

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Elsie Arntzen, on March 11, 2011 at 8:00 AM, in Room 303 Capitol

ROLL CALL

Members Present:

Rep. Elsie Arntzen, Chairman (R)
Rep. Chuck Hunter, Vice Chairman (D)
Rep. Carlie Boland (D)
Rep. Christy Clark (R)
Rep. Virginia Court (D)
Rep. Lila Walter Evans (R)
Rep. Timothy Furey (D)
Rep. Edward Greef (R)
Rep. Harry Klock (R)
Rep. Pat Noonan (D)
Rep. Michele Reinhart (D)
Rep. Matthew M. Rosendale Sr (R)
Rep. Daniel R. Salomon (R)
Rep. Sterling Small (R)
Rep. Cary Smith (R)
Rep. Gordon Vance (R)
Rep. Jeffery W. Welborn (R)

Members Excused: Rep. Tom Berry, Vice Chairman (R)
Rep. Jonathan McNiven (R)
Rep. Scott Reichner (R)
Rep. Carolyn Squires (D)

Members Absent: None

Staff Present: Bart Campbell, Legislative Branch
Sandra Sullivan, 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: HB 601, 3/4/2011; SB 223, 3/4/2011; SB 287, 3/4/2011; SB 341, 3/4/2011; SB 29, 3/4/2011

HEARING ON HB 601

Opening Statement by Sponsor:

00:05:32 Rep. Champ Edmunds (R), HD 100, opened the hearing on HB 601, Revise business and labor law to limit use of credit history in employment.

Proponents' Testimony:

00:06:50 Shelbi Dantick, Montana Public Interest Research Group (Mont PIRG)

[EXHIBIT\(buh55a01\)](#)

Opponents' Testimony:

00:09:04 Jessie Luther, Consumer Data Industry Association
00:11:46 Rep. Squires and Rep. McNiven arrived.
00:14:00 Bruce Spencer, Montana Automobile Dealers Association and Montana State Bar Association
00:17:19 Steve Turkiewicz, Montana Bankers Association
00:18:28 Brad Griffin, Montana Retail Association
00:19:03 Ronda Wiggers, Great Falls Chamber of Commerce
00:21:07 Rep. Reichner arrived.
00:21:16 Jon Bennion, Montana Chamber of Commerce
00:22:00 Dwight Easten, Farmers Insurance Group
00:23:04 Mick Karls, Rocky Mountain Credit Union
00:24:21 Clyde Dailey, Montana Credit Union Network

Informational Testimony: None

Questions from Committee Members and Responses:

00:25:20 Chairwoman Arntzen
00:25:30 Ms. Luther
00:26:14 Chairwoman Arntzen
00:26:20 Ms. Luther
00:27:02 Vice Chairman Hunter
00:27:23 Ms. Luther
00:27:52 Rep. Reinhart
00:28:14 Ms. Luther
00:28:56 Chairwoman Arntzen
00:29:11 Mr. Griffin
00:29:58 Rep. McNiven
00:30:31 Mr. Karls

Closing by Sponsor:

00:31:16 Rep. Edmunds

HEARING ON SB 29**Opening Statement by Sponsor:**

00:33:45 Sen. Lynda Moss (D), SD 26, opened the hearing on SB 29, Mandatory alcohol server and sales training.

Proponents' Testimony:

00:43:10 Darbie Morigeau, Responsible Alcohol Server and Sales Trainer
00:45:58 Ivy McGowan, Bartender and Responsible Alcohol Server and Sales Trainer
00:49:28 Rep. Reichner, Rep. Boland and Rep. Furey left.
00:51:32 Kris Minard, Citizen
00:53:06 Tawny Haynes, Citizen
00:55:47 Rep. Boland returned.
00:57:35 Jim Smith, Montana Sheriffs and Peace Officers Association
00:58:33 Lewis Smith, Powell County Attorney
01:00:38 Col. Michael Tooley, Chief Administrator, Montana Highway Patrol (MHP)
01:02:59 John Larsen, Montana Common Sense Coalition

