

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON BUSINESS AND LABOR

**Call to Order:** Chair Tom Berry, on February 19, 2015 at 8:00 AM, in Room 172 Capitol

#### ROLL CALL

**Members Present:**

Rep. Tom Berry, Chair (R)  
Rep. Daniel R. Salomon, Vice Chair (R)  
Rep. Ryan Lynch, Vice Chair (D)  
Rep. Christy Clark (R)  
Rep. Willis Curdy (D)  
Rep. Steve Fitzpatrick (R)  
Rep. George G. Kipp III (D)  
Rep. David (Doc) Moore (R)  
Rep. Andrea Olsen (D)  
Rep. Christopher Pope (D)  
Rep. Vince Ricci (R)  
Rep. Scott Staffanson (R)  
Rep. Tom Steenberg (D)  
Rep. Jeffrey W. Welborn (R)

**Members Excused:** Rep. Chuck Hunter (D)  
Rep. Mike Lang (R)s  
Rep. Mark Noland (R)  
Rep. Gordon Pierson Jr (D)  
Rep. Tom Richmond (R)

**Members Absent:** None

**Staff Present:** Karen Armstrong, 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: HB 499, 2/16/2015; HB 508, 2/16/2015; HB 528, 2/16/2015;  
HB 538, 2/16/2015; HB 542, 2/17/2015; HB 546, 2/17/2015;  
HB 550, 2/17/2015

Executive Action: HB 499, HB 508, HB 528, HB 538, HB 542, HB 546, HB 550

00:00:00 Chairman Berry

### **HEARING ON HB 508**

#### **Opening Statement by Sponsor:**

00:01:50 Rep. Ryan Osmundson (R), HD 30, opened the hearing on HB 508, Revise glass broker insurance laws.

#### **Proponents' Testimony:**

00:05:33 Jon Metropoulos, Safelite Solutions

##### **EXHIBIT(buh38a01)**

00:06:57 Rep. Lang arrived.

00:06:59 Rep. Lynch left the meeting.

00:11:10 Jacqueline Lenmark, American Insurance Association (AIA)

00:15:33 Rep. Hunter arrived.

00:16:50 Greg Van Horssen, State Farm Insurance

00:20:03 Bill Lombardi, Blue Cross Blue Shield of Montana

##### **EXHIBIT(buh38a02)**

00:20:18 Dwight Easton, Farmers Insurance Group

00:21:01 Bruce Spencer, All State Insurance, Property Casualty Insurance Association of America

##### **EXHIBIT(buh38a03)**

##### **EXHIBIT(buh38a04)**

##### **EXHIBIT(buh38a05)**

00:24:08 Scott Zajic, Safelite Solutions

#### **Opponents' Testimony:**

00:25:28 Jesse Laslovich, State Auditor's Office (SAO)

##### **EXHIBIT(buh38a06)**

00:32:55 Max Yates, Autobody shop owner, Butte

00:37:01 Bruce Halcro, Owner, Capital Collision Center, Helena

##### **EXHIBIT(buh38a07)**

##### **EXHIBIT(buh38a08)**

**Informational Testimony:** None

#### **Questions from Committee Members and Responses:**

00:39:54 Rep. Ricci

00:40:24 Jesse Laslovich, SAO

00:40:43 Rep. Pope

00:41:10 Scott Zajic, Safelite Solutions

00:42:19 Rep. Pope

00:42:30 Scott Zajic, Safelite Solutions

#### **Closing by Sponsor:**

00:43:52 Rep. Osmundson

**HEARING ON HB 499**

**Opening Statement by Sponsor:**

00:46:10 Rep. Steve Fitzpatrick (R), HD 20, opened the hearing on HB 499, Revise laws related to process servers.

**Proponents' Testimony:**

00:48:26 Beth Koch, Equity Management, Missoula

[EXHIBIT\(buh38a09\)](#)

[EXHIBIT\(buh38a10\)](#)

[EXHIBIT\(buh38a11\)](#)

00:53:25 Jackie Larson, Manager, Equity Management

00:56:24 Mike Moore, Montana Collectors Association

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:02:07 Rep. Salomon

01:02:27 Mike Moore, Montana Collectors Association

01:02:49 Rep. Salomon

01:02:55 Mike Moore, Montana Collectors Association

01:02:59 Rep. Hunter

01:03:37 Rep. Fitzpatrick

01:03:48 Rep. Staffanson

01:04:05 Mike Moore, Montana Collectors Association

01:04:26 Rep. Olsen

01:05:07 Mike Moore, Montana Collectors Association

01:05:41 Rep. Olsen

01:06:05 Mike Moore, Montana Collectors Association

**Closing by Sponsor:**

01:06:39 Rep. Fitzpatrick

**HEARING ON HB 528**

**Opening Statement by Sponsor:**

01:07:31 Rep. Greg Hertz (R), HD 12, opened the hearing on HB 528, Revise laws related to special permits to sell beer and wine for nonprofits.

