

MINUTES

MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Steve Fitzpatrick, on February 11, 2021 at 9:00 A.M., in Room 422 Capitol

ROLL CALL

Members Present in the Committee Room:

Sen. Steve Fitzpatrick, Chair (R)
Sen. Gordon Vance, Vice Chair (R)
Sen. Terry Gauthier (R)
Sen. Bruce Gillespie (R)
Sen. Cary Smith (R)
Sen. Mark Sweeney (D)

Members Present by Zoom Video Conference:

Sen. Carlie Boland, Vice Chair (D)
Sen. Christopher Pope (D)
Sen. Mike Fox (D)

Members Excused:

Sen. Jason W. Ellsworth (R)
Sen. Jason D. Small (R)

Members Absent: None

Staff Present: Olivia Hopkins, Committee Secretary
Clara Bentler, Remote Meeting Coordinator
Sonja Nowakowski, Legislative Branch
Erin Sullivan, 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: SR 17, 2/2/2021; SR 18, 2/2/2021; SR 19, 2/2/2021; SR 20, 2/2/2021; HB 193, 2/4/2021

Executive Action: HB 117, HB 64, HB 66, SB 152, HB 234

HEARING ON HB 193

Opening Statement by Sponsor:

09:01:10 Rep. Jimmy Patelis (R), HD 52, opened the hearing on HB193, Allow unlimited winnings for sports boards.

Proponents' Testimony:

09:05:17 Neil Peterson, Gaming Industry Association of Montana

09:06:29 Ronda Wiggers, Montana Coin Machine Operators Association (MCMOA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:08:01 Sen. Gauthier

09:08:37 Rep. Patelis

09:10:00 Sen. Gauthier

09:11:20 Rep. Patelis

09:12:16 Sen. Gauthier

09:12:51 Chair Fitzpatrick

09:13:26 Rep. Patelis

09:13:49 Sen. Gauthier

09:14:25 Rep. Patelis

09:15:04 Sen. Pope

09:15:39 Rep. Patelis

09:16:34 Sen. Pope

09:17:28 Rep. Patelis

09:18:34 Sen. Pope

09:18:56 Rep. Patelis

09:20:16 Sen. Boland

09:20:51 Rep. Patelis

09:22:00 Sen. Boland

09:22:20 Sen. Gauthier

09:23:38 Ms. Wiggers, MCMOA

09:24:25 Sen. Gauthier

09:24:47 Ms. Wiggers

Closing by Sponsor:

09:25:33 Rep. Patelis

09:27:25 Chair Fitzpatrick

09:28:00 Sen. Vance assumed the duties of the chair.

HEARING ON SR 17

Opening Statement by Sponsor:

09:28:13 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SR17, Confirm Governor's appointee to the Commission for Human Rights.

EXHIBIT(bus29a01)

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:29:48 Sen. Boland

09:30:05 Sen. Fitzpatrick

Closing by Sponsor:

09:30:31 Sen. Fitzpatrick

HEARING ON SR 18

Opening Statement by Sponsor:

09:30:37 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SR18, Confirm Governor's appointee to Board of Personnel Appeals.

[EXHIBIT\(bus29a02\)](#)

Proponents' Testimony:

09:31:37 Anne MacIntyre, appointee

[EXHIBIT\(bus29a03\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:32:27 Sen. Boland

09:33:36 Sen. Pope

09:34:09 Sen. Fitzpatrick

09:34:54 Sen. Pope

09:35:37 Sen. Fitzpatrick

Closing by Sponsor:

09:37:08 Sen. Fitzpatrick

HEARING ON SR 19

Opening Statement by Sponsor:

09:37:20 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SR19, Confirm Governor's appointees to the State Banking Board.

[EXHIBIT\(bus29a04\)](#)

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

09:38:17 Sen. Fitzpatrick

HEARING ON SR 20

Opening Statement by Sponsor:

09:38:28 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SR20, Confirm Governor's appointee to State Fund Board of Directors.

EXHIBIT(bus29a05)

Proponents' Testimony:

09:38:54 Chair Vance

09:39:28 Matt Mohr, appointee

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:40:35 Sen. Pope

09:41:23 Mr. Mohr, appointee

09:43:04 Sen. Pope

Closing by Sponsor:

09:43:23 Sen. Fitzpatrick

09:43:27 Sen. Fitzpatrick assumed the duties of the chair.

