

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 67th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON BUSINESS AND LABOR

**Call to Order:** Chair Mark Noland, on February 18, 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. 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. Katie Zolnikov (R)

**Members Excused:**

Rep. Kim Abbott (D)  
Rep. Steven Galloway (R)  
Rep. Rynalea Whiteman Pena (D)

**Members Absent:** None

**Staff Present:**

Jordee Bomgardner, 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 338, 2/10/2021; SB 121, 2/10/2021; HB 379, 2/15/2021; HB 407, 2/15/2021

08:33:38 Vice Chair Buttrey assumed the Chair.  
08:34:00 Rep. Whiteman Pena joined the meeting.

**HEARING ON HB 407**

**Opening Statement by Sponsor:**

08:34:00 Rep. Mark Noland (R), HD 10, opened the hearing on HB 407, Establish a statewide uniformity for auxiliary container regulations.

**Proponents' Testimony:**

08:36:43 Brad Griffin, Montana Retail Association (MRA)

**[EXHIBIT\(buh34a01\)](#)**

08:42:42 Neil Peterson, Gaming Industry Association (GIA)

08:43:27 Brad Longcake, Montana Petroleum Marketers and Convenience Store Association (MPMCSA)

08:44:07 Dave Galt, Montana Chamber of Commerce

08:44:26 John Iverson, Montana Tavern Association (MTA)

08:44:41 Elaine Taylor, Montana Beverage Association (MTBEV)

**Opponents' Testimony:**

08:45:28 John MacDonald, City of Missoula; City of Bozeman

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

08:48:56 Rep. Marshall

08:49:41 John MacDonald, City of Missoula; City of Bozeman

**Closing by Sponsor:**

08:50:20 Rep. Noland

08:51:49 Rep. Noland assumed the Chair.

**HEARING ON SB 121**

**Opening Statement by Sponsor:**

08:52:25 Sen. Tom Jacobson (D), SD 11, opened the hearing on SB 121, Revise definition of acupuncture to reflect modern techniques and standards.

**Proponents' Testimony:**

08:54:34 Jennifer Holloman, Montana Association of Acupuncture and Oriental Medicine (MAAOM)

08:57:10 Tanja Brekke, Montana Association of Acupuncture and Oriental Medicine (MAAOM)

**[EXHIBIT\(buh34a02\)](#)**

08:59:21 Sam Schmidt, Montana American Physical Therapy Association (APTA)

**[EXHIBIT\(buh34a03\)](#)**

09:00:48 Gary Lusin, self  
[EXHIBIT\(buh34a04\)](#)

09:01:54 Christian Apple, Montana American Physical Therapy Association (APTA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

09:04:05 Rep. Gunderson  
09:04:32 Sen. Jacobson  
09:05:19 Rep. Gunderson  
09:08:56 Jennifer Holloman, MAAOM  
09:10:11 Chair Noland  
09:10:27 Rep. Duram  
09:11:25 Jennifer Holloman, MAAOM  
09:12:36 Rep. Duram

**Closing by Sponsor:**

09:12:57 Sen. Jacobson

**HEARING ON HB 379**

**Opening Statement by Sponsor:**

09:16:53 Rep. Sue Vinton (R), HD 56, opened the hearing on HB 379, Revise laws for non-discriminatory rate setting in insurance.

**Proponents' Testimony:**

09:19:00 Commissioner Troy Dowling, Commissioner of Securities and Insurance, Office of the Montana State Auditor (CSI)

[EXHIBIT\(buh34a05\)](#)

09:23:48 Bob Biskupiak, Commissioner of Securities and Insurance, Office of the Montana State Auditor (CSI)

[EXHIBIT\(buh34a06\)](#)

09:28:30 Bill Warden, National Association of Insurance Financial Advisors (NAIFA)  
09:29:09 Meg Jacoby, National Association of Insurance Financial Advisors (NAIFA)  
09:32:06 Dan Sullivan, National Association of Insurance Financial Advisors (NAIFA)  
09:35:10 Brian Nelson, National Association of Insurance Financial Advisors (NAIFA)  
09:36:21 Jon Metropoulos, Farmers Insurance Group; American Council of Life Insurers (ACLI)  
09:38:48 Greg Van Horssen, State Farm Insurance Company  
09:39:51 Aimee Grmoljez, American Property Casualty Insurance Association (APCIA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

