

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chairman Bill Wilson, on March 25, 2009 at 8:30
A.M., in Room 172 Capitol

ROLL CALL

Members Present:

Rep. Bill Wilson, Chairman (D)
Rep. Bill Beck, Vice Chairman (R)
Rep. Michele Reinhart, Vice Chairman (D)
Rep. Elsie Arntzen (R)
Rep. Paul Beck (D)
Rep. Carlie Boland (D)
Rep. John Fleming (D)
Rep. Timothy Furey (D)
Rep. Chuck Hunter (D)
Rep. Harry Klock (R)
Rep. Mike Milburn (R)
Rep. Pat Noonan (D)
Rep. Scott Reichner (R)
Rep. Cary Smith (R)
Rep. Gordon Vance (R)
Rep. Jeffery Welborn (R)

Members Excused: Rep. Shannon Augare (D)
Rep. Tom Berry (R)

Members Absent: None

Staff Present: Santella Baglivo, Committee Secretary
Bart Campbell, 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 142, 3/10/2009; SB 192,
3/10/2009; SB 375, 3/10/2009

Executive Action: SB 287, SB 192, SB 375

HEARING ON SB 375

Opening Statement by Sponsor:

00:01:13 Sen. Jim Peterson (R), SD 15, opened the hearing on SB
375, Prohibit real property insurance in amount greater
than value of improvements.

Proponents' Testimony:

00:04:06 Dwight Easton, Farmers Insurance
00:06:05 Bob Biskupiak, Independent Insurance Agents Association
of Montana

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:06:55 Sen. Peterson

HEARING ON SB 142

Opening Statement by Sponsor:

00:08:09 Sen. Gary Perry (R), SD 35, opened the hearing on SB
142, Repeal unisex insurance law provisions.

Proponents' Testimony:

00:09:29 Dan Sullivan, Financial Consultant
EXHIBIT (buh66a01)
00:19:47 Claas Tuininga, Self, Manhattan, Montana
00:21:50 Sean Morgan, Self, Kalispell, Montana
00:28:57 Tom Tuck, Self, Belgrade, Montana
00:31:43 David Dachs, Self, Helena, Montana

00:35:28 Teresa Lewis Watts, Self, Billings, Montana
 00:42:28 Doug Lowney, Financial Consultant
 00:43:49 Greg Van Horssen, State Farm Insurance Company
 00:45:00 Bruce Spencer, Property Casualty Insurers Association
 00:45:44 Mary Allen, National Association of Insurance and
 Financial Advisors

EXHIBIT (buh66a02)

00:46:21 John Youngberg, Montana Farm Bureau Federation
 00:46:59 Dwight Easton, Farmers Insurance

Opponents' Testimony:

00:47:33 Linda Gryczan, Montana Women's Lobby
 00:49:00 Ann Brodsky, Chief Legal Counsel, Governor's Office
 00:54:48 Jerry Driscoll, Self
 00:58:02 Lindsay Love, Planned Parenthood of Montana
 00:59:13 Angie Wagenhals, NARAL Pro-Choice Montana
 00:59:55 Niki Zupanic, American Civil Liberties Union Montana
 01:02:17 Mary Arnold, Self, Helena, Montana

EXHIBIT (buh66a03)

01:04:54 Claudia Clifford, AARP Montana
 01:07:01 John Mudd, Executive Counsel, State Auditor's Office

Informational Testimony:

01:15:54 Jerry Keck, Administrator, Employment Relations
 Division, Department of Labor and Industry (DLI)

Questions from Committee Members and Responses:

01:16:41 Rep. Smith
 01:17:05 Ms. Wagenhals
 01:17:30 Chairman Wilson
 01:17:39 Mr. Mudd
 01:19:16 Rep. Smith
 01:19:48 Sen. Perry
 01:19:50 Rep. Smith
 01:19:54 Sen. Perry
 01:20:11 Rep. Smith
 01:20:21 Sen. Perry
 01:20:22 Rep. Smith
 01:20:50 Mr. Sullivan
 01:21:50 Rep. Smith
 01:22:44 Mr. Van Horssen
 01:23:24 Rep. Smith
 01:24:15 Sen. Perry
 01:24:20 Rep. Smith
 01:24:22 Sen. Perry
 01:25:38 Rep. Smith

01:25:57 Sen. Perry
01:26:04 Chairman Wilson
01:26:08 Rep. B. Beck
01:27:29 Mr. Mudd
01:30:38 Rep. Reinhart
01:31:09 Mr. Sullivan
01:32:17 Rep. Reinhart
01:32:26 Mr. Sullivan
01:33:00 Rep. Reinhart
01:33:24 Mr. Sullivan
01:34:32 Rep. Reinhart
01:34:37 Mr. Sullivan
01:34:59 Rep. Reinhart
01:35:33 Mr. Mudd
01:37:15 Rep. Reinhart
01:37:15 Mr. Mudd
01:37:19 Rep. Reinhart
01:37:24 Mr. Mudd
01:39:03 Rep. Reinhart
01:39:13 Mr. Mudd
01:39:23 Chairman Wilson
01:39:26 Mr. Mudd
01:41:43 Chairman Wilson
01:41:59 Rep. Fleming
01:42:23 Rep. Welborn
01:42:27 Rep. Smith
01:43:10 Sen. Perry
01:43:49 Rep. Smith
01:43:56 Sen. Perry
01:44:13 Rep. Smith
01:45:01 Mr. Van Horssen
01:47:34 Rep. Hunter
01:48:48 Mr. Mudd

Closing by Sponsor:

01:51:15 Sen. Perry
[EXHIBIT \(buh66a04\)](#)

01:58:00 Chairman Wilson called a recess.
02:16:02 Vice Chairwoman Reinhart resumed hearing.

