

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: By **CHAIRMAN VICKI COCCHIARELLA**, on February 16, 2007 at 9:00 A.M., in Room 422 Capitol.

ROLL CALL

Members Present:

Sen. Vicki Cocchiarella, Chairman (D)
Sen. Joe Balyeat (R)
Sen. Roy Brown (R)
Sen. John Esp (R)
Sen. Verdell Jackson (R)
Sen. Lane L. Larson (D)
Sen. Frank Smith (D)
Sen. Carolyn Squires (D)
Sen. Donald J. Steinbeisser (R)
Sen. Joseph (Joe) Tropila (D)

Members Excused:

Sen. Don Ryan (D)

Members Absent: None.

Staff Present: Claudia Johnson, Committee Secretary
Pat Murdo, 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 444, 2/12/2007; SB 412,
2/12/2007; SB 440, 2/12/2007;
Executive Action: SB 444, SB 412, SB 440, SB 369, SB
321, COMMITTEE BILL, SB 331, SB
429, SB 453

00:08:14 Chairwoman Cocchiarella

HEARING ON SB 444

Opening Statement by Sponsor:

00:09:02 SEN. DAVID WANZENRIED (D), SD 49, opened the hearing on SB 444, Revise APRN treating of injured workers.

Proponents:

00:11:45 Dr. Patrick Galvas, Self

00:13:23 Deanna Babb, Advanced Practice Registered Nurses (APRN)

EXHIBIT (bus35a01)

00:15:57 Casey Blumenthal, Montana Health Care Providers (MHCP)

00:16:45 George Wood, Montana Self-Insurers Association

00:17:08 Matthew Cohn, Montana State Fund (MSF)

00:17:20 Riley Johnson, National Federation of Independent Business (NFIB)

00:17:31 John Barrows, Montana Newspaper Association

00:17:46 Bob Worthington, Montana Municipal Association (MMIA)

00:18:11 Don Judge, Montana Nurses Association

00:19:07 Robin Bollin, APRN

Opponents: None.

Informational Testimony:

00:22:34 Diana Ferriter, Bureau Chief, Worker's Compensation Bureau, Department of Labor and Industry (DLI)

Questions from Committee Members and Responses: None.

Closing by Sponsor:

00:23:00 Sen. Wanzenried

EXECUTIVE ACTION ON SB 444

00:23:43 **Motion:** SEN. TROPILA moved that SB 444 DO PASS.

Discussion:

00:23:56 Sen. Balyeat

00:24:16 Sen. Squires

00:25:20 **Vote:** Motion carried 10-1 by voice vote with SEN. ESP voting no.

HEARING ON SB 412

Opening Statement by Sponsor:

00:25:15 SEN. JOHN BRUEGGE MAN (R), SD 6, opened the hearing on SB 412, Authorize university construction projects using nonstate funds.

Proponents:

00:25:57 Bob Lashaway, University of Missoula (U of M)

00:29:20 Cathy Conover, U of M

Opponents: None.

Informational Testimony:

00:30:16 Tom O'Connell, Architect and Engineering Division, Department of Administration (D of A)

Questions from Committee Members and Responses:

00:31:46 Sen. Squires to Sen. Brueggeman

00:33:30 Sen. Squires to Bob Lashaway, U of M

00:34:27 Sen. Ryan to Bob Lashaway, U of M

Closing by Sponsor:

00:35:34 Sen. Brueggeman

EXECUTIVE ACTION ON SB 412

00:36:01 **Motion/Vote:** SEN. SQUIRES moved that SB 412 DO PASS.
Motion carried unanimously by voice vote.

HEARING ON SB 440

Opening Statement by Sponsor:

00:36:54 SEN. JOSEPH (JOE) TROPILA (D), SD 13, opened the hearing on SB 440, Revise membership of workforce investment boards--add military veteran.

Proponents:

00:37:25 Retired Col. Jim Jacobsen, Chair of the American Legion

00:38:55 Mervin Gunderson, Commander of the Montana American Legions

Opponents: None.

Informational Testimony:

00:40:03 Lisa Smith, Workforce Investment Board, DLI

00:41:06 Ingrid Childres, DLI

Questions from Committee Members and Responses:

00:41:47 Sen. Jackson to Lisa Smith, DLI

00:46:05 Sen. Brown to Ingrid Childres, DLI

00:47:03 Sen. Squires to Ingrid Childres, DLI

00:50:26 Sen. Cocchiarella to Ingrid Childres, DLI

Closing by Sponsor:

00:53:16 Sen. Tropila

Discussion:

00:53:47 Sen. Cocchiarella

00:55:08 Sen. Squires to Ingrid Childres, DLI

00:57:38 Sen. Tropila to Ingrid Childres, DLI

EXECUTIVE ACTION ON SB 440

00:59:03 **Motion:** SEN. ESP moved that SB 440 DO PASS.

Discussion:

00:59:12 **Motion:** SEN. SQUIRES moved a CONCEPTUAL AMENDMENT TO SB 440 BE ADOPTED.

Discussion:

00:59:47 **Vote:** Motion that a CONCEPTUAL AMENDMENT BE ADOPTED carried unanimously by voice vote.

