

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Steve Fitzpatrick, on February 5, 2019 at 9:00 A.M., in Room 422 Capitol

ROLL CALL

Members Present:

Sen. Steve Fitzpatrick, Chair (R)
Sen. Dee Brown, Vice Chair (R)
Sen. Sue Malek, Vice Chair (D)
Sen. Carlie Boland (D)
Sen. Jason W. Ellsworth (R)
Sen. Terry Gauthier (R)
Sen. Jason D. Small (R)
Sen. Frank Smith (D)
Sen. Gordon Vance (R)
Sen. Gene Vuckovich (D)

Members Excused: None

Members Absent: None

Staff Present: Linda Keim, Committee Secretary
Jameson Walker, 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 59, 2/1/2019; HB 64, 2/1/2019; HB 67, 2/1/2019

Executive Action: HB 68, Be Concurred In; HB 90, Be Concurred In; HB 59, Be Concurred In; SR 14, Be Adopted As Amended; SR 15, Be Adopted As Amended

09:00:45 Chairman Fitzpatrick

EXECUTIVE ACTION ON HB 68

09:01:45 **Motion/Vote:** Sen. D. Brown moved that **HB 68 BE CONCURRED IN**. Motion carried unanimously by voice vote. Sen. Vance voted by proxy. Sen. Small will carry the bill.

09:01:55 Sen. Vance entered the room.

EXECUTIVE ACTION ON HB 90

09:02:20 **Motion:** Sen. D. Brown moved that **HB 90 BE CONCURRED IN**.

Discussion:

09:02:42 Sen Boland
09:03:21 Sen Brown
09:03:34 Sen. Boland
09:03:38 Chairman Fitzpatrick
09:04:01 Sen. Malek

09:04:59 **Vote:** Motion carried unanimously by roll call vote. Sen. Small will carry the bill.

HEARING ON HB 59

Opening Statement by Sponsor:

09:06:00 Rep. Ryan Lynch (D), HD 76, opened the hearing on HB 59. Repeal the Rail Service Competition Council.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:07:57 Sen. Brown
09:08:10 Rep. Lynch
09:08:22 Sen. Malek
09:08:25 Rep. Lynch
09:09:46 Chairman Fitzpatrick

Closing by Sponsor:

09:10:04 Rep. Lynch
09:10:21 Chairman Fitzpatrick

HEARING ON HB 67

Opening Statement by Sponsor:

09:10:31 Rep. Thomas Winter (D), HD 96, opened the hearing on HB 67. Revise unemployment insurance benefits for members of the military.

Proponents' Testimony:

09:12:02 Judy Bovington, Department of Labor and Industry (DLI)
EXHIBIT(bus23a01)

09:15:52 Jameson Walker, Legislative Services Division

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:16:44 Sen. Brown

09:18:00 Ms. Bovington, DLI

Closing by Sponsor:

09:18:18 Rep. Winter

EXECUTIVE ACTION ON HB 59

09:19:15 **Motion/Vote:** Sen. D. Brown moved that **HB 59 BE CONCURRED IN**. Motion carried unanimously by voice vote. Sen. Vance will carry the bill.

HEARING ON HB 64

Opening Statement by Sponsor:

09:22:14 Rep. Bruce Grubbs (R), HD 68, opened the hearing on HB 64. Revise life and health guaranty association laws.

Proponents' Testimony:

09:24:51 Bob Biskupiak, deputy insurance commissioner, Office of the Commissioner of Securities and Insurance, State Auditor (CSI)

09:27:23 Bruce Spencer, Montana Health Co-op (MHC)

09:30:36 John Doran, Blue Cross Blue Shield of Montana

09:32:44 Jan VanRiper, executive director, Montana Life and Health Insurance Guaranty Association (guaranty association)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:36:36 Sen. Brown

09:37:02 Ms. VanRiper, guaranty association

09:38:05 Sen. Ellsworth

09:39:19 Rep. Grubbs deferred
 09:40:15 Mr. Biskupiak, CSI deferred
 09:42:20 Ms. VanRiper
 09:42:29 Sen. Ellsworth
 09:44:02 Mr. Spencer, MHC
 09:44:50 Sen. Boland
 09:52:22 Mr. Biskupiak deferred
 09:52:33 Sen. Boland
 09:56:08 Ms. VanRiper deferred
 09:56:33 Sen. Boland
 09:56:50 Mr. Biskupiak
 09:57:47 Chairman Fitzpatrick
 09:58:23 Mr. Biskupiak
 09:58:29 Sen. Boland
 10:00:32 Mr. Biskupiak
 10:01:05 Chairman Fitzpatrick
 10:04:26 Mr. Biskupiak
 10:04:30 Sen. Ellsworth
 10:06:24 Mr. Biskupiak
 10:06:30 Sen. Malek
 10:06:44 Mr. Biskupiak
 10:07:35 Sen. Malek
 10:08:25 Ms. VanRiper
 10:08:30 Sen. Boland
 10:08:46 Mr. Biskupiak deferred
 10:08:58 Ms. VanRiper

