:

00:01:57 Sen. Vicki Cocchiarella (D), SD 47, opened the hearing on SB 434, Licensure and regulation for marriage and family therapists.

Proponents' Testimony:

00:04:30 Don Hargrove, Montana Association of Marriage and Family Therapists

EXHIBIT (buh68a01)

00:15:03 Elaine Maronick, Marriage and Family Therapist

EXHIBIT (buh68a02)

00:20:45 Barbara Harrold, Marriage and Family Therapist

00:23:21 Reverend Scott Davies

00:27:52 Jani McCall, Montana Childrens' Initiative Provider Association

00:29:19 Dr. Mark O'Dell, Montana Association for Marriage and Family Therapy

Opponents' Testimony:

00:29:48 Dr. Allen Ostby, Montana Clinical Mental Health Counselors' Association

EXHIBIT (buh68a03)

00:36:15 Patrick Jones, Professional Counselor, Billings, Montana

00:38:03 Sharon Nason, Licensed Professional Counselor, Helena, Montana

00:40:30 Wayne Yankoff

Informational Testimony:

00:42:41 Marilyn Kelly-Clark, Department of Labor and Industry

Questions from Committee Members and Responses:

00:43:13 Rep. Thomas

00:43:26 Ms. Maronick

00:45:49 Rep. Thomas

00:46:30 Dr. O'Dell

00:49:25 Rep. Reinhart

00:49:42 Ms. Kelly-Clark

00:50:03 Cyndi Breen, Department of Labor and Industry

00:51:00 Rep. Arntzen

00:57:00 Sen. Cocchiarella

00:58:36 Rep. Arntzen

00:58:44 Dr. O'Dell
01:01:19 Rep. Arntzen
01:01:33 Dr. Ostby
01:03:40 Rep. Arntzen
01:04:47 Ms. Kelly-Clark
01:05:18 Rep. Reinhart
01:05:42 Ms. Kelly-Clark
01:05:52 Ms. Breen
01:08:40 Rep. Reinhart
01:08:54 Ms. Nason
01:09:45 Rep. Milburn
01:10:18 Ms. Maronick

Closing by Sponsor:

01:11:47 Sen. Cocchiarella

HEARING ON SB 444

Opening Statement by Sponsor:

01:14:36 Sen. David Wanzienried (D), SD 49, opened the hearing on SB 444, Revise advanced practice registered nurse treatment of injured workers.

Proponents' Testimony:

01:16:55 Sharon Howard, Montana Nurses Association and Advanced Practice Registered Nurses

EXHIBIT (buh68a04)

01:19:45 Don Judge, Montana Injured Workers Resource Council and Teamsters' Local 190; and for Montana Trial Lawyers

EXHIBIT (buh68a05)

01:21:54 Nancy Butler, Montana State Fund

01:22:41 Riley Johnson, Montana Federation of Independent Business

01:23:10 Jason Miller, Montana AFL-CIO

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

01:23:56 Sen. Wanzienried

01:25:20 Break

HEARING ON SB 211

Opening Statement by Sponsor:

01:40:16 Sen. Lane Larson (D), SD 22, opened the hearing on SB 211, Revise electrical licensing laws.

Proponents' Testimony:

01:41:42 Jack Fisher, Chairman, State Electrical Board
01:42:27 Rick Hutchinson, Vice Chairman State Electrical Board,
Greater Montana Independent Contractors
01:43:07 Bernie Jacobs
01:45:30 Keith Allen, International Brotherhood of Electrical
Workers Local 233

Opponents' Testimony:

01:46:13 Patrick Judge, Montana Environmental Information Center
and the Montana Renewable Energy Association

[EXHIBIT \(buh68a06\)](#)

01:56:26 Jim Boggio

[EXHIBIT \(buh68a07\)](#)

02:01:48 Steven Aagenes

[EXHIBIT \(buh68a08\)](#)

Informational Testimony: None

Questions from Committee Members and Responses:

02:03:48 Rep. Reinhart
02:03:58 Mr. Hutchinson
02:08:05 Rep. Reinhart
02:08:18 Sen. Larson
02:13:29 Rep. Reinhart
02:13:45 Mr. Aagenes
02:14:24 Rep. Boggio
02:15:01 Sen. Larson
02:19:43 Rep. Mendenhall
02:21:49 Mr. Fisher
02:22:24 Rep. Mendenhall
02:22:30 Mr. Boggio
02:30:17 Rep. Arntzen
02:30:45 Sen. Larson
02:31:10 Mr. Jacobs
02:31:55 Rep. Furey
02:32:18 Mr. Jacobs
02:36:21 Rep. Dutton
02:36:50 Mr. Boggio