00:59:54 **Motion/Vote:** SEN. ESP moved that SB 440 DO PASS AS AMENDED. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 369

01:00:55 **Motion:** SEN. SMITH moved that SB 369 DO PASS.

EXHIBIT (bus35a02)

Discussion:

01:02:14 Sen. Squires

01:02:49 Sen. Smith

01:03:21 Sen. Cocchiarella

01:03:28 Sen. Tropila

01:03:53 Sen. Balyeat

01:05:51 Sen. Esp

01:06:05 Sen. Ryan

01:06:49 Sen. Balyeat

01:08:39 Sen. Brown

01:09:45 Sen. Smith

01:10:26 Sen. Esp

01:10:57 **Vote:** Motion that SB 369 DO PASS carried 9-2 by voice vote with SEN. BALYEAT and SEN. BROWN voting no.

EXECUTIVE ACTION ON SB 321

Discussion:

01:12:29 Pat Murdo, LSD

EXHIBIT(bus35a03)

EXHIBIT(bus35a04)

01:12:49 **Motion:** SEN. SQUIRES moved that SB 321 DO PASS.

Discussion:

01:13:05 **Motion:** SEN. BALYEAT moved that AMENDMENT SB032102.APM BE ADOPTED.

Discussion:

01:14:47 Pat Murdo, LSD

01:16:12 Sen. Balyeat to Pat Murdo, LSD

01:17:23 **Vote:** Motion that AMENDMENT SB032102.APM BE ADOPTED carried unanimously by voice vote.

01:18:18 **Motion/Vote:** SEN. BALYEAT moved that AMENDMENT SB032101.APM BE ADOPTED. Motion carried unanimously by voice vote.

01:18:45 **Motion:** SEN. BALYEAT moved that SB 321 DO PASS AS AMENDED.

Discussion:

01:19:34 Sen. Squires

01:20:00 **Vote:** SEN. BALYEAT CALLED THE QUESTION that SB 321 DO PASS AS AMENDED. Motion carried unanimously by voice vote.

Discussion:

01:20:14 Sen. Tropila
01:20:42 Sen. Balyeat
01:21:15 Sen. Balyeat
01:21:34 Sen. Cocchiarella to Sen. Balyeat
01:21:47 Sen. Balyeat
01:24:10 Sen. Balyeat
01:24:17 Sen. Larson to Sen. Balyeat
01:25:08 Sen. Squires
01:25:27 Sen. Balyeat

EXECUTIVE ACTION ON COMMITTEE BILL

01:25:47 **Motion/Vote:** SEN. BALYEAT moved that a COMMITTEE BILL BE DRAFTED. Motion carried unanimously by roll call vote.

Discussion:

01:28:14 Sen. Cocchiarella

EXECUTIVE ACTION ON SB 331

01:29:18 **Motion:** SEN. SQUIRES moved that SB 331 DO PASS.

Discussion:

01:29:34 Sen. Esp
01:30:05 Sen. Brown to Sen. Cocchiarella
01:30:23 Carol Roy, State Auditor's Office (SAO)
01:30:54 Sen. Brown to Carol Roy, SAO
01:31:27 Sen. Jackson

01:36:17 Sen. Brown

01:36:22 Sen. Esp

01:36:33 Sen. Cocchiarella

01:38:24 Sen. Smith

01:39:59 Sen. Balyeat

01:40:26 **Motion/Vote:** SEN. ESP moved that SB 331 BE TABLED. Motion carried 10-1 by voice vote with SEN. JACKSON voting no. SEN. RYAN and SEN. STEINBEISSER voted by proxy.

EXECUTIVE ACTION ON SB 429

01:41:07 **Motion:** SEN. SQUIRES moved that SB 429 DO PASS.

Discussion:

01:41:43 **Motion/Vote:** SEN. ESP moved that SB 429 BE TABLED. Motion carried 9-2 by voice vote with SEN. SMITH and SEN. SQUIRES voting no. SEN. RYAN and SEN. STEINBEISSER voted aye by proxy.

EXECUTIVE ACTION ON SB 453

Discussion:

01:42:54 Sen. Balyeat

01:44:04 **Motion/Vote:** SEN. TROPILA moved to RECONSIDER SB 453 from February 15, 2007. Motion carried unanimously by voice vote. SEN. RYAN and SEN. STEINBEISSER voted by proxy.

Discussion:

01:44:47 Pat Murdo, LSD

EXHIBIT(bus35a05)

01:45:53 **Motion:** SEN. ESP moved that SB 453 DO PASS.

01:46:08 Motion/Vote: SEN. BALLYEAT moved AMENDMENT
SB045302.APM BE ADOPTED. Motion carried unanimously by
voice vote. SEN. RYAN and SEN. STEINBEISSER voted
by proxy.

01:46:40 Motion/Vote: SEN. ESP moved that SB 453 DO PASS AS
AMENDED. Motion carried unanimously by voice vote.
SEN. RYAN and SEN. STEINBEISSER voted by proxy.

ADJOURNMENT

Adjournment: 10:45 A.M.

SEN. VICKI COCCHIARELLA, Chairman

CLAUDIA JOHNSON, Secretary

VC/cj

Additional Exhibits:

EXHIBIT ([bus35aad.pdf](#))