

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Mark Noland, on February 25, 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. 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. Gordon Pierson Jr (D)
Rep. Christopher Pope (D)

Members Excused:

Rep. Willis Curdy (D)
Rep. Andrea Olsen (D)
Rep. Katie Sullivan (D)
Rep. Sue Vinton (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 562, 2/21/2019; HB 569, 2/21/2019; HB 578, 2/21/2019; HB 581, 2/21/2019

Executive Action: HB 455, HB 468, HB 472, HB 547, HB 559

08:29:30 Chair Noland

HEARING ON HB 581

Opening Statement by Sponsor:

08:31:20 Rep. Casey Knudsen (R), HD 33, opened the hearing on HB 581, Requiring timely licensure by professional, occupational boards.

Proponents' Testimony:

08:32:54 Abigail St. Lawrence, Montana Association of Marriage and Family Therapists (MAMFT), Montana Speech-Language Hearing Association(MSHA), Montana Association of Acupuncture and Oriental Medicine (MAAOM)
 08:34:19 Jean Branscum, Montana Medical Association (MMA)
 08:34:55 Rep. Olsen joined the meeting.
 08:35:50 Stacey Anderson, Montana Primary Care Association (MPCA)
 08:36:20 Bridger Mahlum, Montana Chamber of Commerce (MCC)

Opponents' Testimony: None

Informational Testimony:

08:37:32 Todd Younkin, Department of Labor and Industry (DLI)

Questions from Committee Members and Responses:

08:37:52 Rep. Funk
 08:38:32 Rep. Casey Knudsen
 08:38:55 Rep. Buttrey
 08:39:16 Abigail St. Lawrence, MAMFT, MSHA, MAAOM
 08:39:48 Rep. Buttrey
 08:40:13 Jean Branscum, MMA
 08:40:42 Rep. Buttrey
 08:40:14 Jean Branscum, MMA
 08:40:41 Rep. Buttrey
 08:40:47 Jean Branscum, MMA
 08:41:08 Rep. Olsen
 08:41:33 Todd Younkin, DLI
 08:42:48 Vice Chair Stewart Peregoy
 08:45:04 Todd Younkin, DLI
 08:46:57 Vice Chair Stewart Peregoy
 08:47:10 Pat Murdo, Legislative Services Division (LSD)
 08:47:39 Chair Noland

Closing by Sponsor:

08:47:55 Rep. Casey Knudsen (R), HD 33

HEARING ON HB 578

Opening Statement by Sponsor:

08:49:09 Rep. Edward Buttrey (R), HD 21, opened the hearing on HB 578, Allow surplus lines insurance to cover certain disability situations.

Proponents' Testimony:

08:51:25 Bill Warden, National Association of Insurance and Financial Advisors (NAIFA)
08:52:06 Tom Petersen, Petersen International Underwriters

Opponents' Testimony:

09:02:26 Jeannie Keller, Commissioner of Securities and Insurance (CSI)

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

09:04:32 Rep. Duram
09:05:00 Tom Petersen, Petersen International Underwriters
09:05:17 Rep. Duram
09:05:33 Tom Petersen, Petersen International Underwriters
09:05:38 Rep. Duram
09:05:41 Tom Petersen, Petersen International Underwriters
09:06:03 Rep. Loge
09:06:45 Tom Petersen, Petersen International Underwriters
09:07:53 Rep. Loge
09:08:07 Tom Petersen, Petersen International Underwriters
09:08:12 Rep. Grubbs
09:08:35 Rep. Buttrey
09:09:00 Rep. Fitzgerald
09:09:40 Tom Petersen, Petersen International Underwriters
09:10:33 Rep. Fitzgerald
09:10:54 Tom Petersen, Petersen International Underwriters
09:11:08 Rep. Fitzgerald
09:11:50 Tom Petersen, Petersen International Underwriters
09:12:44 Chair Noland
09:13:24 Rep. Buttrey

Closing by Sponsor:

09:13:52 Rep. Edward Buttrey (R), HD 21

HEARING ON HB 562**Opening Statement by Sponsor:**

09:15:10 Rep. Bruce Grubbs (R), HD 68, opened the hearing on HB 562, Revising motor vehicle insurance liability policy coverage requirements.