EXHIBIT(buh55a02)

01:05:58 Don Judge, Montana Nurses' Association
01:09:03 Mr. Griffin, Executive Director, Montana Restaurant Association
01:12:36 Mark Staples, Montana Tavern Association
01:14:17 Neil Peterson, Gaming Industry Association
01:15:50 Ronna Alexander, Montana Convenience Store Association
01:19:48 Tony Herbert, Montana Brewers Association
01:20:28 Rebecca Sturdevant, Mothers Against Drunk Driving (MADD)

EXHIBIT(buh55a03)**Opponents' Testimony:**

01:23:21 Mike Fellows, Montana Libertarian Party

Informational Testimony:

01:24:27 Shawna Helfert, Administrator, Liquor Control Division, Department of Revenue (DOR)

Questions from Committee Members and Responses:

01:24:50 Rep. Reinhart
01:25:22 Ms. Helfert, DOR
01:26:24 Rep. Reinhart
01:26:36 Ms. Helfert
01:26:46 Rep. Reinhart
01:26:59 Ms. Helfert
01:28:01 Rep. Reinhart
01:28:23 Sen. Moss

EXHIBIT(buh55a04)

01:30:43 Rep. Reinhart
01:30:55 Sen. Moss
01:31:04 Ms. Helfert
01:31:37 Rep. Reinhart
01:31:41 Ms. Helfert

01:31:50	Vice Chairman Hunter
01:32:41	Ms. Helfert
01:33:16	Vice Chairman Hunter
01:33:26	Ms. Helfert
01:33:57	Rep. Welborn
01:34:53	Mr. Griffin
01:35:53	Rep. Welborn
01:36:20	Mr. Griffin
01:36:47	Rep. Welborn
01:37:16	Ms. Helfert
01:38:26	Chairwoman Arntzen
01:38:46	Ms. Helfert
01:39:52	Chairwoman Arntzen
01:40:05	Ms. Helfert
01:41:03	Chairwoman Arntzen
01:41:12	Ms. Helfert
01:41:23	Chairwoman Arntzen
01:41:29	Ms. Helfert
01:41:56	Chairwoman Arntzen
01:42:05	Ms. Helfert
01:42:40	Chairwoman Arntzen
01:42:57	Ms. Helfert
01:44:37	Chairwoman Arntzen
01:44:52	Ms. Helfert
01:45:31	Rep. McNiven
01:47:03	Ms. Helfert
01:47:47	Rep. McNiven
01:48:18	Ms. Helfert
01:48:33	Mr. Staples
01:50:40	Rep. McNiven
01:51:20	Ms. Helfert
01:51:28	Mr. Griffin
01:52:02	Rep. McNiven
01:52:22	Ms. Helfert
01:52:30	Rep. McNiven
01:52:55	Ms. Helfert
01:53:03	Rep. McNiven
01:53:57	Sen. Moss
01:54:19	Mr. Staples
01:56:16	Rep. McNiven
01:56:47	Col. Tooley, MHP
01:57:03	Rep. Clark
01:57:28	Mr. Griffin
01:57:40	Rep. Clark
01:57:51	Ms. Helfert
01:58:33	Rep. Clark
01:58:38	Ms. Helfert
01:58:42	Rep. Boland
01:59:25	Mr. Staples
02:00:12	Rep. Squires

02:00:33 Ms. Helfert
02:00:41 Rep. Squires
02:00:54 Mr. Smith
02:02:36 Rep. Squires
02:02:42 Mr. Smith
02:04:22 Rep. Squires
02:05:29 Mr. Smith
02:06:17 Rep. Squires
02:06:39 Mr. Smith
02:07:05 Rep. Squires

Closing by Sponsor:

02:07:54 Sen. Moss

02:11:30 Meeting recessed.
02:29:33 Meeting resumed.