**Proponents' Testimony:** None

**Opponents' Testimony:**

01:09:40 John Iverson, Montana Tavern Association

[EXHIBIT\(buh38a12\)](#)

01:10:27 Kristi Blazer, Montana Beer and Wine Distributors Association

**Informational Testimony:**

01:13:43 Shauna Helfert, Administrator, Liquor Control Division, Department of Revenue (DOR)

**Questions from Committee Members and Responses:**

01:14:01 Chairman Berry  
01:14:28 Shauna Helfert, DOR  
01:14:43 Rep. Clark  
01:15:05 Rep. Hertz

**Closing by Sponsor:**

01:15:23 Rep. Hertz

**HEARING ON HB 542**

**Opening Statement by Sponsor:**

01:15:54 Rep. Greg Hertz (R), HD 12, opened the hearing on HB 542, Generally revise tourism council laws.

**Proponents' Testimony:** None

**Opponents' Testimony:** None

01:16:58 Rep. Richmond arrived.

**Informational Testimony:** None

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

**Closing by Sponsor:**

01:17:09 Rep. Hertz

**HEARING ON HB 538**

**Opening Statement by Sponsor:**

01:18:39 Rep. Mike Miller (R), HD 80, opened the hearing on HB 538, Provide extraterritoriality option for workers' compensation.

**[EXHIBIT\(buh38a13\)](#)**

**Proponents' Testimony:**

01:20:43 Glenn Oppel, Montana Chamber of Commerce (MCC)  
01:23:03 Steve Wade, Montana Contractors Association (MCA); Montana Contractors Compensation Fund (MCCF)

**Opponents' Testimony:**

01:23:57 Nancy Butler, Montana State Fund (MSF)  
01:27:17 Al Smith, Montana Trial Lawyers Association (MTLA)

**Informational Testimony:**

01:28:31 Judy Bovington, Department of Labor and Industry (DLI)

**Questions from Committee Members and Responses:**

01:29:24 Rep. Hunter  
01:29:42 Al Smith, MTLA  
01:29:54 Chairman Berry  
01:30:01 Nancy Butler, MSF  
01:30:16 Chairman Berry  
01:30:20 Nancy Butler, MSF  
01:30:24 Rep. Lang  
01:30:58 Judy Bovington, DLI  
01:31:35 Chairman Berry  
01:31:45 Judy Bovington, DLI  
01:32:49 Rep. Hunter  
01:33:34 Judy Bovington, DLI  
01:34:27 Rep. Lang  
01:35:09 Nancy Butler, MSF  
01:35:56 Rep. Pope  
01:36:31 Nancy Butler, MSF

**Closing by Sponsor:**

01:37:12 Rep. Miller

**HEARING ON HB 550****Opening Statement by Sponsor:**

01:38:58 Rep. Kathy Swanson (D), HD 77, opened the hearing on HB 550, Revise credit union laws.

**Proponents' Testimony:**

01:40:09 Donya Parrish, Montana Credit Unions

**EXHIBIT(buh38a14)**

01:52:07 Melanie Hall, Commissioner, Division of Banking and Financial Institutions, Department of Administration (DOA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:54:42 Rep. Hunter  
01:55:20 Melanie Hall, DOA  
01:56:37 Rep. Hunter  
01:56:43 Rep. Curdy

**Closing by Sponsor:**

01:57:17 Rep. Swanson

**HEARING ON HB 546****Opening Statement by Sponsor:**

01:57:47 Rep. Nicholas Schwaderer (R), HD 14, opened the hearing on HB 546, Revise nonprofit casino night laws for county fairs.