09:41:13 Rep. Duram  
 09:42:40 Greg Van Horssen, State Farm Insurance Company  
 09:42:48 Rep. Gist  
 09:43:15 Bob Biskupiak, CSI  
 09:43:35 Rep. Loge  
 09:44:00 Bob Biskupiak, CSI  
 09:44:43 Rep. Loge  
 09:45:12 Greg Van Horssen, State Farm Insurance Company  
 09:45:44 Rep. Loge  
 09:46:11 Dan Sullivan, NAIFA  
 09:47:11 Rep. Olsen  
 09:48:13 Vice Chair Buttrey assumed the Chair.  
 09:50:27 Bob Biskupiak, CSI  
 09:50:43 Rep. Olsen  
 09:53:34 Jon Metropoulos, Farmers Group Insurance; ACIL  
 09:54:00 Rep. Olsen  
 09:54:12 Rep. Marshall  
 09:54:37 Bob Biskupiak, CSI  
 09:54:38 Rep. Noland assumed the Chair.  
 09:54:42 Rep. Marshall  
 09:55:30 Bob Biskupiak, CSI

**Closing by Sponsor:**

09:56:04 Rep. Vinton

**HEARING ON HB 338****Opening Statement by Sponsor:**

09:58:38 Rep. Caleb Hinkle (R), opened the hearing on HB 338, Generally revise certification laws of trash/waste management companies.

**Proponents' Testimony:**

10:01:31 Roger Koopman, self

**[EXHIBIT\(buh34a07\)](#)**

10:04:45 Rep. Galloway joined the meeting.  
 10:14:49 Rep. Whitman  
 10:16:35 Lance Richards, self  
 10:18:21 Henry Kriegel, Americans for Prosperity Montana  
 10:19:53 Rep. Hopkins

**Opponents' Testimony:**

10:22:19 E.J. Redding, Montana Solid Waste Contractors Association (MSWC)

**[EXHIBIT\(buh34a08\)](#)**

10:25:29 Gary Zadick, Montana Solid Waste Contractors Association (MSWC)

10:33:51 Mike Jungers, Tri County Disposal (TCD)

**[EXHIBIT\(buh34a09\)](#)**

10:38:27 Dave Galt, Montana Chamber of Commerce  
 10:39:57 Allen Bowker, Bowker Sanitation and Roll Off  
 10:50:37 Chris Puyear, Republic Services  
 10:54:27 Lance Johnson, L&L Site Services  
 10:54:42 Rep. Gunderson left the meeting.  
 10:58:05 Lonnie Johnson, Plentywood Sanitation  
 11:01:54 Ron Devlin, Miles City Sanitation  
 11:05:40 Vice Chair Buttrey assumed the Chair.  
 11:05:45 Scott Shreves, Evergreen Disposal; Bitterroot Disposal (BD)  
 11:08:46 Chad Bauer, Republic Services; Montana Solid Waste Contractors Association (MSWC)  
 11:11:40 Rep. Noland assumed the Chair.  
 11:11:45 Chance Sparrow, Tri County Disposal (TCD)  
 11:13:00 John Laney, Miles City Chamber of Commerce; Miles City Area Economic Development Council (MCAEDC)

**Informational Testimony:**

11:17:08 Zachary Rogala, Montana Public Service Commission (PSC)

**Questions from Committee Members and Responses:**

11:17:34 Rep. Loge  
 11:18:13 Mike Jungers, TCD  
 11:19:53 Rep. Harvey left the meeting.  
 11:19:55 Rep. Loge  
 11:20:49 Chad Bauer, Republic Services; MSWC  
 11:21:37 Vice Chair Buttrey  
 11:22:37 Zachary Rogala, PSC  
 11:24:08 Rep. Marshall  
 11:24:45 Zachary Rogala, PSC  
 11:26:23 Rep. Marshall  
 11:27:58 Lance Johnson. L&L Site Services  
 11:28:52 Rep. Gist  
 11:29:36 Roger Koopman, self  
 11:34:36 Rep. Curdy  
 11:35:24 Roger Koopman, self  
 11:36:08 Rep. Marshall  
 11:36:34 Roger Koopman, self  
 11:38:18 Rep. Duram  
 11:39:48 Roger Koopman, self  
 11:40:34 Rep. Duram  
 11:41:26 E.J. Redding, MSWC  
 11:44:00 Rep. Duram  
 11:44:29 Mike Jungers, TCD  
 11:46:04 Rep. Gist  
 11:47:52 Chad Bauer, Republic Services; MSWC  
 11:48:59 Rep. Galloway  
 11:50:25 Rep. Gunderson joined the meeting.  
 11:54:04 Roger Koopman, self  
 11:55:02 Rep. Loge  
 11:56:54 Scott Shreves, Evergreen Disposal; BD

11:57:02 Rep. Duram  
11:57:52 Zachary Rogala, PCS  
11:59:30 Rep. Duram

**Closing by Sponsor:**

11:59:44 Rep. C. Hinkle  
  
12:01:27 Chair Noland  
12:01:50 Rep. Whiteman Pena  
12:02:13 Chair Noland

**ADJOURNMENT**

Adjournment: 12:02:24

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Jordee Bomgardner, Secretary

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Additional Documents:

**EXHIBIT**([buh34aad.pdf](#))