

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Joe Balyeat, on March 30, 2011 at 11:30 A.M., in Room 422 Capitol

ROLL CALL

Members Present:

Sen. Joe Balyeat, Chair (R)
Sen. Verdell Jackson, Vice Chair (R)
Sen. Tom Facey (D)
Sen. Frederick (Eric) Moore (R)
Sen. Carmine Mowbray (R)
Sen. Donald J. Steinbeisser (R)
Sen. Sharon Stewart-Peregoy (D)
Sen. Mitch Tropila (D)
Sen. Bruce Tutvedt (R)
Sen. Gene Vuckovich (D)
Sen. Jonathan Windy Boy (D)

Members Excused: None

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:

Executive Action on: HB 354, HB 555, Do Concur As Amended; HB 535, Do Concur;
HB 236, Tabled.

EXECUTIVE ACTION ON HB 555

00:00:28 **Motion:** Sen. Moore moved that **HB 555 BE CONCURRED IN.**

00:00:39 **Motion:** Sen. Moore moved that **HB 555 BE AMENDED.**
EXHIBIT(bus71a01)

Discussion:

00:00:45 Ms. Murdo
00:02:56 Sen. Windy Boy
00:04:37 Sen. Moore
00:05:37 Sen. Tropila, defer, without objection
00:06:13 Frank Cote, Blue Cross Blue Shield of Montana (BCBS)
00:07:52 Al Smith, Montana Trial Lawyers Association (MTLA)

00:09:03 **Vote:** Motion carried unanimously by voice vote. Sen. Tutvedt voted by proxy.

00:09:21 **Motion:** Sen. Tropila moved that **HB 555 BE AMENDED.**
EXHIBIT(bus71a02)

Discussion:

00:09:37 Ms. Murdo
00:10:42 Sen. Tropila
00:11:00 Ms. Murdo, defer, without objection
00:11:22 Mr. Smith, MTLA
00:12:23 Mr. Cote, BCBS
00:13:11 Sen. Tropila
00:13:27 Chairman Balyeat
00:13:43 Sen. Mowbray
00:13:55 Ms. Murdo
00:14:04 Sen. Tropila
00:14:41 Sen. Facey

00:14:47 **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. Tutvedt voted by proxy.

00:15:58 **Motion/Vote:** Sen. Moore moved that **HB 555 BE CONCURRED IN AS AMENDED.** Motion carried 7-4 by roll call vote with Sen. Facey, Sen. Stewart-Peregoy, Sen. Tropila and Sen. Windy Boy voting no. Sen. Tutvedt voted by proxy. Sen. Wittich will carry the bill.

EXECUTIVE ACTION ON HB 354

00:17:49 **Motion:** Sen. Moore moved to **RECONSIDER ACTION ON HB 354.**

00:18:00 Sen. Tropila
00:19:22 Chairman Balyeat

00:19:25 Recess
00:22:30 Resume

00:22:34 Sen. Moore **WITHDREW THE MOTION on HB 354.**

EXECUTIVE ACTION ON HB 236

00:22:47 Ms. Murdo
00:25:46 Sen. Tropila
00:26:27 Ms. Murdo

00:27:15 **Motion:** Sen. Mowbray moved that **HB 236 BE CONCURRED IN.**

Discussion:

00:27:30 Chairman Balyeat
00:27:38 Sen. Windy Boy
00:28:22 Ms. Murdo
00:29:09 Sen. Tropila
00:29:59 Ms. Murdo
00:30:37 Sen. Jackson
00:31:02 Sen. Windy Boy
00:31:08 Sen. Tropila
00:31:55 Chairman Balyeat

00:32:01 **Vote:** Motion failed 5-6 by roll call vote with Sen. Balyeat, Sen. Jackson, Sen. Moore, Sen. Mowbray and Sen. Tutvedt voting aye. Sen. Tutvedt voted by proxy. Without objection, Chairman Balyeat moved to **REVERSE the Vote and TABLE HB 236.**

EXECUTIVE ACTION ON HB 535

00:33:29 Chairman Balyeat
00:33:45 Ms. Murdo

00:33:49 **Motion:** Sen. Facey moved that **HB 535 BE CONCURRED IN.**

Discussion:

00:34:03 Sen. Facey
00:34:35 Chairman Balyeat

00:34:49 **Vote:** Motion carried unanimously by voice vote. Sen. Tutvedt voted by proxy. Sen. Balyeat will carry the bill.

00:36:21 Chairman Balyeat

00:36:38 Recess
00:43:21 Resume with Sen. Tutvedt present.

Discussion:

00:43:25 Chairman Balyeat
 00:43:52 Sen. Tropila
 00:43:56 Ms. Murdo
 00:44:06 Sen. Mowbray

EXECUTIVE ACTION ON HB 354

00:45:02 Ms. Murdo
 00:45:50 Chairman Balyeat
 00:46:04 Sen. Stewart-Peregoy
 00:46:34 Chairman Balyeat
 00:47:16 Sen. Tropila
 00:47:37 Sen. Mowbray
 00:48:05 Sen. Stewart-Peregoy
 00:49:24 Chairman Balyeat
 00:50:15 Sen. Windy Boy
 00:50:27 Sen. Mowbray
 00:50:44 Chairman Balyeat
 00:52:19 Ms. Murdo
 00:52:38 Sen. Tropila

00:53:01 Recess
 00:59:02 Resume

00:59:07 Chairman Balyeat

00:59:12 **Motion/Vote:** Sen. Moore moved that **HB 354 BE REMOVED FROM TABLED.**
 Motion carried 6-5 by roll call vote with Sen. Facey, Sen. Stewart-Peregoy, Sen.
 Tropila, Sen. Vuckovich and Sen. Windy Boy voting no.

01:00:18 **Motion:** Sen. Moore moved that **HB 354 BE AMENDED.**
EXHIBIT(bus71a03)

01:00:25 **Substitute Motion:** Sen. Moore made a substitute motion that **HB 354 BE
 AMENDED with a Conceptual Amendment** (based on Exhibit 3.)

Discussion:

01:00:40 Sen. Windy Boy
 01:01:02 Ms. Murdo
 01:02:01 Chairman Balyeat
 01:02:06 Ms. Murdo
 01:02:26 Sen. Mowbray

01:02:56 **Vote:** Motion carried 7-4 by roll call vote with Sen. Stewart-Peregoy, Sen.
 Tropila, Sen. Vuckovich and Sen. Windy Boy voting no.

1:03:47 **Motion:** Sen. Moore moved that **HB 354 BE CONCURRED IN AS AMENDED.**

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01:03:57 **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.

01:05:10 Chairman Balyeat

01:05:30 Adjourn

ADJOURNMENT

Adjournment: 12:50 PM

Linda Keim, Secretary

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Additional Documents:

EXHIBIT([bus71aad.pdf](#))