

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Mark Noland, on February 1, 2019 at 8:30 AM, in Room 172 Capitol

ROLL CALL

Members Present:

Rep. Mark Noland, Chair (R)
Rep. Vince Ricci, Vice Chair (R)
Rep. Fred Anderson (R)
Rep. Willis Curdy (D)
Rep. Neil Duram (R)
Rep. Ross H. Fitzgerald (R)
Rep. Moffie Funk (D)
Rep. Bruce Grubbs (R)
Rep. Steve Gunderson (R)
Rep. Derek J. Harvey (D)
Rep. Joel G. Krautter (R)
Rep. Denley M. Loge (R)
Rep. Andrea Olsen (D)
Rep. Christopher Pope (D)
Rep. Katie Sullivan (D)
Rep. Sue Vinton (R)

Members Excused:

Rep. Sharon Stewart Peregoy, Vice Chair (D)
Rep. Edward Buttrey (R)
Rep. Gordon Pierson Jr (D)

Members Absent: None

Staff Present: Joanne Kauzlarich, 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 105, 1/15/2019

Executive Action: HB 65, HB 92, HB 140, HB 162, HB 163, HB 196, HB 214, HB 252, HB 261, HB 273

08:30:07 Chair Noland

HEARING ON HB 105

Opening Statement by Sponsor:

08:32:36 Rep. Katie Sullivan (D), HD 89, opened the hearing on HB 105, Revise process for out-of-state licensure for professional licensing boards.

EXHIBIT(buh20a01)

Proponents' Testimony:

08:35:11 Judy Bovington, Department of Labor and Industry (DLI)
08:39:18 Matt Quinn, Major General, Department of Military Affairs (DMA)
08:42:11 Bob Kelly, Mayor, City of Great Falls, Montana League of Cities and Towns (MLCT)
08:45:07 Melissa Moore, Director, Shodair Children's Hospital
08:45:28 Jenna Eisenhart, Self
08:47:50 Stacey Anderson, Montana Primary Care Association (MTPCA)
08:49:53 Pete Bonetti, Colonel, Department of Defense (DOD)
08:54:03 David Herbst, American For Prosperity Montana (AFP-MT)
08:58:09 Brenda Toner, Board of Montana Occupational Therapy (BOT)
08:59:52 Tony King, President, Montana Board of Pharmacy (MBP)
09:04:15 Leonard Bates, Board Respiratory Care Practitioner (RCP)
09:04:48 Allen Lloyd, Executive Director, Montana Society of CPAs (MSCPA)
09:06:59 Margaret Morgan, Montana Dental Hygienists Association (MDHA)
09:07:36 Sam Sill, Montana Association of Realtors (MAR)
09:08:24 Judy Bovington, DLI

EXHIBIT(buh20a02)

Opponents' Testimony: None

Informational Testimony:

09:08:50 Todd Younkin, Business Standards Division (BSD)

Questions from Committee Members and Responses:

09:09:13 Vice Chair Ricci
09:09:31 Judy Bovington, DLI
09:09:44 Rep. Curdy
09:10:26 Judy Bovington, DLI
09:11:21 Rep. Curdy
09:12:18 Judy Bovington, DLI
09:12:33 Rep. Curdy
09:12:51 Judy Bovington, DLI
09:13:02 Rep. Harvey
09:13:21 Judy Bovington, DLI
09:13:44 Rep. Vinton
09:14:29 Colonial Bonetti, DOD
09:15:10 Rep. Gunderson
09:15:40 Rep. Sullivan
09:16:30 Rep. Gunderson
09:16:47 David Herbst, American For Prosperity Montana, AFP-MT

09:17:05 Rep. Funk
09:18:02 Judy Bovington, DLI
09:19:14 Rep. Pope
09:20:20 Judy Bovington, DLI
09:21:37 Rep. Pope
09:22:28 Judy Bovington, DLI
09:23:17 Rep. Pope
09:23:47 Judy Bovington, DLI
09:24:23 Rep. Olsen
09:26:20 Judy Bovington, DLI
09:27:40 Rep. Olsen
09:28:13 Judy Bovington, DLI

