

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Mark Noland, on February 12, 2021 at 08:30 AM, in Room 172
Capitol

ROLL CALL

Members Present:

Rep. Mark Noland, 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)

Members Excused:

Rep. Edward Buttrey, Vice Chair (R)
Rep. Kim Abbott (D)
Rep. Rynalea Whiteman Pena (D)
Rep. Katie Zolnikov (R)

Members Absent: None

Staff Present:

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

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 316, 2/8/2021

Executive Action: HB 265, HB 283, HB 290, HB 295

HEARING ON HB 316**Opening Statement by Sponsor:**

08:35:52 Rep. Bill Mercer (R), HD 46, opened the hearing on HB 316, Revise Governor's emergency authority and provide appeal for county ph decisions.

08:43:48 Rep. Zolnikov joined the meeting.

08:50:53 Rep. Harvey left the meeting.

08:59:10 Rep. Funk left the meeting.

Proponents' Testimony:

09:05:08 John Iverson, Montana Tavern Association (MTA)

Opponents' Testimony:

09:07:08 Eric Bryson, Montana Association of Counties (MACo)

09:15:03 Eric Anderson, Montana Nurses Association (MNA)

09:16:43 Jean Branscum, Montana Medical Association (MMA)

09:23:45 Tim Burton, Montana League of Cities and Towns (MLCT)

09:26:16 Rep. Whiteman Pena joined the meeting.

09:27:44 Emily Coyle, Montana Association of Health Care Purchasers (MAHCP)

09:30:46 Drenda Niemann, Lewis and Clark County Board of Health; Montana Public Health Association (MPHA)

EXHIBIT(buh30a01)**Informational Testimony:**

09:35:47 Delila Bruno, Disaster and Emergency Services (DES)

Questions from Committee Members and Responses:

09:36:31 Rep. Gist

09:41:06 Rep. Mercer

09:42:31 Rep. Harvey joined the meeting.

09:42:54 Rep. Loge

09:44:01 Jean Branscum, MMA

09:45:44 Rep. Curdy

09:48:22 Tim Burton, MLCT

09:48:33 Rep. Marshall

09:49:50 Eric Bryson, MACo

09:50:25 Rep. Marshall

09:51:49 Rep. Mercer

09:53:14 Vice Chair Sullivan

09:54:18 Rep. Mercer

09:55:59 Rep. Gunderson

09:56:59 Rep. Mercer

09:58:34 Rep. Duram

10:04:01 Jean Branscum, MMA

10:04:39 Rep. Duram

10:08:30 Rep. Mercer

10:10:04 Rep. Galloway

10:14:44 Rep. Mercer

10:15:43 Rep. Gist

10:16:11 Jean Branscum, MMA
10:16:34 Rep. Gist
10:17:47 Vice Chair Sullivan
10:18:56 Rep. Mercer
10:21:22 Rep. Funk joined the meeting.

Closing by Sponsor:

10:23:02 Rep. Mercer

10:29:20 Recess
11:03:22 Reconvened with Rep. Funk excused.

EXECUTIVE ACTION ON HB 265

11:03:32 **Motion:** Rep. Duram moved that **HB 265 DO PASS.**

Discussion:

11:03:51 Rep. Gist

11:04:17 **Substitute Motion/Vote:** Rep. Gist made a substitute motion that **HB 265 BE TABLED.** Substitute Motion carried 12-8 by roll call vote with Rep. Abbott, Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Novak, Rep. Olsen, Rep. Sullivan and Rep. Whiteman Pena voting no. Rep. Abbott and Rep. Funk voted by proxy.

EXECUTIVE ACTION ON HB 283

11:06:10 **Motion:** Rep. Duram moved that **HB 283 DO PASS.**

11:06:26 **Motion:** Rep. Duram moved that **HB 283 BE AMENDED.**
[EXHIBIT\(buh30a02\)](#)

Discussion:

11:07:05 Rep. Anderson

11:07:58 **Vote:** Motion carried unanimously by voice vote. Rep. Abbott and Rep. Buttrey voted by proxy.

11:08:02 Rep. Funk joined the meeting.

11:08:23 **Motion/Vote:** Rep. Duram moved that **HB 283 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Rep. Abbott and Rep. Buttrey voted by proxy.

11:09:35 Rep. Duram
11:09:45 Chair Noland

EXECUTIVE ACTION ON HB 290

11:09:59 **Motion:** Rep. Duram moved that **HB 290 DO PASS**.

Discussion:

11:10:40 Vice Chair Sullivan
11:11:12 Jameson Walker, Legislative Services Division (LSD)
11:11:27 Rep. Olsen
11:12:29 Rep. Galloway
11:13:06 Rep. Gunderson

11:13:30 **Vote:** Motion carried 19-1 by roll call vote with Rep. Olsen voting no. Rep. Abbott and Rep. Buttrey voted by proxy.

EXECUTIVE ACTION ON HB 295

11:14:39 **Motion/Vote:** Rep. Duram moved that **HB 295 DO PASS**. Motion carried 19-1 by voice vote with Rep. Duram voting no. Rep. Abbott and Rep. Buttrey voted by proxy.

11:15:22 Chair Noland
11:19:07 Rep. Galloway
11:19:18 Chair Noland
11:20:10 Rep. Curdy
11:20:36 Chair Noland
11:20:50 Jameson Walker, LSD
11:21:26 Rep. Olsen
11:22:13 Chair Noland
11:23:35 Rep. Funk
11:23:49 Chair Noland
11:24:48 Rep. Curdy
11:25:10 Jameson Walker, LSD
11:25:38 Rep. Novak
11:25:43 Chair Noland
11:25:54 Rep. Galloway
11:26:02 Rep. Duram
11:26:15 Jameson Walker, LSD
11:26:32 Chair Noland
11:27:05 Jameson Walker, LSD

ADJOURNMENT

Adjournment: 11:27:12

Jordee Bomgardner, Secretary

jb

Additional Documents:

EXHIBIT([buh30aad.pdf](#))