

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Mark Noland, on March 24, 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. 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. Andrea Olsen (D)
Rep. Kerri Seekins-Crowe (R)
Rep. Katie Zolnikov (R)

Members Excused:

Rep. Kim Abbott (D)
Rep. Moffie Funk (D)
Rep. Sara Novak (D)
Rep. Rynalea Whiteman Pena (D)

Members Absent: None

Staff Present:

Jordee Bomgardner, Committee Secretary
Jameson Walker, Legislative Branch
Monte Cole, 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 640, 3/22/2021; HB 655, 3/22/2021

Executive Action: SB 186, SB 218, SB 234, SB 253, SB 275, SB 317, SB 363

08:30:59 Rep. Whiteman Pena joined the meeting.

HEARING ON HB 655

Opening Statement by Sponsor:

08:31:35 Rep. Edward Buttrey (R), HD 21, opened the hearing on HB 655, Generally revise marijuana laws..

Proponents' Testimony:

08:35:56 David Smith, Montana Contractors Association (MCA)

08:37:48 Kevin Braun, Montana State Fund (MSF)

Opponents' Testimony:

08:39:08 Ben Forsyth, self

[EXHIBIT\(buh58a01\)](#)

[EXHIBIT\(buh58a02\)](#)

08:43:00 Rep. Gunderson left the meeting.

08:46:46 Chair Noland

Informational Testimony:

08:47:26 Quinlan O'Connor, Montana Department of Labor and Industry (DLI)

Questions from Committee Members and Responses:

08:47:58 Rep. Olsen

08:50:30 Rep. Buttrey

08:52:25 Rep. Olsen

08:52:50 Rep. Marshall

08:53:56 Rep. Zolnikov left the meeting.

08:54:45 Rep. Seekins-Crowe left the meeting.

08:55:13 Rep. Buttrey

08:55:33 Rep. Marshall

08:55:45 Chair Noland

08:56:00 Rep. Duram

08:58:12 Quinlan O'Connor, DLI

08:58:48 Rep. Gist

09:01:14 Rep. Buttrey

09:01:43 Rep. Galloway

09:02:17 Rep. Buttrey

09:03:30 Chair Noland

09:04:20 Rep. Buttrey

09:05:16 Kevin Braun, MSF

09:06:15 Chair Noland

09:07:14 Kevin Braun, MSF

09:07:32 Chair Noland

09:08:08 Rep. Duram

09:11:42 Kevin Braun, MSF

09:11:56 Rep. Gist

09:12:37 Kevin Braun, MSF

09:12:59 Rep. Harvey

09:15:03 Rep. Buttrey
09:15:55 Rep. Olsen
09:21:36 Kevin Braun, MSF
09:22:05 Rep. Curdy
09:23:15 Chair Noland

Closing by Sponsor:

09:23:37 Rep. Buttrey

09:25:01 Rep. Gunderson joined the meeting.

HEARING ON HB 640

Opening Statement by Sponsor:

09:26:22 Rep. Mike Hopkins (R), HD 92, opened the hearing on HB 640, Generally revise marijuana laws.

Proponents' Testimony:

09:27:55 Coleen Smith, Youth Connections (YC)

[EXHIBIT\(buh58a03\)](#)

[EXHIBIT\(buh58a04\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:33:30 Rep. Gist
09:33:48 Rep. Hopkins
09:34:21 Rep. Curdy
09:34:49 Rep. Hopkins
09:35:13 Rep. Curdy
09:35:55 Rep. Olsen
09:37:14 Rep. Hopkins
09:37:53 Rep. Olsen

Closing by Sponsor:

09:38:17 Rep. Hopkins

09:38:46 Chair Noland

09:39:24 Jameson Walker, Legislative Services Division (LSD)

09:42:01 Recess

10:16:40 Reconvened with Rep. Seekins-Crowe present and Rep. Duram excused.

EXECUTIVE ACTION ON SB 186

10:16:51 **Motion:** Rep. Buttrey moved that **SB 186 BE CONCURRED IN.**

Discussion:

10:17:27 Vice Chair Sullivan

10:18:06 Rep. Galloway

10:19:03 **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, Rep. Duram, Rep. Funk, Rep. Novak and Rep. Zolnikov voted by proxy. Rep. Lenz will carry the bill.

EXECUTIVE ACTION ON SB 218

10:20:28 **Motion:** Rep. Buttrey moved that **SB 218 BE CONCURRED IN.**

10:20:51 **Motion/Vote:** Rep. Buttrey moved that **SB 218 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Abbott, Rep. Duram, Rep. Funk, Rep. Novak and Rep. Zolnikov voted by proxy.

EXHIBIT(buh58a05)

10:21:58 **Motion/Vote:** Rep. Buttrey moved that **SB 218 BE CONCURRED IN AS AMENDED.** 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, Rep. Duram, Rep. Funk, Rep. Novak and Rep. Zolnikov voted by proxy.