Closing by Sponsor:

02:38:38 Sen. Larson

02:42:42 Break

EXECUTIVE ACTION ON SB 258

03:08:52 **Motion:** Rep. Milburn moved that SB 258 **BE CONCURRED IN.**

03:09:55 **Motion:** Rep. Milburn moved that SB 258 **BE AMENDED.**
EXHIBIT (buh68a09)

Discussion:

03:10:18 Mark Cadwallader, Department of Labor and Industry

03:12:56 Rep. Mendenhall

03:13:54 Rep. Arntzen

03:14:12 Rep. Mendenhall

03:14:25 Mark Cadwallader

03:16:41 Rep. Dutton

03:17:25 Rep. Mendenhall

03:17:36 **Vote:** Motion carried unanimously by voice vote. Reps. Windy Boy, Van Dyk, Stahl, and Heinert voted by proxy.

03:18:03 **Motion:** Rep. Milburn moved that SB 258 **BE AMENDED.**
EXHIBIT (buh68a10)

Discussion:

03:18:25 Mr. Cadwallader

03:20:30 Rep. Mendenhall

03:21:47 **Motion/Vote:** Rep. Furey moved to **SEGREGATE AMENDMENT #5.** Motion carried unanimously by voice vote. Reps. Windy Boy, Van Dyk, Stahl, and Heinert voted by proxy.

Discussion:

03:22:53 Rep. Arntzen

03:23:11 Mr. Cadwallader

03:24:39 Bart Campbell

03:25:23 Rep. Furey

03:25:48 Mr. Cadwallader

03:28:59 **Vote:** Motion carried unanimously by voice vote.

03:29:26 **Motion:** Rep. Milburn moved that SB 258 **BE CONCURRED IN AS AMENDED.**

Discussion:

03:29:39 Rep. Dutton
03:29:51 Rep. Arntzen
03:30:12 Rep. Keane

03:30:31 **Vote:** Motion carried unanimously by voice vote. Reps. Windy Boy, Van Dyk, Stahl, and Heinert voted by proxy. Rep. Dutton will carry this bill.

EXECUTIVE ACTION ON SB 444

03:31:33 **Motion:** Rep. Keane moved that SB 444 **BE CONCURRED IN.**

Discussion:

03:31:40 Rep. Mendenhall

03:32:48 **Vote:** Motion carried unanimously by voice vote. Reps. Windy Boy, Van Dyk, Stahl, and Heinert voted by proxy. Rep. Henry will carry the bill.

EXECUTIVE ACTION ON SB 321

03:33:21 **Motion:** Rep. Keane moved that SB 321 **BE CONCURRED IN.**

Discussion:

03:33:29 Rep. Reinhart
03:33:53 Rep. Mendenhall
03:34:49 Rep. Augare
03:35:32 Rep. Arntzen
03:35:46 Rep. Mendenhall
03:37:01 Rep. Keane
03:38:00 Rep. Furey

03:38:17 **Vote:** Motion carried unanimously by voice vote. Reps. Windy Boy, Van Dyk, Stahl, and Heinert voted by proxy. Rep. Mendenhall will carry the bill.

EXECUTIVE ACTION ON SB 211

03:40:04 **Motion:** Rep. Milburn moved that SB 211 **BE CONCURRED IN.**

Discussion:

03:40:13 Rep. Reinhart
03:40:30 Rep. Milburn

03:40:41 Rep. Mendenhall
03:41:28 Rep. Augare
03:42:09 Rep. Mendenhall
03:42:18 Rep. Thomas
03:42:37 Rep. Reinhart
03:42:58 Rep. Arntzen
03:43:11 Rep. Keane

03:43:33 **Substitute Motion/Vote:** Rep. Milburn made a substitute motion that SB 211 **BE TABLED**. Substitute motion carried 9-7 by roll call vote with Reps. Augare, Furey, Keane, Reinhart, Thomas, Van Dyk, and Windy Boy voting no. Reps. Windy Boy, Van Dyk, Stahl, and Heinert voted by proxy.

ADJOURNMENT

03:44:39 Adjournment: 11:50 A.M.

REP. SCOTT MENDENHALL, Chairman

NANCY KRAFT, Secretary

SM/nk

Additional Exhibits:

EXHIBIT ([buh68aad.pdf](#))