

## MINUTES

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

#### COMMITTEE ON BUSINESS AND LABOR

**Call to Order:** Chair Mark Noland, on February 27, 2019 at 8:00 A.M., 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. 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. Willis Curdy (D)  
Rep. Derek J. Harvey (D)  
Rep. Christopher Pope (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 565, 2/21/2019; HB 566, 2/21/2019; HB 570, 2/21/2019; HB 622, 2/21/2019; HB 624, 2/21/2019

Executive Action: HB 565, HB 566, HB 570, HB 622, HB 624

08:01:08 Chair Noland

### **HEARING ON HB 565**

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

08:03:08 Rep. Casey Schreiner (D), HD 26, opened the hearing on HB 565, Create the Montana apprentice utilization and investment act.

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

08:04:57 Allen Ekblad, American Federation of Labor and Congress of Industrial Organizations (AFL-CIO)

#### **EXHIBIT(buh42a01)**

08:06:05 Rep. Curdy joined the meeting.

08:10:45 Abigail St. Lawrence, Montana Building Industry Association (MBIA)

08:12:08 Mark Maki, Montana JATC

08:15:30 Joel Worth, Pacific Northwest Regional Council of Carpenters (PNWRCC)

08:15:52 Rep. Pope joined the meeting.

08:16:40 Ben Dawson, IBEW Local Union 768

08:18:35 Derek Hitt, Pacific Northwest Regional Council of Carpenters (PNWRCC) Local Union 82

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

08:19:57 David Smith, Montana Contractors' Association (MCA)

08:21:28 Bridger Mahlum, Montana Chamber of Commerce (MCC)

08:24:43 Margaret Morgan, Montana Independent Electrical Contractors (IEC)

08:29:36 Ronda Wiggers, Helena Chamber of Commerce

08:30:11 Chair Noland ceded the gavel to Vice Chair Ricci.

#### **Informational Testimony:**

08:32:21 Scott Eychner, Department of Labor and Industry (DLI)

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

08:32:50 Rep. Curdy

08:33:21 Bridger Mahlum, MCC

08:34:04 Rep. Curdy

08:34:45 Bridger Mahlum, MCC

08:36:42 Rep. Curdy

08:37:25 Bridger Mahlum, MCC

08:38:15 Rep. Vinton

08:39:02 Scott Eychner, DLI

08:39:28 Rep. Schreiner

08:40:11 Rep. Duram

08:40:32 Ben Dawson, IBEW

08:40:35 Rep. Duram

08:40:41 Ben Dawson, IBEW

08:42:28 Rep. Pope

08:42:58 Scott Eychner, DLI

08:44:27 Rep. Pope

08:44:54 Scott Eychner, DLI

08:45:17 Rep. Noland  
08:45:31 Rep. Schreiner  
08:45:45 Rep. Noland  
08:45:54 Rep. Schreiner  
08:46:10 Rep. Noland  
08:46:15 Rep. Schreiner  
08:46:49 Rep. Fitzgerald  
08:48:05 Scott Eychner, DLI  
08:49:23 Chair Ricci  
08:50:09 Rep. Schreiner  
08:51:06 Rep. Sullivan  
08:52:02 Rep. Schreiner  
08:52:57 Rep. Funk  
08:53:47 Mark Maki, Montana JATC

**Closing by Sponsor:**

08:54:42 Rep. Schreiner

08:58:50 Chair Noland resumed the gavel.

**HEARING ON HB 566****Opening Statement by Sponsor:**

08:58:55 Rep. Barbara Bessette (D), HD 24, opened the hearing on HB 566, Require background checks for assisted living facility employees.