Proponents' Testimony:

09:18:44 Bruce Spencer, Progressive Insurance, Allstate Insurance
[EXHIBIT\(buh40a01\)](#)

09:23:47 Gino Banco, Progressive Insurance
[EXHIBIT\(buh40a02\)](#)

09:29:17 Greg Van Horssen, State Farm Insurance

09:30:00 Aimee Grmoljez, American Property Casualty Insurance Association (APCIA),
National Association of Mutual Insurance Companies (NAMIC)

EXHIBIT(buh40a03)

09:34:21 Bob Biskupiak, Commissioner of Securities and Insurance (CSI)
09:35:21 Bridger Mahlum, Montana Chamber of Commerce (MCC)
09:35:51 Jon Metropoulos, Farmers Insurance
09:36:57 Spook Stang, Motor Carriers of Montana (MCM)
09:37:29 John Iverson, Independent Insurance Agents of Montana (IIAM)

Opponents' Testimony:

09:39:06 Pat Fox, Montana Trial Lawyers Association (MTLA)

Informational Testimony: None

Questions from Committee Members and Responses:

09:45:39 Chair Noland
09:46:13 Bruce Spencer, Progressive Insurance, Allstate Insurance
09:47:08 Rep. Olsen
09:48:24 John Iverson, IIAM
09:49:53 Rep. Olsen
09:50:12 John Iverson, IIAM
09:50:22 Rep. Olsen
09:50:32 Pat Fox, MTLA
09:52:00 Rep. Olsen
09:52:05 Pat Fox, MTLA
09:52:30 Vice Chair Ricci
09:52:51 Gino Banco, Progressive Insurance
09:53:12 Vice Chair Ricci
09:53:17 Gino Banco, Progressive Insurance
09:55:08 Rep. Fitzgerald
09:56:35 Bruce Spencer, Progressive Insurance, Allstate Insurance
09:57:44 Rep. Fitzgerald
09:58:16 Bruce Spencer, Progressive Insurance, Allstate Insurance
09:59:06 Rep. Duram
09:59:31 Pat Fox, MTLA
10:00:15 Rep. Duram
10:00:38 Pat Fox, MTLA
10:01:06 Rep. Duram
10:01:30 Pat Fox, MTLA
10:02:31 Chair Noland
10:02:44 Rep. Krautter
10:03:15 Pat Fox, MTLA
10:04:44 Rep. Funk
10:05:46 Aimee Grmoljez, APCIA, NAMIC
10:07:49 Rep. Pope
10:08:42 Pat Fox, MTLA
10:09:43 Vice Chair Ricci
10:10:14 Pat Fox, MTLA
10:11:31 Chair Noland

10:12:18 Greg Van Horssen, State Farm Insurance
10:13:18 Rep. Olsen

Closing by Sponsor:

10:13:41 Rep. Bruce Grubbs (R), HD 68

HEARING ON HB 569

Opening Statement by Sponsor:

10:17:24 Rep. Zach Brown (D), HD 63, opened the hearing on HB 569, Increase motor vehicle liability policy minimums.

Proponents' Testimony:

10:19:03 Marilee Brown, Safer Bozeman
10:29:02 Edward Moores Jr., Self

EXHIBIT(buh40a04)

10:34:24 Pat Fox, Montana Trial Lawyers Association (MTLA)

Opponents' Testimony:

10:36:52 Aimee Grmoljez, American Property Casualty Insurance Association (APCIA),
National Association of Mutual Insurance Companies (NAMIC)
10:39:42 Greg Van Horssen, State Farm Insurance
10:45:40 Bruce Spencer, Allstate Insurance
10:48:05 Mark French, Self

Informational Testimony:

10:51:51 Bob Biskupiak, State Auditor's Office, Commissioner of Securities and Insurance (CSI)

Questions from Committee Members and Responses:

10:52:34 Rep. Loge
10:52:59 Bob Biskupiak, CSI
10:53:47 Rep. Pope
10:54:04 Bob Biskupiak, CSI
10:54:28 Rep. Pope
10:55:14 Bob Biskupiak, CSI
10:56:30 Rep. Krautter
10:57:11 Greg Van Horssen, State Farm Insurance
10:57:51 Rep. Krautter
10:58:11 Greg Van Horssen, State Farm Insurance
10:59:26 Rep. Olsen
11:01:56 Bob Biskupiak, CSI
11:02:56 Rep. Olsen
11:03:16 Bob Biskupiak, CSI
11:04:34 Rep. Harvey
11:05:12 Pat Fox, MTLA
11:05:25 Rep. Harvey
11:05:33 Pat Fox, MTLA
11:06:20 Rep. Krautter

11:07:02 Pat Fox, MTLA
11:08:52 Chair Noland
11:09:34 Aimee Grmoljez, APCIA, NAMIC

Closing by Sponsor:

11:11:55 Rep. Zach Brown (D), HD 63

11:12:17 Rep. Vinton joined the meeting.

