

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Edward Buttrey, on February 15, 2017 at 8:00 AM, in Room 422 Capitol

ROLL CALL

Members Present:

Sen. Edward Buttrey, Chair (R)
Sen. Dee Brown, Vice Chair (R)
Sen. Pat Connell (R)
Sen. Tom Facey (D)
Sen. Steve Fitzpatrick (R)
Sen. Daniel R. Salomon (R)
Sen. Jason D. Small (R)
Sen. Frank Smith (D)
Sen. Gordon Vance (R)
Sen. Gene Vuckovich (D)

Members Excused: None

Members Absent: None

Staff Present: Linda Keim, Committee Secretary
Jameson Walker, 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 216, 2/8/2017; SB 217, 2/8/2017

Executive Action: Do Pass: SB 184; Do Pass As Amended: SB 166, SB 169;
Be Adopted: SR 17, SR 23; Be Adopted As Amended: SR 25
Tabled: SB 148, SB 80

00:00:01 Chair Buttrey

HEARING ON SB 216

Opening Statement by Sponsor:

00:01:34 Sen. Fred Thomas (R), SD 44, opened the hearing on SB 216. Exempt health savings accounts from claims.

Proponents' Testimony:

00:06:05 Bill Warden, National Association of Insurance and Financial Advisors Montana

00:07:56 Dick Brown, Montana Hospital Association (MHA)

00:09:20 Jean Branscum, Montana Medical Association

Opponents' Testimony: None

Informational Testimony:

00:10:39 Steve Austin, administrator, Montana Department of Revenue (DOR)

Questions from Committee Members and Responses:

00:11:50 Sen. Connell

00:12:22 Sen. Thomas

00:14:34 Sen. Facey

00:15:45 Sen. Thomas

00:17:40 Chair Buttrey

00:17:51 Sen. Facey

00:17:59 Mr. Austin, DOR

00:18:30 Sen. Brown

00:18:39 Mr. Brown, MHA

00:19:41 Chair Buttrey

00:20:02 Mr. Brown

00:20:06 Sen. Fitzpatrick

00:20:25 Mr. Austin

00:21:25 Chair Buttrey

00:21:47 Mr. Brown redirect

00:23:54 Mr. Austin

00:23:59 Chair Buttrey

00:24:05 Sen. Thomas

00:25:13 Chair Buttrey

00:25:33 Sen. Connell

00:26:21 Sen. Fitzpatrick

00:27:00 Sen. Salomon

00:27:26 Chair Buttrey

Closing by Sponsor:

00:27:35 Sen. Thomas

00:30:21 Chair Buttrey

00:30:53 Brief Recess

00:32:59 Reconvene

HEARING ON SB 217

Opening Statement by Sponsor:

00:33:38 Sen. Diane Sands (D), SD 49, opened the hearing on SB 217. Providing laws related to paycheck protection.

Proponents' Testimony:

00:35:35 Pam Bucy, commissioner, Department of Labor and Industry (DLI)

[EXHIBIT\(bus33a01\)](#)

[EXHIBIT\(bus33a02\)](#)

00:41:03 Laura Smith, Department of Public Health and Human Services (DPHHS)

00:45:33 Stacy Anderson, executive director, Carol's List (CL)

00:49:37 Tammy Harris, president, American Federation of Labor-Congress of Industrial Organizations (AFL-CIO)

00:50:13 Kim Rickard, business manager, Montana Laborer's Local 1686

00:52:02 Jan Euell, Women's Foundation of America; Equal Pay for Equal Work Task Force

00:55:46 John Forkan, Montana Association of Plumbers and Pipe Fitters (MAPPF)

00:56:27 Kylie Gersky, Montana Human Rights Network, Montana Women Vote, also representing Montana Budget and Policy Center

00:58:11 Dwight Rose, IBEW Local 233

00:58:32 Morgan Smith, Montana Education Association and the Montana Federation of Teachers (MEA-MFT)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:59:07 Sen. Brown

00:59:57 Ms. Bucy, DLI

01:01:09 Sen. Brown

01:03:00 Mr. Smith, MEA-MFT

01:03:18 Sen. Salomon

01:05:17 Ms. Anderson, CL

01:05:48 Sen. Salomon

01:06:08 Mr. Forkan, MAPPF

01:06:35 Sen. Vuckovich

01:08:46 Mr. Forkan

01:08:59 Sen. Fitzpatrick

01:12:43 Ms. Bucy
 01:13:14 Chair Buttrey
 01:13:51 Ms. Bucy
 01:14:31 Sen. Connell
 01:19:19 Ms. Bucy
 01:21:37 Sen. Small
 01:23:56 Ms. Bucy
 01:24:09 Sen. Facey
 01:27:05 Ms. Smith, DPHHS
 01:28:09 Sen. Facey
 01:29:58 Ms. Bucy
 01:30:27 Sen. Facey
 01:30:57 Sen. Sands
 01:31:03 Sen. Brown
 01:33:14 Ms. Bucy
 01:33:27 Sen. Fitzpatrick
 01:34:29 Ms. Bucy
 01:35:36 Sen. Facey
 01:36:03 Ms. Harris, AFL-CIO
 01:36:53 Sen. Facey
 01:37:39 Ms. Bucy
 01:38:00 Chair Buttrey
 01:43:57 Ms. Bucy
 01:45:33 Sen. Smith
 01:46:08 Ms. Bucy
 01:46:45 Chair Buttrey
 01:46:49 Ms. Bucy

Closing by Sponsor:

01:47:18 Sen. Sands
 01:48:57 Chair Buttrey
 01:49:16 Brief Recess
 02:04:44 Reconvene

EXECUTIVE ACTION ON SB 148

02:04:50 **Motion:** Sen. D. Brown moved that **SB 148 DO PASS.**

02:05:07 **Substitute Motion/Vote:** Sen. Connell made a substitute motion that **SB 148 BE TABLED.** Substitute Motion carried 8-2 by roll call vote with Sen. Facey and Sen. Vuckovich voting no.