Closing by Sponsor:

10:09:43 Rep. Grubbs

 10:11:57 Chairman Fitzpatrick

 10:13:31 Recess
 10:25:43 Reconvene

 10:25:59 Chairman Fitzpatrick

EXECUTIVE ACTION ON SR 14

10:26:29 **Motion:** Sen. D. Brown moved that **SR 14 BE ADOPTED.**

 10:27:00 **Motion:** Sen. Fitzpatrick moved that **SR 14 BE AMENDED.**
EXHIBIT(bus23a02)

Discussion:

10:27:40 Sen. Malek
 10:27:45 Chairman Fitzpatrick

 10:28:02 **Vote:** Motion carried unanimously by voice vote.

10:28:12 **Motion/Vote:** Sen. D. Brown moved **TO CREATE A NEW RESOLUTION FOR THE WORKER'S COMPENSATION BOARD**. Motion carried unanimously by voice vote.

10:28:35 **Motion/Vote:** Sen. Gauthier moved that **SR 14 BE AMENDED**. Motion carried unanimously by voice vote.

[EXHIBIT\(bus23a03\)](#)

10:29:34 **Motion/Vote:** Sen. D. Brown moved **TO CREATE A NEW RESOLUTION FOR THE UNEMPLOYMENT INSURANCE APPEALS BOARD**. Motion carried unanimously by voice vote.

10:29:53 **Motion/Vote:** Sen. D. Brown moved that **SR 14 BE ADOPTED AS AMENDED**. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SR 15

10:30:25 **Motion:** Sen. D. Brown moved that **SR 15 BE ADOPTED**.

10:30:30 **Motion/Vote:** Sen. Fitzpatrick moved that **SR 15 BE AMENDED**. Motion carried unanimously by voice vote.

[EXHIBIT\(bus23a04\)](#)

10:31:01 **Motion:** Sen. Fitzpatrick moved that **SR 15 BE AMENDED**.

[EXHIBIT\(bus23a05\)](#)

Discussion:

10:31:47 Jameson Walker, Legislative Services Division (LSD)

[EXHIBIT\(bus23a06\)](#)

10:32:42 Sen. Brown

10:33:10 Mr. Walker, LSD

10:33:29 Sen. Malek

10:34:41 Chairman Fitzpatrick

10:34:45 Sen. Brown

10:34:52 Chairman Fitzpatrick

10:35:04 **Vote:** Motion carried unanimously by voice vote.

10:35:13 **Motion/Vote:** Sen. D. Brown moved **TO CREATE A NEW RESOLUTION FOR THE BOARD OF PRIVATE ALTERNATIVE ADOLESCENT RESIDENTIAL OR OUTDOOR PROGRAMS**. Motion carried unanimously by voice vote.

10:35:38 **Motion/Vote:** Sen. Fitzpatrick moved that **SR 15 BE AMENDED**. Motion carried unanimously by voice vote.

[EXHIBIT\(bus23a07\)](#)

10:36:17 **Motion/Vote:** Sen. D. Brown moved **TO CREATE A NEW RESOLUTION FOR ROBERT GAUTHIER FOR THE BOARD OF HOUSING.** Motion carried unanimously by voice vote.

10:36:40 **Motion:** Sen. Fitzpatrick moved that **SR 15 BE ADOPTED AS AMENDED.**

Discussion:

10:36:51 Sen. Boland
10:37:25 Chairman Fitzpatrick
10:37:38 Sen. Smith
10:37:47 Chairman Fitzpatrick

10:37:58 **Vote:** Motion carried unanimously by voice vote.

Committee Business:

10:38:09 Chairman Fitzpatrick
10:38:22 Sen. Boland
10:38:39 Chairman Fitzpatrick

ADJOURNMENT

Adjournment: 10:38 AM

Linda Keim, Secretary

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Additional Documents

Additional Documents:

EXHIBIT([bus23aad.pdf](#))