Closing by Sponsor:

09:28:58 Rep. Katie Sullivan (D), HD 89

Committee Business:

09:29:27 Chair Noland
09:29:54 Rep. Olsen
09:32:42 Chair Noland
09:32:45 Rep. Olsen
09:33:16 Vice Chair Ricci
09:33:42 Judy Bovington, DLI
09:33:57 Vice Chair Ricci
09:34:10 Judy Bovington, DLI
09:35:14 Vice Chair Ricci
09:35:33 Judy Bovington, DLI
09:36:35 Vice Chair Ricci
09:36:48 Judy Bovington, DLI
09:37:27 Rep. Pope
09:37:46 Judy Bovington, DLI
09:38:16 Rep. Loge
09:38:37 Judy Bovington, DLI
09:39:20 Chair Noland
09:40:28 Rep. Grubbs
09:40:46 Chair Noland
09:40:59 Pat Murdo, Legislative Services Division (LSD)

[EXHIBIT\(buh20a03\)](#)

[EXHIBIT\(buh20a04\)](#)

[EXHIBIT\(buh20a05\)](#)

[EXHIBIT\(buh20a06\)](#)

[EXHIBIT\(buh20a07\)](#)

[EXHIBIT\(buh20a08\)](#)

09:44:19 Vice Chair Stewart Peregoy joined the meeting.

Committee Business:

09:45:18 Pat Murdo, LSD
09:45:45 Chair Noland
09:46:25 Rep. Harvey

09:46:28 Chair Noland
09:46:46 Pat Murdo, LSD
09:50:04 Chair Noland
09:50:15 Pat Murdo, LSD

EXHIBIT(buh20a09)

EXHIBIT(buh20a10)

09:54:11 Rep Funk
09:54:20 Pat Murdo, LSD
09:54:51 Vice Chair Ricci
09:55:38 Chair Noland
09:55:48 Pat Murdo, LSD

EXHIBIT(buh20a11)

09:56:49 Rep. Harvey
09:57:10 Chair Noland
09:57:30 Pat Murdo, LSD

EXHIBIT(buh20a12)

10:03:15 Chair Noland
10:03:41 Pat Murdo, LSD
10:04:55 Vice Chair Ricci
10:05:10 Chair Noland
10:05:16 Rep. Sullivan
10:05:34 Rep. Loge
10:05:49 Chair Noland
10:05:58 Vice Chair Stewart Peregoy
10:06:05 Chair Noland
10:06:07 Rep. Buttrey
10:06:22 Chair Noland
10:06:30 Rep. Sullivan
10:06:40 Chair Noland
10:06:53 Rep. Pope
10:07:08 Vice Chair Stewart Peregoy
10:07:31 Chair Noland
10:08:42 Pat Murdo, LSD

EXHIBIT(buh20a13)

10:10:20 Chair Noland

10:11:20 Recessed
11:15:42 Reconvened with Rep. Buttrey present.

EXECUTIVE ACTION ON HB 65

11:16:11 **Motion:** Rep. Ricci moved that **HB 65 DO PASS.**

11:16:26 **Motion/Vote:** Rep. Ricci moved that **HB 65 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Pierson voted by proxy.

(See Exhibit 4)

11:17:20 **Motion:** Rep. Ricci moved that **HB 65 DO PASS AS AMENDED.**

Discussion:

11:17:39 Rep. Krautter

11:18:12 **Vote:** Motion carried 10-9 by roll call vote with Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Krautter, Rep. Olsen, Rep. Pierson, Rep. Pope, Rep. Stewart Peregoy and Rep. Sullivan voting no. Rep. Pierson voted by proxy.

EXECUTIVE ACTION ON HB 92

11:20:38 **Motion:** Rep. Ricci moved that **HB 92 DO PASS.**

11:21:04 **Motion/Vote:** Rep. Ricci moved that **HB 92 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Pierson voted by proxy.

(See Exhibit 6)

11:21:34 Rep Buttrely left the meeting.