EXECUTIVE ACTION ON SB 166

02:06:10 **Motion:** Sen. D. Brown moved that **SB 166 DO PASS.**

02:06:30 **Motion/Vote:** Sen. D. Brown moved that **SB 166 BE AMENDED**. Motion carried unanimously by voice vote.

EXHIBIT(bus33a03)

02:07:33 **Motion:** Sen. D. Brown moved that **SB 166 DO PASS AS AMENDED**.

Discussion:

02:07:43 Sen. Facey

02:08:04 **Vote:** Motion carried 9-1 by voice vote with Sen. Facey voting no.

EXECUTIVE ACTION ON SB 169

02:08:27 **Motion:** Sen. D. Brown moved that **SB 169 DO PASS**.

02:08:44 **Motion:** Sen. D. Brown moved that **SB 169 BE AMENDED**.

EXHIBIT(bus33a04)

Discussion:

02:09:08 Jameson Walker, Legislative Services Division (LSD)

02:10:00 Chair Buttrey

02:11:07 Sen. Vance

02:11:11 **Vote:** Motion carried unanimously by voice vote.

02:11:20 **Motion:** Sen. D. Brown moved that **SB 169 DO PASS AS AMENDED**.

Discussion:

02:11:33 Sen. Facey

02:12:18 Sen. Vance

02:13:20 Chair Buttrey

02:13:35 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 184

02:13:47 **Motion:** Sen. D. Brown moved that **SB 184 DO PASS**.

Discussion:

02:14:07 Sen. Connell

02:14:27 Sen. Facey

02:15:41 Chair Buttrey

02:15:52 Sen. Facey

02:16:07 Sen. Fitzpatrick

02:16:39 Sen. Vance

02:17:16 Sen. Facey

02:17:49 **Vote:** Motion carried 7-3 by roll call vote with Sen. Facey, Sen. Small and Sen. Vuckovich voting no.

02:18:50 Chair Buttrey

EXECUTIVE ACTION ON SR 17

02:18:56 **Motion:** Sen. D. Brown moved that **SR 17 BE ADOPTED.**

Discussion:

02:19:18 Chair Buttrey

02:19:54 Sen. Facey

02:20:07 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SR 23

02:20:18 **Motion:** Sen. D. Brown moved that **SR 23 BE ADOPTED.**

Discussion:

02:20:36 Sen. Facey

02:20:50 Chair Buttrey

02:21:02 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SR 25

02:21:13 **Motion:** Sen. D. Brown moved that **SR 25 BE ADOPTED.**

Discussion:

02:21:16 Chair Buttrey

02:21:45 **Motion/Vote:** Sen. D. Brown moved that **SR 25 BE AMENDED.** Motion carried unanimously by voice vote.

EXHIBIT(bus33a05)

02:22:57 **Motion/Vote:** Sen. D. Brown moved that **SR 25 BE ADOPTED AS AMENDED.** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 80

02:23:22 **Motion:** Sen. Fitzpatrick moved that **SB 80 BE REMOVED FROM TABLE.**

Discussion:

02:23:39 Sen. Fitzpatrick

02:23:46 Chair Buttrey

02:24:00 **Vote:** Motion carried unanimously by voice vote.

Discussion:

02:24:09 Chair Buttrey
02:24:14 Sen. Fitzpatrick

02:24:22 **Motion:** Sen. D. Brown moved that **SB 80 DO PASS.**

02:24:26 Sen. Brown left the hearing.

02:24:27 **Motion:** Sen. Fitzpatrick moved that **SB 80 BE AMENDED.**
EXHIBIT(bus33a06)

Discussion:

02:24:39 Sen. Fitzpatrick
02:25:52 Sen. Facey

02:27:03 **Vote:** Motion carried 6-4 by voice vote with Sen. Brown, Sen. Facey, Sen. Vance and Sen. Vuckovich voting no. Sen. Brown voted by proxy.

02:27:36 **Motion:** Sen. Fitzpatrick moved that **SB 80 DO PASS AS AMENDED.**

Discussion:

02:27:59 Sen. Facey
02:28:59 Sen. Connell

02:29:05 **Vote:** Motion failed 4-6 by roll call vote with Sen. Connell, Sen. Fitzpatrick, Sen. Salomon and Sen. F. Smith voting aye. Sen. Brown voted by proxy.

02:30:02 **Motion/Vote:** Sen. Facey moved that **SB 80 BE TABLED.** Motion carried 8-1 by voice vote with Sen. Fitzpatrick voting no.

02:30:24 Chair Buttrey

Committee Business:

02:30:41 Sen. Facey
02:31:28 Sen. Vance
02:31:49 Sen. Connell
02:32:13 Chair Buttrey
02:32:16 Sen. Salomon
02:32:22 Chair Buttrey

ADJOURNMENT

Adjournment: 10:35 AM

Linda Keim, Secretary

Additional Document

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Additional Documents:

EXHIBIT([bus33aad.pdf](#))