

MINUTES
MONTANA HOUSE OF REPRESENTATIVES
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (H) BUSINESS AND LABOR

Call to Order: Chair Edward Buttrey-R, on January 20, 2023 at 8:31 AM, in Room 172

ROLL CALL

Members Present: Rep. Edward Buttrey, Chair (R)
Rep. Derek Harvey, Vice Chair (D)
Rep. Kerri Seekins-Crowe, Vice Chair (R)
Rep. Fred Anderson (R)
Rep. James Bergstrom (R)
Rep. Bob Carter (D)
Rep. Steven Galloway (R)
Rep. Steve Gist (R)
Rep. Steve Gunderson (R)
Rep. Jonathan Karlen (D)
Rep. Denley Loge (R)
Rep. Jennifer Lynch (D)
Rep. Ron Marshall (R)
Rep. Eric Matthews (D)
Rep. Nelly Nicol (R)
Rep. Greg Oblander (R)
Rep. Katie Sullivan (D)
Rep. Katie Zolnikov (R)

Members Excused: Rep. Ross Fitzgerald (R)

Staff Present: Jolanda Songer, Secretary
Jameson Walker, Research Analyst

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 177 01/13/2023
HB 242 01/17/2023

Executive Action:

HB 95 DO PASS AS AMENDED

HB 164 DO PASS AS AMENDED
HB 182 DO PASS AS AMENDED
HB 247 DO PASS
HB 49 DO PASS AS AMENDED

08:32:35 Rep. Loge has left

08:33:25 Rep. Karlen has left

HEARING ON HB 242 - Revise alcohol laws to increase all-beverage license ownership limits

Opening Statement:

08:34:06 Chair Edward Buttrey (R), HD 21, opened the hearing on HB 242, Revise alcohol laws to increase all-beverage license ownership limits.

Proponent Testimony:

08:39:29 Brad Griffin, Montana Restaurant Association (MRA)

08:41:32 Rep. Ross Fitzgerald joined the meeting.

08:41:38 Bob Powell, Montana Club Restaurants

08:45:46 Brad Anderson, President, Anderson Management Group

Opponent Testimony:

08:51:01 John Iverson, Montana Tavern Association (MTA)

08:52:41 Shauna Helfert, Gaming Industry Association (GIA)

Informational Witness Testimony:

08:56:07 Becky Schlauch, Administrator, Department of Revenue, Alcoholic Beverage Control Division (DOR-ABCD)

Questions from Committee:

08:56:27 Rep. Steve Gist

08:56:54 Becky Schlauch, DOR-ABCD

08:57:04 Rep. Steve Gist

08:57:33 Becky Schlauch, DOR-ABCD

08:57:52 Rep. Greg Oblander

08:58:23 Becky Schlauch, DOR-ABCD
08:58:55 Rep. Eric Matthews
08:59:22 Becky Schlauch, DOR-ABCD
08:59:53 Rep. Steve Gist
09:00:04 Becky Schlauch, DOR-ABCD
09:01:06 Rep. Steve Gist
09:01:28 Becky Schlauch, DOR-ABCD
09:01:52 Rep. Katie Sullivan
09:02:23 Becky Schlauch, DOR-ABCD
09:02:45 Rep. Katie Sullivan
09:03:03 Becky Schlauch, DOR-ABCD
09:03:05 Rep. Katie Sullivan
09:03:18 Becky Schlauch, DOR-ABCD
09:03:49 Rep. James Bergstrom
09:04:15 Becky Schlauch, DOR-ABCD
09:04:54 Vice Chair Kerri Seekins-Crowe
09:05:05 Becky Schlauch, DOR-ABCD
09:05:15 Vice Chair Kerri Seekins-Crowe
09:05:21 Becky Schlauch, DOR-ABCD
09:05:25 Vice Chair Kerri Seekins-Crowe
09:05:34 Becky Schlauch, DOR-ABCD
09:05:39 Vice Chair Kerri Seekins-Crowe
09:05:51 Becky Schlauch, DOR-ABCD
09:05:58 Rep. James Bergstrom

