

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Mark Noland, on February 19, 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:

Caitlin Cashman, 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: SB 118, 2/17/2021; SB 156, 2/17/2021

Executive Action: HB 201, HB 228, HB 285, HB 297, HB 338,
HB 379, HB 407, SB 101, SB 129, SB 132

HEARING ON SB 156**Opening Statement by Sponsor:**

08:38:22 Sen. Bryce Bennett (D), SD 50, opened the hearing on SB 156, Protect drivers license private data.

08:41:11 Chair Noland

Proponents' Testimony:

08:41:24 Laurel Hesse, American Civil Liberties Union (ACLU)

08:42:19 Chair Noland

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

08:42:57 Rep. Galloway

08:43:01 Chair Noland

08:43:03 Sen. Bennett

08:43:06 Rep. Galloway

08:43:40 Sen. Bennett

08:43:52 Chair Noland

08:43:55 Vice Chair Buttrey

08:45:38 Sen. Bennett

08:46:15 Chair Noland

08:46:19 Rep. Marshall

08:46:37 Sen. Bennett

08:46:49 Chair Noland

08:47:25 Rep. Curdy

08:47:39 Sen. Bennett

08:48:21 Chair Noland

08:48:26 Vice Chair Sullivan

08:49:06 Chair Noland

Closing by Sponsor:

08:49:12 Sen. Bennett

08:50:13 Chair Noland

HEARING ON SB 118**Opening Statement by Sponsor:**

08:50:35 Sen. Terry Gauthier (R), SD 40, opened the hearing on SB 118, Revise laws relating to false statements to employers and workers' compensation.

Proponents' Testimony:

08:56:18 Bob Biskupiak, Commissioner of Securities and Insurance, Office of the Montana State Auditor (CSI)

08:57:52 Scott Sales, Governor's Office (GOV)

08:58:21 Abigail St. Lawrence, Montana Building Industry Association (MBIA)
 08:59:17 Mark Baker, Kalispell Regional Healthcare (KRH); Kalispell Chamber of
 Commerce
 09:02:22 Chair Noland
 09:02:29 Aimee Grmoljez, Missoula Community Medical Center; Montana Bankers
 Association (MBA)
 09:03:57 Mark Taylor, Idaho Forest Group; Montana Hospital Association (MHA)
 09:04:53 Brad Roy, Kalispell Regional Healthcare (KRH)
[EXHIBIT\(buh35a01\)](#)

09:09:26 Julia Altemus, Montana Wood Products Association
[EXHIBIT\(buh35a02\)](#)

Opponents' Testimony:

09:11:02 Al Smith, Montana Trial Lawyers Association (MTLA)

Informational Testimony:

09:19:49 Kevin Braun, Montana State Fund (MSF)

Questions from Committee Members and Responses:

09:20:11 Rep. Marshall
 09:21:48 Sen. Gauthier
 09:21:51 Rep. Marshall
 09:21:52 Chair Noland
 09:21:58 Rep. Olsen
 09:22:04 Chair Noland
 09:22:06 Kevin Braun, MSF
 09:22:11 Rep. Olsen
 09:27:01 Kevin Braun, MSF
 09:27:42 Rep. Gist
 09:28:10 Chair Noland
 09:28:11 Sen. Gauthier
 09:28:15 Rep. Gist
 09:28:33 Sen. Gauthier
 09:28:43 Chair Noland
 09:28:46 Kevin Braun, MSF
 09:30:02 Rep. Gist
 09:30:04 Chair Noland
 09:30:06 Vice Chair Buttrey
 09:30:09 Chair Noland
 09:30:10 Vice Chair Buttrey
 09:30:22 Kevin Braun, MSF
 09:30:54 Chair Noland
 09:30:59 Rep. Galloway
 09:31:11 Mark Baker, KRH
 09:32:38 Rep. Galloway
 09:32:43 Chair Noland
 09:32:57 Al Smith, MTLA
 09:36:13 Rep. Galloway
 09:36:17 Chair Noland