11:21:52 **Motion/Vote:** Rep. Ricci moved that **HB 92 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Buttrely and Rep. Pierson voted by proxy.

(See Exhibit 5)

11:23:27 **Motion:** Rep. Ricci moved that **HB 92 BE AMENDED.**

(See Exhibit 8)

Discussion:

11:23:52 Rep. Krautter

11:24:36 Pat Murdo, LSD

11:26:04 **Vote:** Motion carried 11-8 by roll call vote with Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Olsen, Rep. Pierson, Rep. Pope, Rep. Stewart Peregoy and Rep. Sullivan voting no. Rep. Pierson voted by proxy.

11:27:47 **Motion:** Rep. Ricci moved that **HB 92 BE AMENDED.**

(See Exhibit 7)

Discussion:

11:27:53 Rep. Sullivan

11:28:07 **Vote:** Motion failed 8-11 by roll call vote with Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Olsen, Rep. Pierson, Rep. Pope, Rep. Stewart Peregoy and Rep. Sullivan voting aye. Rep. Pierson voted by proxy.

11:31:00 **Motion:** Rep. Ricci moved that **HB 92 DO PASS AS AMENDED THREE TIMES.**

Discussion:

11:31:17 Rep. Pope
11:32:03 Chair Noland

11:32:17 **Vote:** Motion carried 11-8 by roll call vote with Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Olsen, Rep. Pierson, Rep. Pope, Rep. Stewart Perego and Rep. Sullivan voting no. Rep. Pierson voted by proxy.

EXECUTIVE ACTION ON HB 140

11:34:22 **Motion:** Rep. Ricci moved that **HB 140 DO PASS.**

Discussion:

11:34:40 Rep. Olsen
11:35:42 Rep. Krautter

11:36:38 **Vote:** Motion failed 9-10 by roll call vote with Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Krautter, Rep. Olsen, Rep. Pierson, Rep. Pope, Rep. Stewart Perego and Rep. Sullivan voting aye. Rep. Pierson voted by proxy.

11:38:23 **Substitute Motion/Vote:** Rep. Ricci made a substitute motion that **HB 140 BE TABLED.** Substitute Motion carried 18-0 by voice vote. Rep. Pierson was excused.

EXECUTIVE ACTION ON HB 162

11:38:58 **Motion/Vote:** Rep. Ricci moved that **HB 162 DO PASS.** Motion carried unanimously by voice vote. Rep. Pierson voted by proxy.

EXECUTIVE ACTION ON HB 163

11:39:53 **Motion:** Rep. Ricci moved that **HB 163 DO PASS.**

11:40:13 **Motion/Vote:** Rep. Ricci moved that **HB 163 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Pierson voted by proxy.

(See Exhibit 9)

11:41:00 **Motion/Vote:** Rep. Ricci moved that **HB 163 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Rep. Pierson voted by proxy.

EXECUTIVE ACTION ON HB 196

11:41:40 **Motion:** Rep. Ricci moved that **HB 196 DO PASS.**

Discussion:

11:41:56 Rep. Curdy
11:43:16 Pat Murdo, LSD

11:44:38 **Vote:** Motion carried unanimously by voice vote. Rep. Pierson voted by proxy.

Committee Business:

11:45:05 Vice Chair Stewart Peregoy
11:45:45 Chair Noland
11:45:54 Vice Chair Ricci

EXECUTIVE ACTION ON HB 214

11:46:27 **Motion:** Rep. Ricci moved that **HB 214 DO PASS.**

11:46:41 **Motion:** Rep. Ricci moved that **HB 214 BE AMENDED.**
(See Exhibit 10)

11:47:02 **Vote:** Motion carried 11-8 by roll call vote with Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Olsen, Rep. Pierson, Rep. Pope, Rep. Stewart Peregoy and Rep. Sullivan voting no. Rep. Pierson voted by proxy.

