

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON BUSINESS AND LABOR

**Call to Order:** Chair Tom Berry, on January 22, 2013 at 8:30 A.M., in Room 172 Capitol

#### ROLL CALL

**Members Present:**

Rep. Tom Berry, Chair (R)  
Rep. Carlie Boland, Vice Chair (D)  
Rep. Daniel R. Salomon, Vice Chair (R)  
Rep. Christy Clark (R)  
Rep. Amanda Curtis (D)  
Rep. Steve Fitzpatrick (R)  
Rep. Edward Greef (R)  
Rep. Roger A. Hagan (R)  
Rep. Chuck Hunter (D)  
Rep. Mike Lang (R)  
Rep. Jonathan McNiven (R)  
Rep. David (Doc) Moore (R)  
Rep. Reilly Neill (D)  
Rep. Gordon Pierson Jr (D)  
Rep. Scott Reichner (R)  
Rep. Cary Smith (R)  
Rep. Carolyn Squires (D)  
Rep. Tom Steenberg (D)  
Rep. Jeffrey W. Welborn (R)

**Members Excused:** Rep. Rae Peppers (D)

**Members Absent:** None

**Staff Present:** Ellen Bush, Committee Secretary  
Bart Campbell, 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: HB 190, 1/17/2013; HB 204, 1/17/2013; HB 212, 1/17/2013; HB 226, 1/17/2013  
Executive Action: HB 141, HB 190, HB 212

00:18:04 Chair Berry

**HEARING ON HB 190**

**Opening Statement by Sponsor:**

00:18:28 Rep. Austin Knudsen (R), HD 36, opened the hearing on HB 190, Revise uniform commercial code laws on funds transfer.

**Proponents' Testimony:**

00:20:51 Karen Powell, Member, Montana Uniform Law Commission (MULC)

00:22:47 Aimee Grmoljez, Montana Bankers Association (MBA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

00:24:02 Rep. Knudsen

**HEARING ON HB 212**

**Opening Statement by Sponsor:**

00:24:12 Rep. Austin Knudsen (R), HD 36, opened the hearing on HB 212, Revise Uniform Commercial Code laws.

**Proponents' Testimony:**

00:26:08 Ms. Powell, MULC

00:30:02 Tana Gormely, Secretary of State (SOS)

00:31:13 Ms. Grmoljez, MBA

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:33:18 Rep. Squires

00:34:00 Ms. Grmoljez, MBA

00:35:18 Rep. Squires

00:35:42 Ms. Grmoljez, MBA

**Closing by Sponsor:**

00:36:28 Rep. Knudsen

**HEARING ON HB 226****Opening Statement by Sponsor:**

00:36:53 Rep. Donald Jones (R), HD 56, opened the hearing on HB 226, Exempt computer professionals from overtime pay.

**Proponents' Testimony:**

00:38:02 Ed Bartlett, Billings Chamber of Commerce (BCC)

00:42:35 Riley Johnson, National Federation of Independent Business (NFIB)

**Opponents' Testimony:**

00:43:27 J.C. Weingartner, Montana Educational Association - Montana Federation of Teachers (MEA-MFT)

00:45:49 Keith Allan, International Brotherhood of Electrical Workers (IBEW) Local 233

00:47:13 Sheena Rice, Montana Organizing Project (MOP)

**Informational Testimony:** None**Questions from Committee Members and Responses:**

00:47:48 Rep. Moore

00:48:00 Rep. Jones

00:49:16 Rep. Hunter

00:49:21 Mr. Campbell, LSD

00:49:25 Rep. Hunter

00:50:25 Rep. Jones

00:51:04 Rep. Hunter

00:51:26 Rep. Jones

00:51:30 Rep. Squires

00:51:57 Mr. Weingartner, MEA-MFT

00:52:02 Rep. Squires

00:52:57 Mr. Weingartner, MEA-MFT

00:54:06 Rep. Squires

00:55:15 Mr. Weingartner, MEA-MFT

00:55:44 Rep. Squires

00:56:38 Mr. Weingartner, MEA-MFT

00:57:00 Rep. Squires

00:57:55 Mr. Bartlett, BCC

00:58:30 Rep. Squires

00:58:44 Mr. Bartlett, BCC

00:59:00 Rep. Squires

00:59:19 Mr. Bartlett, BCC

00:59:38 Rep. Squires

00:59:45 Chair Berry

00:59:58 Rep. Hagan

01:01:03 Mr. Bartlett, BCC

01:02:01 Rep. Fitzpatrick

01:02:26 Mr. Bartlett, BCC

01:02:57 Rep. C. Smith

**Closing by Sponsor:**

01:03:53 Rep. Jones

**HEARING ON HB 204**

**Opening Statement by Sponsor:**

01:05:36 Rep. Christy Clark (R), HD 17, opened the hearing on HB 204, Authorize boutique beer or wine license with option for tasting events.

**EXECUTIVE ACTION ON HB 204**

01:06:34 **Motion/Vote:** Rep. Squires moved that **HB 204 DO PASS**. Motion carried 19-0 by voice vote.

01:06:53 Chair Berry

01:07:19 Recessed.

01:30:17 Reconvened.

**EXECUTIVE ACTION ON HB 141**

01:30:20 **Motion:** Rep. Salomon moved that **HB 141 DO PASS**.

01:30:35 **Motion:** Rep. Salomon moved **HB 141 Be Amended**.

**Discussion:**

01:30:45 Rep. Greef

**EXHIBIT(buh13a01)**

01:31:12 Mr. Campbell, LSD

01:32:40 **Vote:** Motion carried 18-2 by voice vote with Rep. McNiven and Rep. Smith voting no. Rep. Peppers voted by proxy.

01:33:13 **Motion/Vote:** Rep. Salomon moved that **HB 141 DO PASS AS AMENDED**. Motion carried 15-5 by roll call vote with Rep. Clark, Rep. Fitzpatrick, Rep. McNiven, Rep. Reichner and Rep. Smith voting no. Rep. Peppers voted by proxy.

01:33:26 Chair Berry

**EXECUTIVE ACTION ON HB 190**

01:35:03 **Motion/Vote:** Rep. Salomon moved that **HB 190 DO PASS**. Motion carried unanimously by voice vote. Rep. Peppers voted by proxy.

**EXECUTIVE ACTION ON HB 212**

01:35:29 **Motion/Vote:** Rep. Salomon moved that **HB 212 DO PASS**. Motion carried unanimously by voice vote. Rep. Peppers voted by proxy.

**ADJOURNMENT**

Adjournment: 01:37:48

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Ellen Bush, Secretary

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Additional Documents:

**EXHIBIT([buh13aad.pdf](#))**