

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Mark Noland, on February 21, 2019 at 8:00 A.M., in Room 172
Capitol

ROLL CALL

Members Present:

Rep. Vince Ricci, Vice Chair (R)
Rep. Fred Anderson (R)
Rep. Edward Buttrey (R)
Rep. Willis Curdy (D)
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. Gordon Pierson Jr (D)
Rep. Katie Sullivan (D)
Rep. Sue Vinton (R)

Members Excused:

Rep. Mark Noland, Chair (R)
Rep. Sharon Stewart Peregoy, Vice Chair (D)
Rep. Christopher Pope (D)
Rep. Neil Duram (R)

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 358, 2/6/2019; HB 376, 2/6/2019; HB 416, 2/8/2019; HB 501,
2/18/2019

Executive Action: HB 413, HB 460, SB 25

08:00:53 Chair Ricci called the meeting order.
08:01:33 Vice Chair Stewart Peregoy joined the meeting.

HEARING ON HB 416

Opening Statement by Sponsor:

08:04:47 Rep. Ross Fitzgerald (R), HD 17, opened the hearing on HB 416, Require professional liability coverage for certain real estate licensees.

Proponents' Testimony:

08:07:09 Sam Sill, Montana Association of Realtors (MAR)
08:15:23 Ric Smith, Montana Board of Realty Regulation (BRR)
08:17:37 Dan Wagner, Self
08:19:38 James Anderson, Montana Association of Realtors (MAR)
08:27:25 William Leininger, Montana Association of Realtors (MAR)
08:30:03 Jannie Wiseman, Self
08:30:21 Rep. Duram joined the meeting.
08:32:27 Martin Kukich, Self
08:33:03 Rep. Pope joined the meeting.

Opponents' Testimony: None

Informational Testimony:

08:34:27 Bob Biskupiak, Commissioner of Securities and Insurance (CSI)

Questions from Committee Members and Responses:

08:34:56 Rep. Loge
08:35:19 Sam Sill, MAR
08:35:46 Rep. Olsen
08:36:39 Bob Biskupiak, CSI
08:37:45 Rep. Olsen
08:37:57 Bob Biskupiak, CSI
08:38:17 Rep. Buttrey
08:38:31 Rep. Pope
08:38:40 Rep. Curdy
08:39:11 Sam Sill, MAR
08:39:58 Rep. Curdy
08:40:32 Sam Sill, MAR
08:40:51 Chair Noland assumed the gavel.
08:41:13 Rep. Vinton
08:41:39 Dan Wagner, Self
08:41:55 Vice Chair Ricci
08:42:07 Ric Smith, BRR

Closing by Sponsor:

08:42:51 Rep. Ross Fitzgerald (R), HD 17

HEARING ON HB 501**Opening Statement by Sponsor:**

08:45:37 Rep. Casey Knudsen (R), HD 33, opened the hearing on HB 501, Allow microdistilleries to sell split cases to Montana agency liquor stores.

Proponents' Testimony:

08:47:16 Robin Blazer, Willies Distillery, Montana Distillers Guild (MDG)

08:52:49 Mary Pat Harris, Bozeman Spirits Distillery

[EXHIBIT\(buh37a01\)](#)

[EXHIBIT\(buh37a02\)](#)

[EXHIBIT\(buh37a03\)](#)

08:55:02 Abigail St. Lawrence, Montana Distillers Guild (MDG)

08:56:07 Bob Miller, Liquor Store Owners Association of Montana (LSOAM)

08:57:15 John Iverson, Montana Tavern Association (MTA)

08:57:58 Kristi Blazer, Montana Beer and Wine Distributors Association (MBWDA)

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

08:58:53 Becky Schlauch, Department of Revenue (DOR)

Questions from Committee Members and Responses:

08:59:48 Rep. Buttrey

09:00:11 Dan Whyte, Department of Revenue (DOR)

09:01:44 Rep. Buttrey

09:02:10 Dan Whyte, DOR

09:02:24 Vice Chair Ricci

09:02:50 Becky Schlauch, DOR

09:03:35 Chair Noland

Closing by Sponsor:

09:04:35 Rep. Casey Knudsen (R), HD 33

HEARING ON HB 376**Opening Statement by Sponsor:**

09:06:23 Rep. Ross Fitzgerald (R), HD 17, opened the hearing on HB 376, Repeal the real estate recovery account..

