

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Mark Noland, on February 4, 2021 at 08:30 AM, in Room 172
Capitol

ROLL CALL

Members Present:

Rep. Mark Noland, Chair (R)
Rep. Edward Buttrey, Vice Chair (R)
Rep. Katie Sullivan, Vice Chair (D)
Rep. Fred Anderson (R)
Rep. Willis Curdy (D)
Rep. Neil Duram (R)
Rep. Ross H. Fitzgerald (R)
Rep. Moffie Funk (D)
Rep. Steven Galloway (R)
Rep. Steve Gist (R)
Rep. Steve Gunderson (R)
Rep. Derek J. Harvey (D)
Rep. Denley M. Loge (R)
Rep. Ron Marshall (R)
Rep. Sara Novak (D)
Rep. Andrea Olsen (D)
Rep. Kerri Seekins-Crowe (R)
Rep. Rynalea Whiteman Pena (D)
Rep. Katie Zolnikov (R)

Members Excused:

Rep. Kim Abbott (D)

Members Absent: None

Staff Present:

Jordee Bomgardner, Committee Secretary
Jameson Walker, Legislative Branch
Cara Grewell, Remote Meeting Coordination

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: SB 28, 1/28/2021; SB 66, 1/28/2021; SB 70, 1/28/2021; SB 97,
1/28/2021; SB 112, 2/1/2021

Executive Action: HB 232, HB 249

HEARING ON SB 28

Opening Statement by Sponsor:

08:35:20 Sen. Daniel Salomon (R), SD 47, opened the hearing on SB 28, Revise captive insurance laws relating to examinations by the commissioner.

Proponents' Testimony:

08:36:58 Bob Biskupiak, Commissioner of Securities Insurance, Office of the Montana State Auditor (CSI)

08:41:27 Aimee Grmoljez, Crowley Fleck Law Firm; Montana Captive Insurance Association (MCIA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

08:44:39 Rep. Galloway

08:45:04 Aimee Grmoljez, MCIA

08:47:13 Rep. Galloway

08:47:40 Bob Biskupiak, CSI

Closing by Sponsor:

08:48:36 Sen. Salomon

HEARING ON SB 66

Opening Statement by Sponsor:

08:49:56 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 66, Generally revise the Montana Business Corporation Act.

Proponents' Testimony:

08:51:39 Todd O'Hair, Montana Chamber of Commerce

08:52:07 Cary Hegreberg, Montana Bankers Association (MBA)

08:53:38 Keith Tokerud, Montana State Bar, Estate, Trust, Tax and Real Estate (BETTR) Section

[EXHIBIT\(buh24a01\)](#)

08:55:21 Vincent Kalafat, Montana State Bar, Estate, Trust, Tax and Real Estate (BETTR) Section

[EXHIBIT\(buh24a02\)](#)

Opponents' Testimony: None

Informational Testimony:

08:56:34 Kellee English, Office of The Secretary of State (SOS)

Questions from Committee Members and Responses:

08:57:11 Rep. Gist

08:58:55 Cary Henreberg, MBA

08:59:23 Rep. Loge
08:59:54 Cary Henreberg, MBA
09:01:18 Rep. Curdy
09:01:38 Sen. Fitzpatrick

Closing by Sponsor:

09:02:21 Sen. Fitzpatrick

HEARING ON SB 70

Opening Statement by Sponsor:

09:03:07 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 70, Revise laws pertaining to physical therapists.

Proponents' Testimony:

09:04:34 Eric Melson, Montana Athletic Trainers Association (MTATA)
[EXHIBIT\(buh24a03\)](#)

09:05:48 Daniel Baris, Montana Department of Labor and Industry (DLI); Montana Board of Physical Therapy Examiners

09:08:41 Nikolas Griffith, American Physical Therapists Association (APTA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:10:05 Rep. Gunderson

09:10:28 Sen. Fitzpatrick

Closing by Sponsor:

09:11:25 Sen. Fitzpatrick

HEARING ON SB 97

Opening Statement by Sponsor:

09:12:16 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 97, Remove sunset provision of active supervision laws for professional boards.

Proponents' Testimony:

09:15:15 Stacy Anderson, Montana Primary Care Association (MPCA)

09:16:34 Todd Younkin, Montana Department of Labor and Industry (DLI)

[EXHIBIT\(buh24a04\)](#)

Opponents' Testimony: None

Informational Testimony:

09:18:35 Colleen White, Montana Department of Labor and Industry (DLI)

Questions from Committee Members and Responses:

09:19:00 Rep. Duram
09:19:29 Jameson Walker, Legislative Services Division (LSD)
09:20:40 Rep. Olsen
09:21:10 Jameson Walker, LSD
09:21:41 Rep. Duram
09:21:49 Jameson Walker, LSD

Closing by Sponsor:

09:22:34 Sen. Fitzpatrick

HEARING ON SB 112**Opening Statement by Sponsor:**

09:23:15 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 112, Revise construction laws.

Proponents' Testimony:

09:26:34 Abigail St. Lawrence, Montana Building Industry Association (MBIA)

Opponents' Testimony:

09:28:14 Al Smith, Montana Trial Lawyers Association (MTLA)

[EXHIBIT\(buh24a05\)](#)

Informational Testimony: None

Questions from Committee Members and Responses:

09:31:11 Vice Chair Buttrey
09:31:29 Sen. Fitzpatrick
09:32:04 Rep. Olsen
09:32:51 Al Smith, MTLA
09:34:40 Rep. Olsen
09:35:37 Sen. Fitzpatrick
09:36:00 Rep. Olsen

Closing by Sponsor:

09:36:13 Sen. Fitzpatrick

09:37:14 Chair Noland
09:39:17 Jameson Walker, LSD

09:39:53 Recess
10:04:04 Reconvened

EXECUTIVE ACTION ON HB 232

10:04:38 **Motion/Vote:** Rep. Buttrey moved that **HB 232 DO PASS**. Motion carried unanimously by voice vote. Rep. Abbott voted by proxy.

EXECUTIVE ACTION ON HB 249

10:05:33 **Motion:** Rep. Buttrey moved that **HB 249 DO PASS.**

Discussion:

10:05:56 Rep. Gist

10:06:13 Rep. Curdy

10:07:05 Rep. Loge

10:07:29 Rep. Duram

10:07:58 Rep. Galloway

10:08:26 **Vote:** Motion carried 18-2 by roll call vote with Rep. Curdy and Rep. Whiteman
Pena voting no. Rep. Abbott voted by proxy.

10:09:34 Chair Noland

10:09:45 Rep. Duram

10:10:09 Vice Chair Sullivan

10:10:17 Chair Noland

10:10:55 Rep. Curdy

10:11:29 Jameson Walker, LSD

ADJOURNMENT

Adjournment: 10:12:24

Jordee Bomgardner, Secretary

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Additional Documents:

EXHIBIT([buh24aad.pdf](#))