HEARING ON SB 223**Opening Statement by Sponsor:**

02:30:05 Sen. Ryan Zinke (R), SD 2, opened the hearing on SB 223, Revise volunteer firefighter pensions.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

02:34:37 Melanie Symons, Montana Public Employee Retirement Administration

Questions from Committee Members and Responses:

02:35:27 Rep. Squires
02:35:54 Ms. Symons
02:36:00 Rep. Squires
02:36:22 Ms. Symons
02:36:50 Rep. Squires
02:37:34 Ms. Symons
02:38:20 Rep. Squires
02:38:48 Ms. Symons
02:39:01 Rep. Squires
02:39:27 Sen. Zinke
02:40:49 Rep. Squires

Closing by Sponsor:

02:41:42 Sen. Zinke

HEARING ON SB 287

Opening Statement by Sponsor:

02:43:49 Sen. Jim Keane (D), SD 38, opened the hearing on SB 287, Require certain corporate officers or managers of LLC's to obtain work comp.

Proponents' Testimony:

02:46:19 J.D. Lynch, Montana State Building and Construction Trades

02:46:44 Jerry Keck, Administrator, Employment Relations Division, Department of Labor and Industry (DLI)

EXHIBIT(buh55a05)

02:49:04 Bob Worthington, Co-Vice Chair Management, Labor-Management Advisory Council (LMAC)

02:49:48 Jason Miller, Co-Vice Chair Labor, LMAC

02:51:21 Steve Wade, Montana Contractors Association

02:52:05 Riley Johnson, National Federation of Independent Businesses

02:53:08 Chris Cavazos, Montana American Federation of Labor-Congress of Industrial Organizers (AFL-CIO)

02:53:24 Keith Allen, Local 233, International Brotherhood of Electrical Workers

02:53:40 Vicki Cocchiarella, Citizens

02:55:36 John Forkan, Montana State Association of Plumbers and Pipefitters

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:56:23 Rep. Clark

02:56:50 Mr. Keck, DLI

02:57:39 Rep. Clark

02:57:53 Mr. Keck

Closing by Sponsor:

02:58:24 Sen. Keane

HEARING ON SB 341

Opening Statement by Sponsor:

03:00:01 Sen. Frederick (Eric) Moore (R), SD 20, opened the hearing on SB 341, Revise certain unemployment insurance charges to employers.

Proponents' Testimony:

03:05:06 Errol Rice, Montana Stock Growers Association

03:05:52 Mr. Bennion

Opponents' Testimony:

03:06:11 Roy Mulvaney, Administrator, Unemployment Insurance Division, DLI

03:09:07 Mr. Allen
03:11:00 Mr. Lynch
03:12:38 Mr. Cavazos, AFL-CIO
03:13:09 Mr. Forkan
03:13:40 Mr. Miller

Informational Testimony: None

Questions from Committee Members and Responses:

03:15:12 Vice Chairman Hunter
03:16:07 Mr. Mulvaney, DLI
03:16:23 Vice Chairman Hunter
03:16:36 Mr. Mulvaney
03:16:41 Vice Chairman Hunter
03:17:21 Mr. Mulvaney
03:17:36 Vice Chairman Hunter
03:18:14 Rep. Smith left.
03:18:45 Mr. Lynch
03:19:17 Rep. Rosendale
03:19:48 Mr. Mulvaney
03:20:10 Rep. McNiven
03:21:02 Mr. Mulvaney
03:21:32 Rep. McNiven
03:22:39 Mr. Mulvaney
03:23:32 Rep. McNiven
03:23:41 Rep. Clark
03:24:36 Mr. Rice
03:25:34 Rep. Squires
03:27:48 Mr. Rice
03:27:56 Rep. Squires
03:27:57 Mr. Rice
03:28:32 Rep. Squires

Closing by Sponsor:

03:28:51 Sen. Moore

ADJOURNMENT

11:34:00 Adjournment

Sandra Sullivan, Secretary

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Additional Documents:

EXHIBIT([buh55aad.pdf](#))