[EXHIBIT\(buh42a02\)](#)

**Proponents' Testimony:**

09:00:07 Eve Franklin, Montana Healthcare Association (MHA)

**Opponents' Testimony:** None

**Informational Testimony:**

09:03:01 Carter Anderson, Department of Public Health and Human Services (DPHHS)

09:03:20 Barbara Smith, Department of Public Health and Human Services (DPHHS)

09:03:45 Jason Bright, Montana Department of Justice (DOJ)

**Questions from Committee Members and Responses:**

09:04:15 Rep. Gunderson  
09:04:44 Eve Franklin, MHA  
09:04:55 Chair Noland  
09:05:26 Rep. Vinton  
09:05:49 Rep. Bessette  
09:06:13 Jason Bright, DOJ  
09:07:17 Rep. Vinton  
09:07:32 Rep. Bessette  
09:08:02 Rep. Curdy  
09:08:38 Rep. Bessette  
09:09:03 Rep. Duram  
09:09:40 Jason Bright, DOJ

09:10:09 Rep. Pope  
09:11:16 Barbara Smith, DPHHS  
09:11:44 Rep. Olsen  
09:12:16 Eve Franklin, MHA  
09:12:20 Rep. Olsen  
09:12:23 Eve Franklin, MHA  
09:12:25 Rep. Olsen  
09:12:41 Eve Franklin, MHA  
09:12:55 Rep. Gunderson  
09:13:12 Chair Noland

**Closing by Sponsor:**

09:13:31 Rep. Bessette

**HEARING ON HB 622**

**Opening Statement by Sponsor:**

09:14:23 Rep. Robert Farris-Olsen (D), HD 79, opened the hearing on HB 622, Eliminate pre-established loan products.

**Proponents' Testimony:** None

**Opponents' Testimony:**

09:16:00 Steve Turkiewicz, Montana Bankers Association (MBA)  
09:17:30 Rep. Harvey joined the meeting.

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

09:17:57 Rep. Olsen  
09:18:38 Rep. Farris-Olsen  
09:19:34 Vice Chair Ricci  
09:20:07 Steve Turkiewicz, MBA  
09:20:41 Rep. Duram  
09:21:00 Rep. Farris-Olsen  
09:21:16 Rep. Duram  
09:21:32 Rep. Farris-Olsen  
09:22:04 Vice Chair Ricci  
09:22:24 Rep. Farris-Olsen  
09:22:52 Rep. Loge  
09:23:13 Rep. Farris-Olsen  
09:23:27 Rep. Loge  
09:23:54 Rep. Farris-Olsen  
09:24:02 Rep. Olsen  
09:25:10 Rep. Loge  
09:25:36 Rep. Farris-Olsen  
09:25:57 Chair Noland  
09:26:05 Rep. Farris-Olsen  
09:26:26 Chair Noland  
09:26:30 Rep. Farris-Olsen

**Closing by Sponsor:**

09:26:36 Rep. Farris-Olsen

**HEARING ON HB 570****Opening Statement by Sponsor:**

09:28:29 Rep. Thomas Winter (D), HD 96, opened the hearing on HB 570, Provide apprentices with rights to minimum wage, overtime.

**Proponents' Testimony:**

09:30:09 Darrell Holzer, Montana State Union Building &amp; Construction Trades

09:31:50 Adam Haight, American Federation of Labor and Congress of Industrial Organizations (AFL-CIO)

09:32:41 David Smith, Montana Contractors' Association (MCA)

09:33:15 Ben Dawson, IBEW Local Union 768

**Opponents' Testimony:**

09:33:55 Abigail St. Lawrence, Montana Building Industry Association (MBIA)

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

09:36:14 Rep. Curdy

09:36:47 Darrell Holzer, Montana State Union Building &amp; Construction Trades

09:37:32 Rep. Vinton

09:37:45 Chair Noland

09:38:14 Darrell Holzer, Montana State Union Building &amp; Construction Trades

**Closing by Sponsor:**

09:38:46 Rep. Winter

09:39:50 Rep. Vinton

**HEARING ON HB 624****Opening Statement by Sponsor:**

09:40:46 Rep. Terry Moore (R), HD 54, opened the hearing on HB 624, Generally revise motor vehicle laws.