Discussion:

09:43:30 Chair Fitzpatrick

09:45:04 Sonja Nowakowski, Legislative Services Division

09:45:41 Chair Fitzpatrick

09:46:16 Sen. Boland

09:46:45 Chair Fitzpatrick

09:47:15 Recess

10:07:12 Reconvene

10:07:14 Chair Fitzpatrick

EXECUTIVE ACTION ON HB 64

10:07:31 **Motion/Vote:** Sen. Vance moved that **HB 64 BE CONCURRED IN**. Motion carried 6-5 by roll call vote with Sen. Ellsworth, Sen. Fitzpatrick, Sen. Gillespie, Sen. C. Smith and Sen. Vance voting no. Sen. Ellsworth and Sen. Small voted by proxy. Sen. Small will carry the bill.

EXECUTIVE ACTION ON HB 66

10:08:49 **Motion/Vote:** Sen. Vance moved that **HB 66 BE CONCURRED IN**. Motion carried 6-5 by roll call vote with Sen. Ellsworth, Sen. Fitzpatrick, Sen. Gillespie, Sen. C. Smith and Sen. Vance voting no. Sen. Ellsworth and Sen. Small voted by proxy. Sen. Small will carry the bill.

EXECUTIVE ACTION ON HB 117

10:10:04 **Motion:** Sen. Vance moved that **HB 117 BE CONCURRED IN**.

10:10:11 **Motion:** Sen. Fitzpatrick moved that **HB 117 BE AMENDED**.
[EXHIBIT\(bus29a06\)](#)

Discussion:

10:10:30 Sen. Boland
10:10:43 Chair Fitzpatrick
10:11:32 Sen. Boland

10:11:40 **Vote:** Motion carried 9-0 by voice vote. Sen. Ellsworth and Sen. Small were excused.

10:11:47 **Motion/Vote:** Sen. Vance moved that **HB 117 BE CONCURRED IN AS AMENDED**. Motion carried 9-0 by voice vote. Sen. Ellsworth and Sen. Small were excused. Sen. Fitzpatrick will carry the bill.

EXECUTIVE ACTION ON HB 234

10:12:20 **Motion/Vote:** Sen. Vance moved that **HB 234 BE CONCURRED IN**. Motion carried 9-0 by voice vote. Sen. Ellsworth and Sen. Small were excused. Sen. McGillvray will carry the bill.

EXECUTIVE ACTION ON SB 152

10:12:54 **Motion:** Sen. Vance moved that **SB 152 DO PASS**.

10:13:06 **Motion:** Sen. Fitzpatrick moved that **SB 152 BE AMENDED**.
[EXHIBIT\(bus29a07\)](#)

Discussion:

10:13:23 Sonja Nowakowski, Legislative Services Division

10:13:35 **Vote:** Motion carried 9-0 by voice vote. Sen. Ellsworth and Sen. Small were excused.

10:13:48 **Motion:** Sen. Fitzpatrick moved that **SB 152 BE AMENDED**.
[EXHIBIT\(bus29a08\)](#)

Discussion:

10:14:03 Sen. Gauthier
10:15:15 Sen. Boland
10:16:07 Sen. Gauthier
10:16:44 Chair Fitzpatrick
10:16:50 Sen. Gauthier

10:17:36 **Vote:** Motion carried 9-2 by roll call vote with Sen. Ellsworth and Sen. Vance voting no. Sen. Ellsworth and Sen. Small voted by proxy.

10:18:34 **Motion:** Sen. Boland moved that **SB 152 BE CONCEPTUALLY AMENDED.**

Discussion:

10:20:10 Chair Fitzpatrick
10:21:03 Sen. Pope

10:21:42 **Vote:** Motion failed 4-7 by roll call vote with Sen. Boland, Sen. Fox, Sen. Pope and Sen. Sweeney voting aye. Sen. Ellsworth and Sen. Small voted by proxy.

10:22:32 **Motion/Vote:** Sen. Vance moved that **SB 152 DO PASS AS AMENDED.** Motion carried 8-3 by roll call vote with Sen. Boland, Sen. Fox and Sen. Pope voting no. Sen. Ellsworth and Sen. Small voted by proxy.

10:23:26 Chair Fitzpatrick

ADJOURNMENT

Adjournment: 10:23 A.M.

Olivia Hopkins, Secretary

oh

Additional Documents:

EXHIBIT([bus29aad.pdf](#))