09:37:17 Mark Baker, KRH
09:37:20 Chair Noland
09:37:26 Rep. Duram
09:37:33 Chair Noland
09:37:35 Mark Baker, KRH
09:37:37 Rep. Duram
09:38:17 Mark Baker, KRH
09:39:23 Rep. Duram
09:39:26 Chair Noland
09:39:35 Vice Chair Sullivan
09:39:43 Chair Noland
09:39:48 Al Smith, MTLA
09:40:47 Vice Chair Sullivan
09:40:51 Chair Noland

Closing by Sponsor:

09:41:00 Sen. Gauthier

09:41:40 Chair Noland
09:42:38 Rep. Anderson
09:42:43 Chair Noland
09:42:58 Rep. Gunderson
09:43:03 Chair Noland
09:43:14 Rep. Gist
09:43:28 Chair Noland
09:43:52 Jameson Walker, Legislative Services Division (LSD)
09:44:18 Chair Noland
09:44:20 Rep. Galloway

09:44:31 Recess
10:31:02 Reconvened

10:31:46 Chair Noland
10:32:19 Vice Chair Sullivan
10:32:28 Chair Noland

EXECUTIVE ACTION ON HB 201

10:32:39 **Motion:** Rep. Buttrey moved that **HB 201 DO PASS.**

Discussion:

10:32:56 Chair Noland
10:33:12 Rep. Harvey
10:33:45 Chair Noland
10:33:48 Rep. Galloway
10:34:21 Chair Noland

10:34:24 **Vote:** 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 voted by proxy.

EXECUTIVE ACTION ON HB 228

10:35:43 **Motion:** Rep. Buttrey moved that **HB 228 DO PASS**.

Discussion:

10:35:47 Chair Noland

10:35:56 Rep. Funk

10:36:54 **Vote:** Motion failed 8-12 by roll call vote with Rep. Abbott, Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Novak, Rep. Olsen, Rep. Sullivan and Rep. Whiteman Pena voting aye. Rep. Abbott voted by proxy.

10:38:13 **Motion/Vote:** Rep. Buttrey moved that **HB 228 BE TABLED**. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 285

10:38:36 **Motion:** Rep. Buttrey moved that **HB 285 DO PASS**.

Discussion:

10:39:01 Chair Noland

10:39:14 Rep. Duram

10:39:57 Chair Noland

10:41:48 **Vote:** Motion carried 11-9 by roll call vote with Rep. Abbott, Rep. Curdy, Rep. Funk, Rep. Galloway, Rep. Harvey, Rep. Noland, Rep. Olsen, Rep. Sullivan and Rep. Whiteman Pena voting no. Rep. Abbott voted by proxy.

EXECUTIVE ACTION ON HB 297

10:41:06 **Motion:** Rep. Buttrey moved that **HB 297 DO PASS**.

Discussion:

10:41:24 Rep. Funk left the meeting.

10:41:26 Chair Noland

10:41:40 Rep. Gist

10:42:08 Chair Noland

10:42:11 Rep. Novak

10:42:52 Chair Noland

10:42:54 Rep. Seekins-Crowe

10:43:15 Chair Noland

10:43:18 Rep. Galloway

10:43:52 Chair Noland

10:43:59 **Vote:** Motion failed 9-11 by roll call vote with Rep. Abbott, Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Loge, Rep. Novak, Rep. Olsen, Rep. Sullivan and Rep. Whiteman Pena voting aye. Rep. Abbott and Rep. Funk voted by proxy.

10:45:21 **Motion/Vote:** Rep. Buttrey moved that **HB 297 BE TABLED**. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 338

10:45:37 **Motion:** Rep. Buttrey moved that **HB 338 DO PASS**.

Discussion:

10:46:00 Chair Noland

10:46:04 Rep. Duram

10:46:29 Chair Noland

10:46:33 Rep. Harvey

10:46:50 **Substitute Motion/Vote:** Rep. Harvey made a substitute motion that **HB 338 BE TABLED**. Substitute Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 379

10:47:27 **Motion:** Rep. Buttrey moved that **HB 379 DO PASS**.