HEARING ON SB 192

Opening Statement by Sponsor:

02:16:08 Sen. Ryan Zinke (R), SD 2, opened the hearing on
SB 192, Small business work comp relief.
[EXHIBIT \(buh66a05\)](#)

Proponents' Testimony:

02:24:11 Brad Griffin, Montana Retail Association
02:25:01 Jon Bennion, Montana Chamber of Commerce
02:25:34 Riley Johnson, National Federation of Independent
Business
02:28:34 Jason Miller, International Brotherhood of Teamsters
02:29:27 Nancy Butler, Montana State Fund
02:30:41 Bob Biskupiak, Independent Insurance Agents Association
of Montana
02:32:20 Vanessa Clark, Helena and Great Falls Chambers of
Commerce
02:32:53 Jerry Keck, Administrator, Employment Relations
Division, DLI
02:34:23 Robert Johnson, Montana AFL-CIO

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:35:13 Rep. B. Beck
02:36:10 Ms. Butler
02:36:39 Rep. B. Beck
02:36:56 Ms. Butler
02:37:14 Rep. B. Beck
02:37:26 Ms. Butler
02:37:31 Rep. B. Beck
02:37:36 Rep. Welborn
02:38:17 Sen. Zinke
02:40:19 Rep. Boland
02:40:31 Sen. Zinke
02:41:10 Rep. Boland
02:41:19 Sen. Zinke
02:42:46 Rep. Hunter
02:43:10 Ms. Butler
02:43:34 Rep. Hunter
02:43:52 Ms. Butler
02:44:38 Rep. Hunter
02:44:58 Ms. Butler
02:45:32 Rep. Hunter
02:46:32 Ms. Butler
02:47:08 Rep. Hunter
02:47:22 Ms. Butler
02:47:34 Rep. Hunter
02:47:45 Ms. Butler
02:47:53 Rep. B. Beck
02:48:23 Ms. Butler

Closing by Sponsor:

02:48:53 Sen. Zinke

EXECUTIVE ACTION ON SB 192

02:51:02 **Motion:** Rep. Reinhart moved that **SB 192 BE CONCURRED IN.**

02:51:14 Rep. Reichner called the question.

02:51:21 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 375

02:52:05 **Motion:** Rep. Reinhart moved that **SB 375 BE CONCURRED IN.**

02:52:17 Rep. Vance called the question.

02:52:20 **Vote:** Motion carried unanimously by voice vote.

02:53:19 Chairman Wilson called a recess.

03:03:09 Chairman Wilson resumed hearing.

EXECUTIVE ACTION ON SB 287

03:03:57 **Motion:** Rep. Reinhart moved that **SB 287 BE CONCURRED IN.**

03:04:10 **Motion:** Rep. Reinhart moved that **SB 287 BE AMENDED.**
EXHIBIT (buh66a06)

Discussion:

03:10:11 Rep. Arntzen

03:10:24 Rep. Reinhart

03:10:58 Rep. Arntzen

03:11:00 Rep. Reinhart

03:11:08 Rep. Arntzen

03:11:29 Rep. Reinhart

03:11:59 Rep. Arntzen

03:12:03 Rep. Reinhart

03:12:40 Rep. Arntzen

03:13:39 Rep. Reinhart

03:13:48 Mr. Campbell, Legislative Services Division

03:14:55 Rep. Welborn called the question.

03:15:12 Chairman Wilson

03:15:18 **Vote:** Motion carried 10-8 by roll call vote with, Rep. Hunter, Rep. Klock, Rep. Milburn, Rep. Reichner, Rep. Smith, Rep. Welborn, and Rep. Wilson voting no. Reps. Berry and Augare voted by proxy.

03:16:13 **Motion:** Rep. Reichner moved that **SB 287 BE CONCURRED IN AS AMENDED.**

03:16:19 **Substitute Motion/Vote:** Rep. Reichner made a substitute motion that **SB 287 BE TABLED.** Substitute motion carried 14-4 by roll call vote with Reps. Reinhart, Arntzen, Fleming and Vance voting no. Reps. Berry and Augare voted by proxy.

03:20:04 Rep. Arntzen

ADJOURNMENT

03:20:46 Adjournment: 11:00 A.M.

Santella Baglivo, Secretary

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Additional Documents:

EXHIBIT ([buh66aad.pdf](#))