Committee Business:

11:14:47 Chair Noland

11:16:24 Pat Murdo, LSD

[EXHIBIT\(buh40a05\)](#)

[EXHIBIT\(buh40a06\)](#)

[EXHIBIT\(buh40a07\)](#)

[EXHIBIT\(buh40a08\)](#)

[EXHIBIT\(buh40a09\)](#)

11:22:15 Recessed

11:52:47 Reconvened with Rep. Sullivan present and Rep. Olsen excused.

EXECUTIVE ACTION ON HB 455

11:53:36 **Motion:** Rep. Ricci moved that **HB 455 DO PASS.**

11:54:15 **Substitute Motion/Vote:** Rep. Grubbs made a substitute motion that **HB 455 BE TABLED.** Substitute 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. Curdy and Rep. Olsen voted by proxy.

EXECUTIVE ACTION ON HB 468

11:55:55 **Motion:** Rep. Buttrey moved that **HB 468 DO PASS.**

11:56:10 **Motion:** Rep. Funk moved that **HB 468 BE AMENDED.**
(See Exhibit 6)

Discussion:

11:56:38 Rep. Funk

11:57:07 Rep. Buttrey

11:57:22 Pat Murdo, LSD

11:58:02 Rep. Buttrey

11:58:41 **Vote:** Motion carried unanimously by voice vote. Rep. Curdy and Rep. Olsen voted by proxy.

11:59:06 **Motion:** Rep. Ricci moved that **HB 468 DO PASS AS AMENDED.**

Discussion:

11:59:18 Rep. Vinton

12:02:12 **Substitute Motion/Vote:** Rep. Ricci made a substitute motion that **HB 468 BE TABLED**. Substitute 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. Curdy and Rep. Olsen voted by proxy.

EXECUTIVE ACTION ON HB 472

12:04:10 **Motion:** Rep. Ricci moved that **HB 472 DO PASS**.

Discussion:

12:04:31 Rep. Buttrey

12:05:33 **Substitute Motion/Vote:** Rep. Buttrey made a substitute motion that **HB 472 BE TABLED**. Substitute 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. Curdy and Rep. Olsen voted by proxy.

Committee Business:

12:07:07 Rep. Buttrey

12:07:35 Chair Noland

EXECUTIVE ACTION ON HB 547

12:08:03 **Motion:** Rep. Ricci moved that **HB 547 DO PASS**.

12:08:19 **Motion:** Rep. Grubbs moved that **HB 547 BE AMENDED**.
(See Exhibit 8)

Discussion:

12:08:40 Rep. Grubbs

12:09:15 **Vote:** Motion carried unanimously by voice vote. Rep. Curdy and Rep. Olsen voted by proxy.

12:09:38 **Motion:** Rep. Ricci moved that **HB 547 DO PASS AS AMENDED**.

Discussion:

12:09:54 Rep. Grubbs

12:10:49 **Vote:** Motion carried 11-8 by roll call vote with Rep. Anderson, Rep. Buttrey, Rep. Duram, Rep. Fitzgerald, Rep. Gunderson, Rep. Noland, Rep. Ricci and Rep. Vinton voting no. Rep. Curdy and Rep. Olsen voted by proxy.

EXECUTIVE ACTION ON HB 559

12:12:41 **Motion:** Rep. Ricci moved that **HB 559 DO PASS.**

Discussion:

12:12:54 Rep. Fitzgerald

12:14:11 Rep. Gunderson

12:14:45 **Substitute Motion/Vote:** Rep. Gunderson made a substitute motion that **HB 559 BE TABLED.** Substitute Motion carried 14-5 by roll call vote with Rep. Curdy, Rep. Fitzgerald, Rep. Krautter, Rep. Pope and Rep. Stewart Peregoy voting no. Rep. Curdy and Rep. Olsen voted by proxy.

Committee Business:

12:16:39 Chair Noland

ADJOURNMENT

Adjournment: 12:17:21

Joanne Kauzlarich, Secretary

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Additional Documents:

EXHIBIT([buh40aad.pdf](#))