

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON BUSINESS AND LABOR

**Call to Order:** Chair Mark Noland, on February 5, 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. Sharon Stewart Peregoy, Vice Chair (D)  
Rep. Fred Anderson (R)  
Rep. Edward Buttrey (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. Denley M. Loge (R)  
Rep. Andrea Olsen (D)  
Rep. Christopher Pope (D)  
Rep. Sue Vinton (R)

##### **Members Excused:**

Rep. Joel G. Krautter (R)  
Rep. Gordon Pierson Jr (D)  
Rep. Katie Sullivan (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 185, 1/15/2019; HB 323, 1/30/2019; SB 54, 1/31/2019

08:30:45 Chair Noland

### **HEARING ON HB 323**

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

08:33:59 Rep. Brad Tschida (R), HD 97, opened the hearing on HB 323, Provide for free association for non-union public employees.

**EXHIBIT(buh23a01)**

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

08:39:58 David Herbst, Americans for Prosperity Montana (AFP-MT)

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

08:40:30 Mike Cooney, Lieutenant Governor, State of Montana

08:46:30 Eric Feaver, Montana Federation of Public Employees (MFPE)

**EXHIBIT(buh23a02)**

**EXHIBIT(buh23a03)**

08:52:29 Rep. Sullivan joined the meeting.

08:54:20 Tim Twardoski, American Federation of State, County, and Municipal Employees (AFSCME)

08:59:16 Morgan Martinez, Montana Carpenters Union Local 82

08:59:57 John Forkan, Teamsters Union Local 2, Montana State Association Plumbers and Pipefitters

09:01:15 John Gordon, International Brotherhood of Electrical workers (IBEW), State Conference of Electrical Workers.

09:01:43 Troy Buhl, International Association of Machinists and Aero Space Workers (IAM)

09:02:21 Robin Haux, Montana Nurses Association (MNA)

09:02:54 Mary Thomas, Self

09:03:27 Eric Anderson, Teamsters Union Local 190, Montana Nurses Association (MNA)

09:06:07 Kim Rickard, Laborer's International Union of North America Local 1686 (LIUNA)

09:06:37 Steve Gross, International Union of Operating Engineers (IUOE) Local 400

09:07:13 Philip Keating, International Association of Fire Fighters (IAFF) Union Local 271

09:07:34 Alan Ekblad, American Federation of Labor and Congress of Industrial Organizations (AFL-CIO)

09:08:58 James Holbrook, International Brotherhood of Electrical Workers (IBEW) Local 206

**Informational Testimony:** None

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

09:09:32 Rep. Funk

09:10:16 Eric Feaver, MFPE

09:13:29 Rep. Vinton

09:13:56 Eric Feaver, MFPE

09:14:40 Rep. Vinton

09:14:46 Eric Feaver, MFPE

09:15:31 Rep. Vinton

09:15:45 Eric Feaver, MFPE

09:16:26 Rep. Curdy  
09:16:54 Eric Feaver, MFPE  
09:18:27 Rep. Loge  
09:18:55 Tim Twardoski, AFSCME  
09:19:00 Rep. Loge  
09:19:10 Tim Twardoski, AFSCME  
09:19:35 Rep. Grubbs left the meeting.  
09:20:27 Rep. Loge  
09:20:46 Tim Twardoski, AFSCME.  
09:21:19 Rep. Buttrey  
09:22:04 Eric Feaver, MFPE  
09:23:01 Rep. Buttrey  
09:23:15 Eric Feaver, MFPE  
09:23:51 Rep. Krautter joined the meeting.  
09:24:22 Rep. Buttrey  
09:24:43 Eric Feaver, MFPE  
09:25:15 Rep. Buttrey  
09:25:35 Eric Feaver, MFPE  
09:26:01 Chair Noland  
09:26:26 Rep. Tschida  
09:27:27 Rep. Loge  
09:28:02 Tim Twardoski, AFSCME  
09:28:35 Rep. Duram  
09:29:11 Eric Feaver, MFPE  
09:30:13 Vice Chair Stewart Peregoy  
09:30:44 Eric Feaver, MFPE  
09:32:22 Rep. Olsen  
09:33:55 Eric Feaver, MFPE

**Closing by Sponsor:**

09:35:15 Rep. Brad Tschida (R), HD 97

**HEARING ON HB 185**

**Opening Statement by Sponsor:**

09:43:58 Rep. Dave Fern (D), HD 5, opened the hearing on HB 185, Revise brewery operation hours.

**Proponents' Testimony:**

09:51:19 Matt Leow, Montana Brewers Association (MBA)

[EXHIBIT\(buh23a04\)](#)

[EXHIBIT\(buh23a05\)](#)

09:54:56 Nolan Smith, Montana Brewers Association (MBA)

[EXHIBIT\(buh23a06\)](#)

[EXHIBIT\(buh23a07\)](#)

[EXHIBIT\(buh23a08\)](#)

[EXHIBIT\(buh23a09\)](#)

[EXHIBIT\(buh23a10\)](#)

[EXHIBIT\(buh23a11\)](#)

**EXHIBIT(buh23a12)****EXHIBIT(buh23a13)**

09:59:25 Abigail St. Lawrence, Montana Distillers Guild (MDG)  
 09:59:59 Marcus Duffy, Great Northern Brewing Company  
 10:02:47 Hannah Talbott, Missoula Brewing Company  
 10:04:50 Amanda Dinstel, Montana Brewing Association (MBA)  
 10:09:16 Michael More, Self  
 10:09:40 Eric Somerfeld, Montana Farmers Union (NFU)  
 10:12:42 David Herbst, Americans For Prosperity Montana (AFP-MT)  
 10:15:11 Ryan Pfeifle, Self  
 10:16:42 Jake Teselle, Crooked Yard Hops  
 10:17:50 Ethan Kohoutek, Ten Mile Creek Brewery  
 10:19:40 Bethany Flint, Blackfoot River Brewing Company  
 10:21:16 Brandon Roberts, Golden Triangle Brewing  
 10:22:51 Matt Muth, 406 Brewing Company

