

## MINUTES

### MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

**Call to Order:** Chair Steve Fitzpatrick, on February 16, 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. Jason D. Small (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)

**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: SB 186, 2/8/2021; HB 214, 2/8/2021; HB 180, 2/8/2021

Executive Action: HB 130, HB 193, HB 199, SB 187

**HEARING ON HB 214**

**Opening Statement by Sponsor:**

09:01:22 Rep. Fred Anderson (R), HD 20, opened the hearing on HB214, Generally revise distribution of horseracing gambling fees.

**Proponents' Testimony:**

09:04:29 Tom Tucker, Montana Board of Horse Racing (BHR)  
[EXHIBIT\(bus32a01\)](#)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

09:06:04 Sen. Gillespie  
09:06:22 Mr. Tucker, BHR

**Closing by Sponsor:**

09:07:12 Rep. Anderson

**HEARING ON HB 180**

**Opening Statement by Sponsor:**

09:08:22 Rep. Willis Curdy (D), HD 98, opened the hearing on HB180, Generally revise board of plumbing laws.

**Proponents' Testimony:**

09:10:26 Scott E. Lemert, Board of Plumbers  
[EXHIBIT\(bus32a02\)](#)

09:13:16 Jeff Sealey, Department of Labor and Industry  
[EXHIBIT\(bus32a03\)](#)

09:13:25 Sen. Small entered the meeting.

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

09:14:17 Rep. Curdy

**HEARING ON SB 186**

**Opening Statement by Sponsor:**

09:15:00 Sen. Chris Friedel (R), SD 26, opened the hearing on SB186, Revising definition of services related to public procurement contracts.

**Proponents' Testimony:**

09:17:32 Adrian Miller, attorney

[EXHIBIT\(bus32a04\)](#)

**Opponents' Testimony:**

09:22:14 Erica Johnston, Department of Public Health and Human Services (DPHHS)

09:26:29 Meghan Holmlund, Department of Administration (DOA)

09:27:58 Tom Osborn, North Central Independent Living Services

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

09:31:04 Sen. Gauthier

09:31:39 Ms. Johnston, DPHHS

09:33:17 Sen. Gauthier

09:33:35 Ms. Johnston

09:34:23 Sen. Pope

09:34:58 Sen. Friedel

09:38:21 Sen. Pope

09:39:41 Sen. Friedel

09:40:01 Sen. Pope

09:40:42 Ms. Holmlund, DOA

09:40:55 Sen. Pope

09:41:34 Ms. Holmlund

09:42:08 Sen. Gauthier

09:43:12 Ms. Holmlund

09:44:35 Sen. Gauthier

09:45:09 Ms. Holmlund

09:46:40 Chair Fitzpatrick

09:48:20 Ms. Holmlund

09:49:58 Chair Fitzpatrick

09:50:12 Ms. Holmlund

09:50:47 Chair Fitzpatrick

09:50:56 Ms. Holmlund

**Closing by Sponsor:**

09:51:50 Sen. Friedel

09:52:35 Chair Fitzpatrick

09:54:25 Recess

10:14:32 Reconvene

10:14:34 Chair Fitzpatrick

**EXECUTIVE ACTION ON HB 130**

10:14:42 **Motion:** Sen. Vance moved that **HB 130 BE CONCURRED IN.**

10:14:47 **Motion/Vote:** Sen. Fitzpatrick moved that **HB 130 BE AMENDED**. Motion carried 10-0 by voice vote. Sen. Ellsworth was excused.

[EXHIBIT\(bus32a05\)](#)

10:15:11 **Motion/Vote:** Sen. Vance moved that **HB 130 BE CONCURRED IN AS AMENDED**. Motion carried 10-0 by voice vote. Sen. Ellsworth was excused. Sen. Fitzpatrick will carry the bill.

**EXECUTIVE ACTION ON HB 193**

10:15:45 **Motion:** Sen. Vance moved that **HB 193 BE CONCURRED IN**.

10:15:51 **Motion:** Sen. Fitzpatrick moved that **HB 193 BE AMENDED**.

[EXHIBIT\(bus32a06\)](#)

**Discussion:**

10:16:36 Sen. Boland

10:16:49 Chair Fitzpatrick

10:17:03 **Vote:** Motion carried unanimously by voice vote. Sen. Ellsworth voted by proxy.

10:17:13 **Motion:** Sen. Vance moved that **HB 193 BE CONCURRED IN AS AMENDED**.

**Discussion:**

10:17:22 Sen. Gauthier

10:18:19 Sen. Pope

10:18:57 **Vote:** Motion carried 9-2 by roll call vote with Sen. Pope and Sen. C. Smith voting no. Sen. Ellsworth voted by proxy. Sen. Ellsworth will carry the bill.

**EXECUTIVE ACTION ON HB 199**

10:19:54 **Motion/Vote:** Sen. Vance moved that **HB 199 BE CONCURRED IN**. Motion carried 10-0 by voice vote. Sen. Ellsworth was excused. Sen. Boland will carry the bill.

**EXECUTIVE ACTION ON SB 187**

10:20:34 **Motion:** Sen. Vance moved that **SB 187 DO PASS**.

**Discussion:**

10:20:45 Sen. Sweeney

10:21:12 Sen. Pope

10:23:24 Chair Fitzpatrick

10:24:22 **Vote:** Motion failed 5-6 by roll call vote with Sen. Boland, Sen. Fox, Sen. Gillespie, Sen. Pope and Sen. Sweeney voting aye. Sen. Ellsworth voted by proxy.

10:25:03 **Motion/Vote:** Sen. Vance moved that **SB 187 BE TABLED**. Motion carried 6-5 by roll call vote with Sen. Boland, Sen. Fox, Sen. Gillespie, Sen. Pope and Sen. Sweeney voting no. Sen. Ellsworth voted by proxy.

10:25:46 Chair Fitzpatrick

**ADJOURNMENT**

Adjournment: 10:26 A.M.

---

Olivia Hopkins, Secretary

oh

Additional Documents:

**EXHIBIT**([bus32aad.pdf](#))