09:06:14 Becky Schlauch, DOR-ABCD
09:06:31 Rep. Greg Oblander
09:06:46 Becky Schlauch, DOR-ABCD
09:06:52 Rep. Katie Sullivan
09:07:17 Chair Edward Buttrey
09:08:49 Rep. Nelly Nicol
09:09:30 Chair Edward Buttrey
09:11:18 Rep. Steven Galloway
09:11:33 Becky Schlauch, DOR-ABCD
09:11:45 Rep. Steven Galloway
09:11:53 Becky Schlauch, DOR-ABCD
09:12:08 Rep. Steven Galloway
09:12:15 Becky Schlauch, DOR-ABCD
09:12:26 Rep. Ron Marshall
09:13:14 Chair Edward Buttrey
09:13:45 Rep. Bob Carter
09:14:22 Becky Schlauch, DOR-ABCD
09:14:36 Rep. Steve Gunderson
09:14:56 Chair Edward Buttrey
09:15:07 Rep. Steve Gunderson
09:15:13 Chair Edward Buttrey
09:15:35 Rep. Steve Gunderson
09:15:50 Chair Edward Buttrey
09:16:08 Rep. Steve Gunderson

09:16:16 Chair Edward Buttrey
09:16:32 Rep. Steve Gist
09:17:06 Chair Edward Buttrey
09:18:00 Rep. Steve Gist
09:18:21 Chair Edward Buttrey
09:19:05 Rep. Steven Galloway
09:19:43 John Iverson, MTA
09:21:47 Rep. Eric Matthews
09:22:34 Chair Edward Buttrey
09:23:20 Rep. Greg Oblander
09:23:52 Chair Edward Buttrey
09:24:10 Rep. Nelly Nicol
09:24:54 Chair Edward Buttrey
09:26:38 Rep. Steven Galloway
09:27:03 Becky Schlauch, DOR-ABCD
09:27:39 Vice Chair Kerri Seekins-Crowe
09:27:56 Becky Schlauch, DOR-ABCD

Closing Statement:

09:28:07 Chair Edward Buttrey (R), HD 21, closed the hearing on HB 242.

09:30:45 **Recessed**

09:36:02 **Reconvened**

HEARING ON HB 177 - Revise alcohol laws related to resort areas

Opening Statement:

09:36:15 Chair Edward Buttrey (R), HD 21, opened the hearing on HB 177, Revise alcohol laws related to resort areas.

Discussion:

09:36:13 Rep. Denley Loge joined the meeting.

Proponent Testimony:

09:39:18 Becky Schlauch, Administrator, Department of Revenue- Alcoholic Beverage Control Division (DOR-ABCD)

09:43:40 Scott Boulanger, Lone Mountain Land Company

09:44:41 Stuart Doggett, Montana Lodging and Hospitality Association (MLHA)

09:45:24 John Malia, Moonlight Basin

09:46:05 Steve Luebeck, General Manager, Fairmont Hot Springs Resort

[EXHIBIT\(230120BUHa1\)](#)

Opponent Testimony:

09:48:58 John Iverson, Montana Tavern Association (MTA)

09:53:37 Michael Lawlor, Mike and Alayna Delaney, Resort owners

Informational Witness Testimony:

None

Questions from Committee:

09:59:18 Rep. Ron Marshall

09:59:47 Michael Lawlor

10:00:06 Rep. Ron Marshall

10:00:29 Michael Lawlor

10:01:02 Becky Schlauch, DOR-ABCD

10:01:32 Rep. Ron Marshall

10:02:51 Becky Schlauch, DOR-ABCD
10:03:45 Rep. Ron Marshall
10:04:11 Becky Schlauch, DOR-ABCD
10:04:31 Rep. James Bergstrom
10:04:48 Becky Schlauch, DOR-ABCD
10:05:00 Rep. James Bergstrom
10:05:07 Becky Schlauch, DOR-ABCD
10:05:19 Rep. Steve Gist
10:06:03 Becky Schlauch, DOR-ABCD
10:06:30 Rep. Steve Gist
10:06:47 Becky Schlauch, DOR-ABCD
10:07:23 Rep. Steve Gist
10:07:45 Becky Schlauch, DOR-ABCD
10:08:08 Rep. Jennifer Lynch
10:08:22 Becky Schlauch, DOR-ABCD
10:08:33 Vice Chair Kerri Seekins-Crowe
10:08:56 John Malia
10:09:00 Vice Chair Kerri Seekins-Crowe
10:09:11 John Malia
10:09:14 Vice Chair Kerri Seekins-Crowe
10:09:24 John Malia
10:09:27 Vice Chair Kerri Seekins-Crowe
10:10:06 Becky Schlauch, DOR-ABCD
10:10:12 Rep. Katie Zolnikov