**Proponents' Testimony:**

01:59:47 Neil Peterson, Gaming Industry Association

**Opponents' Testimony:** None**Informational Testimony:**

02:00:21 Rick Ask, Administration, Gambling Control Division, Department of Justice (DOJ)

**Questions from Committee Members and Responses:**

02:01:30 Rep. Curdy  
02:01:49 Rep. Olsen  
02:02:10 Rick Ask, DOJ  
02:02:47 Rep. Clark  
02:03:02 Rep. Schwaderer

**Closing by Sponsor:**

02:03:26 Rep. Schwaderer  
  
02:03:46 Chairman Berry  
  
02:04:41 Recessed.  
02:24:41 Reconvened with Rep. Kipp, Rep. Lynch, and Rep. Noland absent.

**EXECUTIVE ACTION ON HB 499**

02:25:04 **Motion:** Rep. Salomon moved that **HB 499 DO PASS.**

**Discussion:**

02:25:13 Rep. Olsen  
02:26:35 Rep. Fitzpatrick  
02:27:13 Rep. Kipp arrived.  
02:27:20 Pat Murdo, Legislative Services Division (LSD)  
02:28:15 Rep. Olsen

02:31:15 **Vote:** Motion carried 13-6 by roll call vote with Rep. Kipp, Rep. Lynch, Rep. Olsen, Rep. Pierson, Rep. Staffanson and Rep. Steenberg voting no. Rep. Lynch and Rep. Noland voted by proxy.

**EXECUTIVE ACTION ON HB 508**

02:32:04 **Motion:** Rep. Salomon moved that **HB 508 DO PASS.**

**Discussion:**

02:33:20 Pat Murdo, LSD

02:32:32 **Motion/Vote:** Rep. Salomon moved that **HB 508 BE AMENDED.** Motion carried 17-0 by voice vote. Rep. Lynch and Rep. Noland were not present and did not vote.

02:33:46 **Motion:** Rep. Salomon moved that **HB 508 DO PASS AS AMENDED.**

**Discussion:**

02:33:52 Rep. Pope

02:34:34 **Vote:** Motion failed 8-11 by roll call vote with Rep. Berry, Rep. Clark, Rep. Fitzpatrick, Rep. Lang, Rep. D. Moore, Rep. Ricci, Rep. Richmond and Rep. Staffanson voting aye. Rep. Lynch and Rep. Noland voted by proxy.

02:35:45 **Motion/Vote:** Rep. Salomon moved that **HB 508 BE TABLED.** Motion carried 17-0 by voice vote of those present.

**EXECUTIVE ACTION ON HB 528**

02:36:00 **Motion/Vote:** Rep. Salomon moved that **HB 528 BE TABLED.** Motion carried 17-0 by voice vote of those present.

**EXECUTIVE ACTION ON HB 538**

02:36:26 **Motion:** Rep. Salomon moved that **HB 538 DO PASS.**

**Discussion:**

02:36:38 Pat Murdo, LSD

02:36:52 **Motion:** Rep. Salomon moved that **HB 538 BE AMENDED.**

**Discussion:**

02:37:02 Chairman Berry

02:37:33 Rep. Hunter

02:37:44 **Vote:** Motion carried unanimously by voice vote of those present.

02:37:57 **Motion/Vote:** Rep. Salomon moved that **HB 538 DO PASS AS AMENDED.**  
Motion carried 17-0 by voice vote of those present.

**EXECUTIVE ACTION ON HB 542**

02:38:17 **Motion/Vote:** Rep. Salomon moved that **HB 542 DO PASS.** Motion carried 16-3 by roll call vote with Rep. Berry, Rep. D. Moore and Rep. Welborn voting no. Rep. Lynch and Rep. Noland voted by proxy.

**EXECUTIVE ACTION ON HB 546**

**Motion:** Rep. Salomon moved that **HB 546 DO PASS.**

**Discussion:**

02:39:44 Rep. Moore

02:39:59 Rep. Lang

02:40:12 **Vote:** Motion carried 17-0 by voice vote of those present.

**EXECUTIVE ACTION ON HB 550**

02:40:36 **Motion:** Rep. Salomon moved that **HB 550 DO PASS.**

**Discussion:**

02:40:51 Chairman Berry

02:41:06 Rep. Steenberg

02:41:29 **Vote:** Motion carried 15-4 by roll call vote with Rep. Lang, Rep. Ricci, Rep. Staffanson and Rep. Welborn voting no. Rep. Lynch and Rep. Noland voted by proxy.

02:41:56 Chairman Berry

**ADJOURNMENT**

Adjournment: 02:42: 51

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Karen Armstrong, Secretary

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Additional Documents:

**EXHIBIT([buh38aad.pdf](#))**