11:49:07 **Motion:** Rep. Ricci moved that **HB 214 DO PASS AS AMENDED.**

Discussion:

11:49:14 Rep. Pope
11:51:10 Vice Chair Ricci
11:51:25 Rep. Pope
11:51:26 Vice Chair Ricci
11:52:06 Rep. Buttrey

11:52:31 **Vote:** Motion carried 11-8 by roll call vote with Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Olsen, Rep. Pierson, Rep. Pope, Rep. Stewart Peregoy and Rep. Sullivan voting no. Rep. Pierson voted by proxy.

EXECUTIVE ACTION ON HB 252

11:54:38 **Motion:** Rep. Ricci moved that **HB 252 DO PASS.**

11:54:55 **Motion:** Rep. Ricci moved that **HB 252 BE AMENDED.**
(See Exhibit 11)

Discussion:

11:55:19 Rep. Buttrey

11:55:46 **Vote:** Motion failed 8-11 by roll call vote with Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Olsen, Rep. Pierson, Rep. Pope, Rep. Stewart Peregoy and Rep. Sullivan voting aye. Rep. Pierson voted by proxy.

11:57:33 **Motion:** Rep. Ricci moved that **HB 252 BE AMENDED.**
(See Exhibit 11)

Discussion:

11:57:48 Rep. Harvey

11:58:54 **Vote:** Motion carried unanimously by voice vote. Rep. Pierson voted by proxy.

11:59:34 **Motion:** Rep. Ricci moved that **HB 252 DO PASS AS AMENDED.**

Discussion:

11:59:41 Rep. Grubbs

12:00:10 Rep. Harvey

12:00:51 **Vote:** Motion failed 9-10 by roll call vote with Rep. Curdy, Rep. Funk, Rep. Grubbs, Rep. Harvey, Rep. Olsen, Rep. Pierson, Rep. Pope, Rep. Stewart Peregoy and Rep. Sullivan voting aye. Rep. Pierson voted by proxy.

12:03:00 **Substitute Motion/Vote:** Rep. Ricci made a substitute motion that **HB 252 BE TABLED.** Substitute Motion carried 18-0 by voice vote. Rep. Pierson was excused.

EXECUTIVE ACTION ON HB 261

12:03:33 **Motion:** Rep. Ricci moved that **HB 261 DO PASS.**

12:03:46 **Motion:** Rep. Buttrey moved that **HB 261 BE AMENDED.**
(See Exhibit 12)

Discussion:

12:04:03 Rep. Buttrey

12:04:58 **Vote:** Motion carried unanimously by voice vote. Rep. Pierson voted by proxy.

12:05:21 **Motion:** Rep. Ricci moved that **HB 261 DO PASS AS AMENDED.**

Discussion:

12:05:35 Rep. Anderson

12:06:10 Rep. Krautter

12:07:02 Rep. Pope

12:07:29 Chair Noland

12:09:41 Rep. Buttrey

12:10:55 Rep. Curdy

12:12:40 Chair Noland

12:13:29 Rep. Loge

12:13:52 Chair Noland

12:13:57 Rep. Fitzgerald

12:14:14 **Vote:** Motion failed 9-10 by roll call vote with Rep. Buttrey, Rep. Curdy, Rep. Fitzgerald, Rep. Funk, Rep. Grubbs, Rep. Harvey, Rep. Loge, Rep. Olsen and Rep. Sullivan voting aye. Rep. Pierson voted by proxy.

12:16:30 **Substitute Motion/Vote:** Rep. Ricci made a substitute motion that **HB 261 BE TABLED.** Substitute Motion carried 18-0 by voice vote. Rep. Pierson was excused.

EXECUTIVE ACTION ON HB 273

12:17:05 **Motion:** Rep. Ricci moved that **HB 273 DO PASS.**

12:17:28 **Substitute Motion/Vote:** Rep. Ricci made a substitute motion that **HB 273 BE TABLED.** Substitute Motion carried 18-0 by voice vote. Rep. Pierson was excused.

12:18:17 Chair Noland

ADJOURNMENT

Adjournment:
12:18:36

Joanne Kauzlarich, Secretary

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Additional Documents:

EXHIBIT([buh20aad.pdf](#))