10:23:13 **Motion/Vote:** Rep. Buttrey moved that **SB 218 BE TABLED.** Motion carried unanimously by voice vote. Rep. Abbott, Rep. Duram, Rep. Funk, Rep. Novak and Rep. Zolnikov voted by proxy.

EXECUTIVE ACTION ON SB 234

10:23:45 **Motion/Vote:** Rep. Buttrey moved that **SB 234 BE CONCURRED IN.** Motion carried 15-5 by roll call vote with Rep. Abbott, Rep. Funk, Rep. Olsen, Rep. Sullivan and Rep. Whiteman Pena voting no. Rep. Abbott, Rep. Duram, Rep. Funk, Rep. Whiteman Pena and Rep. Zolnikov voted by proxy. Rep. Buttrey will carry the bill.

EXECUTIVE ACTION ON SB 253

10:25:37 **Motion:** Rep. Buttrey moved that **SB 253 BE CONCURRED IN.**

Discussion:

10:26:10 Rep. Galloway

10:26:40 Rep. Olsen

10:27:02 **Vote:** Motion carried unanimously by voice vote. Rep. Abbott, Rep. Duram, Rep. Funk, Rep. Novak and Rep. Zolnikov voted by proxy. Rep. Buttrey will carry the bill.

EXECUTIVE ACTION ON SB 275

10:27:38 **Motion:** Rep. Buttrey moved that **SB 275 BE CONCURRED IN.**

Discussion:

10:28:14 Vice Chair Sullivan

10:28:52 **Vote:** Motion carried 13-7 by roll call vote with Rep. Abbott, Rep. Funk, Rep. Harvey, Rep. Novak, Rep. Olsen, Rep. Sullivan and Rep. Whiteman Pena voting no. Rep. Abbott, Rep. Duram, Rep. Funk, Rep. Novak and Rep. Zolnikov voted by proxy. Rep. Fitzgerald will carry the bill.

10:30:00 Chair Noland

EXECUTIVE ACTION ON SB 363

10:30:23 **Motion:** Rep. Buttrey moved that **SB 363 BE CONCURRED IN.**

10:30:57 **Motion:** Rep. Buttrey moved that **SB 363 BE AMENDED.**
[EXHIBIT\(buh58a06\)](#)

Discussion:

10:31:10 Vice Chair Buttrey

10:31:20 Jameson Walker, Legislative Services Division (LSD)

10:33:32 **Vote:** Motion carried unanimously by voice vote. Rep. Abbott, Rep. Duram, Rep. Funk, Rep. Novak and Rep. Zolnikov voted by proxy.

10:34:07 **Motion/Vote:** Rep. Buttrey moved that **SB 363 BE CONCURRED IN AS AMENDED.** Motion carried 19-1 by roll call vote with Rep. Olsen voting no. Rep. Abbott, Rep. Duram, Rep. Funk, Rep. Novak and Rep. Zolnikov voted by proxy. Rep. Noland will carry the bill.

EXECUTIVE ACTION ON SB 317

10:35:35 Vice Chair Buttrey

10:35:54 **Motion/Vote:** Rep. Buttrey moved to **RECONSIDER ACTION SB 317.** 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, Rep. Duram, Rep. Funk, Rep. Novak and Rep. Zolnikov voted by proxy.

10:37:26 **Motion/Vote:** Rep. Buttrey moved to **REMOVE AMENDMENT SB 317.1.1. FROM SB 317** Motion carried 18-2 by roll call vote with Rep. Harvey and Rep. Novak voting no. Rep. Abbott, Rep. Duram, Rep. Funk and Rep. Novak voted by proxy.

10:37:45 Rep. Zolnikov joined the meeting.

10:38:54 **Motion:** Rep. Buttrey moved that **SB 317 BE AMENDED.**
[EXHIBIT\(buh58a07\)](#)

Discussion:

10:39:20 Vice Chair Buttrey

10:40:16 Rep. Seekins-Crowe

10:40:37 Rep. Olsen

10:41:43 **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, Rep. Duram, Rep. Funk and Rep. Novak voted by proxy.

10:42:36 **Motion/Vote:** Rep. Buttrey moved that **SB 317 BE CONCURRED IN AS AMENDED.** Motion failed 10-10 by roll call vote with Rep. Anderson, Rep. Buttrey, Rep. Duram, Rep. Fitzgerald, Rep. Gist, Rep. Gunderson, Rep. Loge, Rep. Noland, Rep. Seekins-Crowe and Rep. Zolnikov voting aye. Rep. Abbott, Rep. Funk and Rep. Novak voted by proxy.

10:43:53 **Motion/Vote:** Rep. Buttrey moved that **SB 317 BE TABLED.** Motion carried unanimously by voice vote. Rep. Abbott, Rep. Duram, Rep. Funk and Rep. Novak voted by proxy.

ADJOURNMENT

Adjournment: 10:44:38

Jordee Bomgardner, Secretary

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Additional Documents:

EXHIBIT([buh58aad.pdf](#))