**[EXHIBIT\(buh42a03\)](#)****Proponents' Testimony:**

09:43:17 Sarah Garcia, Motor Vehicle Division (MVD)

**[EXHIBIT\(buh42a04\)](#)****[EXHIBIT\(buh42a05\)](#)**

09:51:14 Joann Loehr, Motor Vehicle Division (MVD)

09:51:40 Karen Smith, Montana Credit Unions

09:52:27 Bruce Knudsen, Montana Auto Dealers Association (MTADA)

09:54:39 Owen Kelley, Independent Auto Dealers of Montana (MTIADA)

09:56:06 Elaine Taylor, VITU Motor Vehicle Software Company (MVSC)  
09:57:17 Steve Turkiewicz, Montana Bankers Association (MBA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

09:57:57 Vice Chair Ricci  
09:58:21 Sarah Garcia, MVD  
09:58:40 Joann Loehr, MVD  
09:59:02 Rep. Olsen  
09:59:31 Karen Smith, Montana Credit Unions  
09:59:40 Rep. Gunderson  
10:00:07 Joann Loehr, MVD  
10:00:22 Rep. Gunderson  
10:00:30 Joann Loehr, MVD

**Closing by Sponsor:**

10:00:54 Rep. Moore

**Committee Business:**

10:01:55 Chair Noland  
10:02:32 Rep. Olsen  
10:02:38 Pat Murdo, LSD

**EXHIBIT(buh42a06)**

10:03:03 Rep. Olsen  
  
10:03:45 Recessed  
10:34:25 Reconvened

**EXECUTIVE ACTION ON HB 565**

10:35:27 **Motion:** Rep. Ricci moved that **HB 565 DO PASS.**

**Discussion:**

10:35:45 Rep. Funk  
10:36:40 Chair Noland  
10:36:48 Rep. Vinton  
10:38:55 Rep. Curdy  
10:40:19 Rep. Duram  
10:40:54 Rep. Pope

10:42:11 **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.

10:43:36 **Motion/Vote:** Rep. Ricci moved that **HB 565 BE TABLED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 566**

10:43:55 **Motion:** Rep. Ricci moved that **HB 566 DO PASS.**

10:44:18 **Motion:** Rep. Ricci moved that **HB 566 BE AMENDED.**  
**(See Exhibit 2)**

**Discussion:**

10:44:40 Pat Murdo, LSD

10:45:27 **Vote:** Motion carried unanimously by voice vote.

10:45:34 **Motion:** Rep. Ricci moved that **HB 566 DO PASS AS AMENDED.**

**Discussion:**

10:45:43 Rep. Pierson

10:46:18 **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 Peregoy and Rep. Sullivan voting aye.

10:47:35 **Motion/Vote:** Rep. Ricci moved that **HB 566 BE TABLED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 570**

10:47:56 **Motion:** Rep. Ricci moved that **HB 570 DO PASS.**

10:48:18 **Substitute Motion/Vote:** Rep. Gunderson made a substitute motion that **HB 570 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.

**EXECUTIVE ACTION ON HB 622**

10:49:56 **Motion:** Rep. Ricci moved that **HB 622 DO PASS.**

**Discussion:**

10:50:10 Rep. Krautter

10:50:58 Rep. Pierson

10:51:34 Vice Chair Ricci

10:51:50 Rep. Olsen

10:52:26 Chair Noland

10:53:29 Vice Chair Stewart Peregoy

10:53:46 Rep. Duram

10:54:17 **Vote:** Motion carried 15-4 by roll call vote with Rep. Gunderson, Rep. Noland, Rep. Ricci and Rep. Vinton voting no.

**EXECUTIVE ACTION ON HB 624**

10:55:49     **Motion:** Rep. Ricci moved that **HB 624 DO PASS.**

10:56:05     **Motion/Vote:** Rep. Ricci moved that **HB 624 BE AMENDED.** Motion carried  
unanimously by voice vote.

**(See Exhibit 3)**

10:56:49     **Motion/Vote:** Rep. Ricci moved that **HB 624 DO PASS AS AMENDED.** Motion  
carried unanimously by voice vote.

**Committee Business:**

10:57:13     Chair Noland  
10:58:19     Rep. Vinton  
10:58:35     Rep. Krautter  
10:58:45     Chair Noland  
11:00:06     Rep. Buttrey  
11:00:10     Rep. Funk  
11:00:20     Pat Murdo  
11:00:23     Chair Noland  
11:00:37     Rep. Pierson  
11:01:08     Chair Noland

**ADJOURNMENT**

Adjournment: 11:01:50

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Joanne Kauzlarich, Secretary

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Additional Documents:

**EXHIBIT([buh42aad.pdf](#))**