

## MINUTES

### MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

**Call to Order:** Chair Joe Balyeat, on January 13, 2011 at 10:00 A.M., in Room 422  
Capitol

#### ROLL CALL

**Members Present:**

Sen. Joe Balyeat, Chairman (R)  
Sen. Verdell Jackson, Vice Chairman (R)  
Sen. Tom Facey (D)  
Sen. Frederick "Eric" Moore (R)  
Sen. Donald J. Steinbeisser (R)  
Sen. Sharon Stewart-Peregoy (D)  
Sen. Mitch Tropila (D)  
Sen. Gene Vuckovich (D)

**Members Excused:** Sen. Jeff Essmann (R)  
Sen. Bruce Tutvedt (R)  
Sen. Jonathan Windy Boy (D)

**Members Absent:** None

**Staff Present:** Linda Keim, 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 78, 1/5/2011, Executive Action, SB 23, SB 64, SB 78

**HEARING ON SB 78**

**Opening Statement by Sponsor:**

00:01:14 Sen. Rick Ripley (R), SD 9, opened the hearing on SB 78, Adopt model language for Montana Guaranty Association.

**Proponents' Testimony:**

00:03:34 Jesse Laslovich, State Auditor's Office  
**EXHIBIT(bus10a01)**

00:07:34 Mona Jamison, Attorney, Lobbyist, Montana Life and Health Insurance  
Guarantee Association (MLHIGA)  
**EXHIBIT(bus10a02)**  
**EXHIBIT(bus10a03)**

00:18:55 Susan Witte, Vice President and General Counsel, Allegiance Life and Health  
Insurance Company

00:19:49 Jacqueline Lenmark , American Council of Life Insurers, American Family Life  
Insurance Company (AFLAC), American Insurance Association

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:21:25 Sen. Facey  
00:23:04 Mona Jamison, MLHIGA  
00:23:22 Sen. Jackson  
00:23:42 Ms. Jamison  
00:24:21 Chairman Balyeat  
00:26:48 Jesse Laslovich, State Auditor's Office

**Closing by Sponsor:**

00:27:00 Sen. Ripley

00:27:47 Chairman Balyeat  
00:28:23 Sen. Steinbeisser

**EXECUTIVE ACTION ON SB 78**

00:29:09 **Motion:** Sen. Facey moved that **SB 78 DO PASS.**  
**EXHIBIT(bus10a04)**

00:29:17 **Motion/Vote:** Sen. Facey moved that **SB 78 BE AMENDED.** Motion carried  
unanimously by voice vote. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy  
voted by proxy.

00:29:51 **Motion/Vote:** Sen. Facey moved that **SB 78 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

**EXECUTIVE ACTION ON SB 23**

00:32:29 **Motion:** Sen. Tropila moved that **SB 23 DO PASS**.  
**EXHIBIT(bus10a05)**

00:32:46 **Motion:** Sen. Tropila moved that **SB 23 BE AMENDED**.

**Discussion:**

00:33:20 Chairman Balyeat  
00:35:05 Pat Murdo, Legislative Business Services  
00:35:46 Sen. Moore  
00:36:32 Sen. Facey  
00:37:54 Pat Murdo  
00:38:05 Chairman Balyeat  
00:38:12 Sen. Tropila  
00:38:39 Chairman Balyeat  
00:39:01 Sen. Tropila  
00:39:27 Pat Murdo  
00:39:51 Chairman Balyeat  
00:41:04 Sen. Facey  
00:41:59 Chairman Balyeat

00:42:17 **Vote:** Motion failed 2-9 by roll call vote with Sen. Tropila and Sen. Windy Boy voting aye.

00:43:15 Chairman Balyeat

**Discussion:**

00:43:19 Sen. Facey  
00:43:36 Chairman Balyeat  
00:43:42 Sen. Jackson  
00:44:16 Chairman Balyeat  
00:44:49 Sen. Stewart-Peregoy  
00:45:59 Sen. Steinbeisser  
00:46:15 Chairman Balyeat

00:46:18 **Vote:** Motion carried 10-1 by roll call vote with Sen. Jackson voting no. Sen. Essmann, Sen. Vuckovich and Sen. Windy Boy voted by proxy.

**EXECUTIVE ACTION ON SB 64**

00:47:49 Chairman Balyeat

**EXHIBIT(bus10a06)**

00:47:58 **Motion:** Sen. Steinbeisser moved that **SB 64 DO PASS.**

00:48:07 **Motion:** Sen. Steinbeisser moved that **SB 64 BE AMENDED.**

**Discussion:**

00:48:26 Pat Murdo

00:49:13 Sen. Steinbeisser

00:49:26 **Vote:** Motion carried unanimously by voice vote. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

00:49:47 **Motion/Vote:** Sen. Steinbeisser moved that **SB 64 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

00:50:04 Chairman Balyeat

00:50:57 Sen. Tropila

00:51:22 Chairman Balyeat

00:51:28 Sen. Jackson

00:52:03 Chairman Balyeat

**ADJOURNMENT**

Adjournment: 10:54 A.M.

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Linda Keim, Secretary

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Additional Documents:

**EXHIBIT([bus10aad.pdf](#))**