**Opponents' Testimony:**

10:23:37 Dax Cetraro, Montana Tavern Association (MTA)

**EXHIBIT(buh23a14)**

10:28:32 Lynne Grosfield, T Bar  
 10:33:41 Andrew Cetraro, Rhino Casino  
 10:37:18 Brad Martens, Rhinoceros Incorporated  
 10:40:07 Laura Clark, Holiday Bar and Casino  
 10:41:51 Jeff Bush, Montana Beer and Wine Distributors Association (MBWDA)  
 10:43:33 John Iverson, Montana Tavern Association (MTA)

**EXHIBIT(buh23a15)****EXHIBIT(buh23a16)**

10:46:33 Vice Chair Ricci left the meeting.  
 10:49:10 Kristi Blazer, Montana Beer and Wine Distributors Association (MBWDA)  
 10:51:59 Neil Peterson, Gaming Industry Association (GIA)  
 10:53:45 Brad Griffin, Montana Restaurant Association (MTRA)

**EXHIBIT(buh23a17)****Informational Testimony: None**

10:57:09 Steve Swanson, Department of Revenue (DOR)

**Questions from Committee Members and Responses:**

10:57:40 Rep. Vinton  
 10:58:04 Hannah Talbott, Missoula Brewing Company  
 10:58:34 Rep. Harvey  
 10:59:15 Dax Cetraro, MTA  
 11:00:11 Rep. Loge  
 11:00:49 Hannah Talbott, Missoula Brewing Company  
 11:01:26 Rep. Krautter  
 11:01:59 Matt Leow, MBA  
 11:05:52 Rep. Olsen  
 11:08:00 Ethan Kohoutek, Ten Mile Creek Brewery

11:08:41 Rep. Olsen  
11:08:57 Ethan Kohoutek, Ten Mile Creek Brewery  
11:09:19 Rep. Gunderson  
11:09:58 Steve Swanson, DOR  
11:10:51 Rep. Gunderson  
11:11:08 Steve Swanson, DOR  
11:11:57 Rep. Gunderson  
11:12:22 Steve Swanson, DOR  
11:12:38 Rep. Fitzgerald  
11:13:22 Nolan Smith, MBA  
11:13:28 Rep. Fitzgerald  
11:13:43 Nolan Smith, MBA  
11:14:42 Rep. Fitzgerald  
11:15:21 Nolan Smith, MBA  
11:15:28 Rep. Curdy  
11:17:29 Steve Swanson, DOR  
11:18:21 Rep. Pope  
11:19:06 Matt Leow, MBA  
11:20:34 Rep. Pope  
11:21:16 Matt Muth, 406 Brewing Company  
11:21:24 Rep. Pope  
11:21:48 Matt Muth, 406 Brewing Company  
11:22:26 Rep. Gunderson  
11:22:51 Steve Swanson, DOR  
11:23:28 Rep. Gunderson  
11:23:34 Steve Swanson, DOR  
11:23:40 Rep. Gunderson  
11:24:02 Steve Swanson, DOR  
11:24:37 Rep. Olsen  
11:25:18 Steve Swanson, DOR  
11:25:25 Rep. Olsen  
11:27:28 Becky Schlauch, Department of Revenue (DOR)  
11:27:54 Rep. Funk  
11:28:33 Matt Leow, MBA  
11:30:05 Rep. Buttrey  
11:30:44 John Iverson, MTA  
11:31:28 Rep. Buttrey  
11:32:00 John Iverson, MTA  
11:32:49 Rep. Buttrey  
11:33:19 Kristi Blazer, MBWDA

**Closing by Sponsor:**

11:35:05 Rep. Dave Fern (D), HD 5

**HEARING ON SB 54****Opening Statement by Sponsor:**

11:40:56 Sen. Fred Thomas (R), SD 44, opened the hearing on SB 54, Revise laws governing multiple employer welfare arrangements.

**Proponents' Testimony:**

11:43:15 Kendall Cotton, State Auditor's Office (CSI)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

11:44:12 Rep. Buttrey  
11:44:25 Kendall Cotton, CSI  
11:44:33 Janell Williams, State Auditor's Office, CSI  
11:44:49 Rep. Pope  
11:45:36 Kendall Cotton, CSI  
11:46:15 Rep. Pope  
11:46:47 Kendall Cotton, CSI  
11:47:33 Rep. Pope  
11:48:21 Kendall Cotton, CSI  
11:48:51 Rep. Buttrey  
11:49:05 Kendall Cotton, CSI  
11:49:17 Janell Williams, CSI  
11:49:22 Rep. Buttrey  
11:49:30 Janell Williams, CSI  
11:49:56 Rep. Buttrey  
11:50:04 Janell Williams, CSI  
11:50:20 Sen. Thomas  
11:51:45 Janell Williams, CSI

**Closing by Sponsor:**

11:52:34 Sen. Fred Thomas (R), SD 44

**Committee Business:**

11:54:13 Chair Noland  
11:54:18 Pat Murdo, Legislative Services Division, LSD  
11:54:52 Rep. Buttrey  
11:55:11 Chair Noland  
11:55:17 Rep. Funk  
11:55:35 Pat Murdo, LSD  
11:55:58 Rep. Olsen  
11:56:24 Rep. Buttrey  
11:56:54 Rep. Olsen

**ADJOURNMENT**

Adjournment: 11:56:55

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Joanne Kauzlarich, Secretary

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Additional Documents:

**EXHIBIT**([buh23aad.pdf](#))