10:47:41 **Motion:** Rep. Buttrey moved that **HB 379 BE AMENDED**.
[EXHIBIT\(buh35a03\)](#)

10:48:25 **Vote:** Motion carried unanimously by voice vote.

10:48:32 **Motion:** Rep. Buttrey moved that **HB 379 DO PASS AS AMENDED**.

Discussion:

10:48:47 Chair Noland

10:48:54 Rep. Olsen

10:50:03 Chair Noland

10:50:11 **Vote:** Motion carried 13-7 by roll call vote with Rep. Abbott, Rep. Curdy, Rep. Duram, Rep. Harvey, Rep. Olsen, Rep. Sullivan and Rep. Whiteman Pena voting no. Rep. Abbott and Rep. Funk voted by proxy.

EXECUTIVE ACTION ON HB 407

10:51:24 **Motion:** Rep. Buttrey moved that **HB 407 DO PASS**.

Discussion:

10:51:40 Chair Noland

10:51:51 Rep. Curdy

10:53:01 Chair Noland

10:53:03 Vice Chair Buttrey

10:53:34 Chair Noland

10:53:41 **Vote:** 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 SB 101

10:54:38 **Motion:** Rep. Buttrey moved that **SB 101 BE CONCURRED IN.**

10:54:52 **Motion:** Rep. Buttrey moved that **SB 101 BE AMENDED.**
EXHIBIT(buh35a04)

10:55:47 **Vote:** Motion carried unanimously by voice vote.

10:55:54 **Motion:** Rep. Buttrey moved that **SB 101 BE CONCURRED IN AS AMENDED.**

Discussion:

10:55:58 Chair Noland
10:56:08 Vice Chair Sullivan
10:56:58 Chair Noland
10:57:00 Rep. Duram
10:57:27 Chair Noland
10:57:29 Rep. Galloway
10:58:00 Chair Noland

10:58:08 **Vote:** Motion carried unanimously by roll call vote. Rep. Abbott and Rep. Funk voted by proxy. Rep. Noland will carry the bill.

EXECUTIVE ACTION ON SB 129

10:59:00 **Motion:** Rep. Buttrey moved that **SB 129 BE CONCURRED IN.**

Discussion:

10:59:23 Chair Noland
10:59:38 Rep. Duram
11:00:04 Chair Noland
11:00:11 Rep. Olsen
11:01:05 Vice Chair Buttrey
11:01:16 Rep. Marshall

11:01:48 **Vote:** Motion carried 18-2 by roll call vote with Rep. Olsen and Rep. Whiteman Pena voting no. Rep. Abbott and Rep. Funk voted by proxy. Rep. Noland will carry the bill.

EXECUTIVE ACTION ON SB 132

11:02:39 **Motion:** Rep. Buttrey moved that **SB 132 BE CONCURRED IN.**

Discussion:

11:02:59 Chair Noland
11:03:07 Vice Chair Buttrey
11:03:08 Chair Noland

11:03:12 **Substitute Motion:** Rep. Harvey made a substitute motion that **SB 132 BE TABLED.**

11:03:53 **Vote:** Motion carried 10-8 by roll call vote with Rep. Duram, Rep. Galloway, Rep. Gist, Rep. Gunderson, Rep. Marshall, Rep. Noland, Rep. Seekins-Crowe and Rep. Zolnikov voting no.

11:04:53 Chair Noland

11:04:59 Vice Chair Buttrey

11:05:08 Rep. Whiteman Pena

11:05:12 Chair Noland

11:06:55 Vice Chair Buttrey

11:07:13 Chair Noland

11:07:16 Jameson Walker, LSD

11:07:50 Chair Noland

11:08:29 Rep. Olsen

11:09:03 Chair Noland

ADJOURNMENT

Adjournment: 11:09:06

Caitlin Cashman, Secretary

cc

Additional Documents:

EXHIBIT([buh35aad.pdf](#))