

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Joe Balyeat, on January 19, 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. Mitch Tropila (D)
Sen. Gene Vuckovich (D)

Members Excused: Sen. Jeff Essmann (R)
Sen. Sharon Stewart-Peregoy (D)
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 130, 1/7/2011, SB 46, 1/12/2011

Executive Action: SB 46, Do Pass; SB 101 and SB 158, Discussion only;
SB 102 Tabled; SB 159 Do Pass As Amended

HEARING ON SB 130

Opening Statement by Sponsor:

00:01:24 Sen. David Wanzenried (D), SD 49, opened the hearing on SB 130, Unemployment benefits for certain school employees between terms.

Proponents' Testimony:

00:08:37 Marco Ferro, Montana Education Association-Montana Federation of Teachers (MEA-MFT)
00:11:52 Madalyn Quinlan, Chief of Staff, Office of Public Instruction (OPI), appearing on behalf of Superintendent Denise Juneau
00:13:06 Tom Schneider, Montana Public Employees Association (MPEA)
00:14:21 Mark Anderlick, Executive Officer, Butte Teachers Union Local # 427

Opponents' Testimony:

00:15:17 Bob Vogel, Montana School Boards Association (MTSBA), Montana Students Unemployment Insurance Program (MSUIP)

Informational Testimony:

00:20:08 Roy Mulvaney, Administrator, Unemployment Insurance Program, Department of Labor and Industry (DOLI)

Questions from Committee Members and Responses:

00:20:40 Sen. Jackson
00:21:21 Bob Vogel, MTSBA, defer question
00:22:03 Sen. Jackson, without objection
00:23:09 Roy Mulvaney, DOLI
00:23:45 Chairman Balyeat
00:25:09 Mr. Mulvaney
00:25:34 Sen. Tropila
00:25:54 Marco Ferro, MEA-MFT
00:26:19 Sen. Tropila
00:26:42 Sen. Wanzenried
00:28:08 Sen. Facey
00:30:06 Mr. Mulvaney
00:30:38 Sen. Facey
00:31:22 Mr. Vogel
00:32:15 Chairman Balyeat

Closing by Sponsor:

00:32:58 Sen. Wanzenried
00:35:45 Chairman Balyeat

HEARING ON SB 46

Opening Statement by Sponsor:

00:37:19 Sen. Mitch Tropila (D), SD 12, opened the hearing on SB 46, Clarify extradition payments.

Proponents' Testimony:

00:39:09 Carol Smith, Governor's office

Opponents' Testimony: None

Informational Testimony:

00:40:28 Pearl Allen, Legislative Audit Division (LAD)

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:41:20 Sen. Tropila

00:41:39 Chairman Balyeat

EXECUTIVE ACTION ON SB 46

00:41:40 **Motion/Vote:** Sen. Facey moved that **SB 46 DO PASS**. Motion carried unanimously by voice vote. Sen. Essmann, Sen. Tutvedt, Stewart-Peregoy, and Sen. Windy Boy voted by proxy.

00:42:32 Chairman Balyeat

EXECUTIVE ACTION ON SB 101

00:42:51 Chairman Balyeat

EXHIBIT(bus14a01)

00:44:09 Sen. Jackson

EXHIBIT(bus14a02)

00:47:18 Chairman Balyeat, defer without objection

00:47:25 Mary McCue, Montana Dental Association

00:50:48 Chairman Balyeat

00:51:19 Ms. McCue

00:52:04 Chairman Balyeat

00:53:38 Mary McCue

00:54:05 Sen. Jackson

00:54:15 Chairman Balyeat, defer without objection

00:54:18 Dennis Lopach, Denturist Association of Montana

00:56:06 Sen. Jackson

00:56:34 Mr. Lopach
00:57:51 Chairman Balyeat
00:58:00 Sen. Moore
00:59:04 Chairman Balyeat

Note: Further discussion on SB 101 will take place at another time

00:59:39 Chairman Balyeat
00:59:47 Sen. Facey

EXECUTIVE ACTION ON SB 158

01:00:18 **Motion:** Sen. Facey moved that **SB 158 DO PASS.**

Discussion:

