

## MINUTES

### MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

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

**Call to Order:** Chair Joe Balyeat, on January 18, 2011 at 9:00 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 102, 1/14/2011; SB 158, 1/14/2011, SB 159

**HEARING ON SB 159****Opening Statement by Sponsor:**

00:00:20 Sen. Jason Priest (R), SD 30, opened the hearing on SB 159, Revise energy efficiency and code adoption requirements in building codes.

**Proponents' Testimony:**

00:06:05 Dustin Stewart, Executive Director, Montana Building Industry Association (MBIA)

**EXHIBIT(bus13a01)**

00:12:49 Mike Hughes, Government Affairs, MBIA

00:19:05 Jim More, Builder, Hamlin Construction; President, Helena Building Industry Association (HBIA)

00:22:51 Basil Jacobson, MBIA, Great Falls

00:24:03 Glenn Oppel, Montana Association of Realtors (MAR)

00:25:53 Jim Zarling, MBIA, General Contractor, Great Falls

00:26:57 Rob Martin, MBIA, Builder, Helena

**EXHIBIT(bus13a02)**

00:27:40 Merna Terry, MBIA, Home builder, Kalispell

**Opponents' Testimony:**

00:30:07 Dale Horton, Energy Program Manager, National Center for Appropriate Technology (NCAT), Butte

**EXHIBIT(bus13a03)**

00:37:00 David Scrimm, self

00:39:05 Ben Brouwer, Energy Program Manager, Alternative Energy Resource Association (AERO)

**EXHIBIT(bus13a04)**

00:42:31 Kyla Wiens, Montana Environmental Information Center (MEIC)

**Informational Testimony:**

00:46:13 Dave Cook, Department of Labor and Industry (DOLI), Bureau Chief over Building Codes

**Questions from Committee Members and Responses:**

00:46:37 Chairman Balyeat

00:49:05 Mr. Cook, DOLI

00:49:15 Sen. Moore

00:49:19 Mr. Cook

00:49:38 Sen. Tropila

00:49:54 Mr. Cook

00:50:35 Sen. Tropila

00:51:44 Sen. Priest

00:51:59 Chairman Balyeat

00:52:22 Sen. Facey

00:52:43 Mr. Zarling, MBIA  
 00:53:09 Sen. Facey  
 00:57:15 Mr. Stewart MBIA  
 00:58:15 Sen. Jackson  
 00:59:51 Mr. Stewart  
 01:00:00 Sen. Jackson, without objection, redirect to Mike Hughes  
 01:00:10 Mr. Hughes, MBIA  
 01:01:44 Sen. Tropila  
 01:05:10 Sen. Priest  
 01:06:00 Chairman Balyeat  
 01:07:16 Pat Murdo, Legislative Services Division (LSD)  
 01:07:30 Chairman Balyeat  
 01:07:35 Sen. Priest  
 01:07:49 Chairman Balyeat  
 01:13:19 Mr. Horton NCAT  
 01:14:22 Chairman Balyeat  
 01:16:57 Sen. Priest  
 01:17:33 Sen. Moore  
 01:18:49 Mr. Horton  
 01:20:49 Sen. Facey  
 01:21:17 Mr. Cook  
 01:22:46 Chairman Balyeat  
 01:24:19 Mr. Cook  
 01:24:34 Sen. Vuckovich  
 01:25:18 Mr. Cook  
 01:25:57 Sen. Tropila  
 01:27:14 Chairman Balyeat  
 01:27:37 Sen. Priest  
 01:27:51 Sen. Tropila  
 01:27:58 Sen. Priest

**Closing by Sponsor:**

01:28:33 Sen. Priest  
 01:30:36 Recess  
 01:36:19 Resume

**HEARING ON SB 102**

**Opening Statement by Sponsor:**

01:36:53 Sen. Gene Vuckovich (D), SD 43, opened the hearing on SB 102, Revise law on payment of subcontractors on public contracts.

[EXHIBIT\(bus13a05\)](#)

[EXHIBIT\(bus13a06\)](#)

01:41:14 Chairman Balyeat

**Proponents' Testimony:**

01:41:37 David Beck, Subcontractor, Anaconda  
01:45:15 John Forkan, Montana Association Plumbers and Pipefitters (MAPP)

**Opponents' Testimony:**

01:46:08 Cary Hegreberg, Montana Contractor's Association (MCA)  
01:50:26 John MacDonald, City of Missoula  
01:51:18 Harold Blattie, Montana Association of Counties (MACo)

**Informational Testimony:**

01:54:01 Russ Katherman, Architecture and Engineering Division (A & E), State of Montana

**Questions from Committee Members and Responses:**

01:55:21 Steve Brown, subcontractor audience member  
01:56:29 Russ Katherman, A & E  
01:56:41 Mr. Brown  
01:56:53 Chairman Balyeat  
02:00:17 Mr. Hegreberg, MCA  
02:00:39 Chairman Balyeat  
02:01:16 Mr. Beck, Subcontractor  
02:03:39 Sen. Jackson  
02:05:36 Mr. Beck  
02:06:14 Sen. Jackson  
02:08:30 Mr. Hegreberg

**Closing by Sponsor:**

02:09:32 Sen. Vuckovich  
02:09:46 Chairman Balyeat

**HEARING ON SB 158**

**Opening Statement by Sponsor:**

02:10:26 Sen. Tom Facey (D), SD 48, opened the hearing on SB 158, Require legislators to disclose cost/payment information for meetings attended.

[\*\*EXHIBIT\(bus13a07\)\*\*](#)

**Proponents' Testimony:**

02:18:02 Don Barrows, Executive Director, Montana Newspaper Association

**Opponents' Testimony:** None

**Informational Testimony:**

02:19:31 Jennifer Hensley, Commissioner of Political Practices

[EXHIBIT\(bus13a08\)](#)

**Questions from Committee Members and Responses:**

02:20:46 Sen. Tropila  
02:20:54 Ms. Murdo, LSD  
02:21:35 Chairman Balyeat  
02:24:16 Sen. Facey  
02:24:38 Chairman Balyeat  
02:24:43 Sen. Jackson  
02:29:29 Sen. Facey

**Closing by Sponsor:**

02:30:18 Sen. Facey  
  
02:30:32 Chairman Balyeat  
02:31:36 Sen. Jackson  
02:31:46 Mary McCue, Montana Dental Association  
02:32:13 Chairman Balyeat

**ADJOURNMENT**

Adjournment: 11:35 A.M.

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Linda Keim, Secretary

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Additional Documents:

**EXHIBIT([bus13aad.pdf](#))**