Proponents' Testimony:

09:08:04 Sam Sill, Montana Association of Realtors (MAR)

09:12:42 Dan Wagner, Self

09:13:46 Peggy Trenk, Montana Housing Coalition

09:15:25 James Anderson, Montana Association of Realtors (MAR)

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

Questions from Committee Members and Responses:

09:17:22 Rep. Buttrey
09:18:03 Rep. Fitzgerald
09:18:18 Sam Sill, MAR
09:18:37 Rep. Buttrey
09:19:21 Sam Sill, MAR

Closing by Sponsor:

09:19:58 Rep. Ross Fitzgerald (R), HD 17

HEARING ON HB 358**Opening Statement by Sponsor:**

09:21:15 Rep. Robert Farris-Olsen (D), HD 79, opened the hearing on HB 358, Establish a Montana homeowners bill of rights.

[EXHIBIT\(buh37a04\)](#)

Proponents' Testimony: None

Opponents' Testimony:

09:31:40 Jim Brown, Montana Independent Bankers Association (MIBA)
09:37:39 Steve Turkiewicz, Montana Bankers Association (MBA)
09:42:41 Aimee Grmoljez, Montana Bankers Association (MBA)
09:46:26 Karen Smith, Montana Credit Unions
09:47:34 Sam Sill, Montana Association of Realtors (MAR)

Informational Testimony:

09:48:23 Melanie Hall, Montana Division of Financial and Banking Institutions

[EXHIBIT\(buh37a05\)](#)

Questions from Committee Members and Responses:

09:50:30 Rep. Pope
09:50:57 Rep. Olsen
09:52:50 Rep. Farris-Olsen
09:57:03 Rep. Olsen
09:57:40 Rep. Farris-Olsen
09:58:38 Rep. Vinton
09:59:04 Aimee Grmoljez, MBA
10:01:09 Rep. Buttrey
10:01:31 Aimee Grmoljez, MBA
10:01:51 Rep. Buttrey
10:02:21 Aimee Grmoljez, MBA
10:03:44 Rep. Pope
10:04:59 Steve Turkwicz, MBA
10:07:47 Chair Noland
10:08:10 Rep. Pope
10:08:46 Steve Turkwicz, MBA
10:08:57 Vice Chair Ricci
10:09:42 Rep. Farris-Olsen
10:10:29 Vice Chair Ricci

10:10:42 Rep. Farris-Olsen
10:11:43 Rep. Funk
10:12:01 Chair Noland
10:12:59 Rep. Olsen
10:13:46 Rep. Farris-Olsen

Closing by Sponsor:

10:14:51 Rep. Robert Farris-Olsen (D), HD 79

Committee Business:

10:18:39 Chair Noland
10:19:32 Pat Murdo, Legislative Services Division (LSD)

[EXHIBIT\(buh37a06\)](#)

[EXHIBIT\(buh37a07\)](#)

10:23:01 Chair Noland

10:23:25 Recess
10:50:13 Reconvened without Rep. Olsen

EXECUTIVE ACTION ON HB 413

10:50:27 **Motion/Vote:** Rep. Ricci moved to **RECONSIDER THE ACTIONS TAKEN** on **HB 413**. Motion carried unanimously by voice vote. Rep. Olsen voted by proxy.

10:51:12 **Motion:** Rep. Ricci moved that **HB 413 DO PASS**.

10:51:20 **Motion:** Rep. Anderson moved that **HB 413 BE AMENDED**.
(See Exhibit 6)

Discussion:

10:51:46 Rep. Gunderson

10:52:26 **Vote:** Motion carried unanimously by voice vote. Rep. Olsen voted by proxy.

10:52:40 **Motion/Vote:** Rep. Ricci moved that **HB 413 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Rep. Olsen voted by proxy.

EXECUTIVE ACTION ON HB 460

10:53:37 **Motion/Vote:** Rep. Ricci moved that **HB 460 DO PASS**. 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. Olsen voted by proxy.

10:55:19 **Substitute Motion/Vote:** Rep. Ricci made a substitute motion that **HB 460 BE TABLED**. Substitute Motion carried unanimously by voice vote. Rep. Olsen voted by proxy.

EXECUTIVE ACTION ON SB 25

10:55:44 **Motion/Vote:** Rep. Ricci moved that **SB 25 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Olsen voted by proxy. Rep. Buttrey will carry the bill.

Committee Business:

10:56:40 Chair Noland
10:57:50 Rep. Buttrey
10:58:06 Chair Noland

ADJOURNMENT

Adjournment: 10:58:17

Joanne Kauzlarich, Secretary

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Additional Documents:

EXHIBIT([buh37aad.pdf](#))