01:00:52 Sen. Facey

01:02:40 **Motion/Vote:** Sen. Facey moved that **SB 158 BE AMENDED.** Motion carried unanimously by voice vote. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

EXHIBIT(bus14a03)

01:03:50 **Motion:** Sen. Facey moved that **SB 158 DO PASS AS AMENDED.**

Discussion:

01:04:17 Sen. Facey
01:06:54 Sen. Moore
01:07:12 Sen. Facey
01:07:37 Sen. Jackson
01:12:12 Chairman Balyeat
01:15:46 Sen. Facey
01:18:07 Sen. Steinbeisser
01:18:20 Sen. Facey
01:21:48 Chairman Balyeat
01:22:00 Sen. Moore
01:23:07 Chairman Balyeat
01:23:12 Sen. Vuckovich
01:23:55 Sen. Facey
01:24:19 Pat Murdo, Legislative Services Division (LSD)
01:24:45 Sen. Facey
01:25:12 Sen. Tropila
01:25:53 Sen. Facey
01:27:00 Sen. Tropila
01:27:04 Sen. Facey withdrew his motion on SB 158

Note: Further discussion on SB 158 will take place at another time

01:27:19 Chairman Balyeat
01:27:25 Sen. Vuckovich

EXECUTIVE ACTION ON SB 102

01:27:41 **Motion:** Sen. Vuckovich moved that **SB 102 DO PASS.**

01:27:56 **Motion:** Sen. Vuckovich moved that **SB 102 BE AMENDED.**

Discussion:

01:28:29 Chairman Balyeat
01:28:35 Sen. Stewart-Peregoy arrived

01:29:18 **Vote:** Motion carried unanimously by voice vote. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

01:29:33 **Motion:** Sen. Vuckovich moved that **SB 102 DO PASS AS AMENDED.**

Discussion:

01:29:55 Sen. Vuckovich
01:31:38 Sen. Moore
01:32:05 Sen. Vuckovich
01:32:09 Ms. Murdo
01:32:24 Chairman Balyeat
01:36:12 Sen. Vuckovich
01:37:49 Chairman Balyeat
01:38:07 Sen. Vuckovich
01:38:23 Ms. Murdo
01:39:00 Chairman Balyeat

01:39:10 **Vote:** Motion failed 5-6 by roll call vote with Sen. Facey, Sen. Stewart-Peregoy, Sen. Tropila, Sen. Vuckovich and Sen. Windy Boy voting aye. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

01:39:18 **Motion/Vote:** Without objection, Sen. Balyeat moved to **REVERSE THE VOTE AND TABLE THE BILL.**

01:41:31 Chairman Balyeat

EXECUTIVE ACTION ON SB 159

01:41:43 Chairman Balyeat

01:42:11 **Motion:** Sen. Moore moved that **SB 159 DO PASS.**

01:42:20 **Motion:** Sen. Balyeat moved that **SB 159 BE AMENDED.**

EXHIBIT(bus14a04)

01:42:51 Ms. Murdo

01:44:01 **Vote:** Motion carried unanimously by voice vote. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

01:44:15 **Motion:** Sen. Moore moved that **SB 159 DO PASS AS AMENDED.**

Discussion:

01:44:32 Sen. Tropila

01:46:27 Sen. Stewart-Peregoy

01:48:09 Chairman Balyeat

01:51:09 Sen. Jackson

01:52:48 Sen Tropila

01:53:57 **Vote:** Motion carried 6-5 by roll call vote with Sen. Facey, Sen. Stewart-Peregoy, Sen. Tropila, Sen. Vuckovich and Sen. Windy Boy voting no. Sen. Essmann, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

01:54:34 Chairman Balyeat

ADJOURNMENT

Adjournment: 10:56 A.M.

Linda Keim, Secretary

lk

Additional Documents:

EXHIBIT([bus14aad.pdf](#))