10:10:36	Michael Lawlor
10:13:01	Rep. Katie Zolnikov
10:13:13	Michael Lawlor
10:14:19	Rep. Katie Sullivan
10:14:35	Becky Schlauch, DOR-ABCD
10:14:55	Rep. Greg Oblander
10:15:59	Rep. Greg Oblander
10:16:02	Becky Schlauch, DOR-ABCD
10:16:22	Rep. Greg Oblander
10:16:33	Becky Schlauch, DOR-ABCD
10:17:20	Rep. Steven Galloway
10:17:52	Becky Schlauch, DOR-ABCD
10:18:03	Rep. Steven Galloway
10:18:23	Becky Schlauch, DOR-ABCD
10:18:46	Rep. Katie Zolnikov
10:19:03	Becky Schlauch, DOR-ABCD
10:19:51	Rep. Katie Zolnikov
10:20:47	Becky Schlauch, DOR-ABCD
10:20:54	Rep. Katie Zolnikov
10:20:57	Becky Schlauch, DOR-ABCD
10:21:05	Rep. Bob Carter
10:21:24	Becky Schlauch, DOR-ABCD
10:22:02	Rep. Bob Carter
10:22:12	Becky Schlauch, DOR-ABCD

10:22:17	Rep. Fitzgerald
10:22:58	Becky Schlauch, DOR-ABCD
10:23:20	Rep. James Bergstrom
10:24:31	Rep. Edward Buttrey-R
10:25:29	Becky Schlauch, DOR-ABCD
10:25:59	Rep. Katie Zolnikov
10:26:14	Rep. Edward Buttrey-R
10:26:29	Rep. Katie Zolnikov
10:26:49	Rep. Edward Buttrey-R
10:27:04	Becky Schlauch, DOR-ABCD
10:27:29	Rep. Bob Carter
10:27:52	John Iverson, MTA
10:28:36	Vice Chair Kerri Seekins-Crowe
10:28:44	John Iverson, MTA
10:30:45	Rep. Ron Marshall
10:31:11	Steve Luebeck
10:31:18	Rep. Ron Marshall
10:31:29	Steve Luebeck
10:31:58	Rep. Ron Marshall
10:32:15	Becky Schlauch, DOR-ABCD
10:32:25	Vice Chair Kerri Seekins-Crowe
10:32:43	Michael Lawlor
10:32:55	Vice Chair Kerri Seekins-Crowe
10:33:03	Michael Lawlor

10:33:27 Vice Chair Kerri Seekins-Crowe
10:33:37 Michael Lawlor
10:33:45 Vice Chair Kerri Seekins-Crowe
10:33:59 Becky Schlauch, DOR-ABCD
10:34:05 Vice Chair Kerri Seekins-Crowe
10:34:14 Becky Schlauch, DOR-ABCD
10:34:27 Vice Chair Kerri Seekins-Crowe
10:34:32 Becky Schlauch, DOR-ABCD
10:34:34 Vice Chair Kerri Seekins-Crowe
10:34:45 Becky Schlauch, DOR-ABCD
10:35:07 Vice Chair Kerri Seekins-Crowe
10:35:23 Becky Schlauch, DOR-ABCD

Closing Statement:

10:36:22 Chair Edward Buttrey (R), HD 21, closed the hearing on HB 177.

10:39:09 **Recessed**

11:07:46 **Reconvened**

EXECUTIVE ACTION ON HB 95 - Generally revise laws related to alcohol

11:07:59 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 95 DO PASS.**
11:08:15 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 95 BE AMENDED.**
11:08:15 **Vote:** Motion carried unanimously by voice vote.
11:09:32 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 95 DO PASS AS AMENDED.**
11:09:32 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 164 - Revise alcohol laws relating to catering endorsements

11:10:18 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 164 DO PASS.**

11:10:31 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 164 BE AMENDED.**

Discussion:

11:12:46 Rep. Bob Carter

11:10:31 **Vote:** Motion carried unanimously by voice vote.

11:13:15 **Motion:** Rep. Steve Gunderson moved that **HB 164 BE AMENDED.**

Discussion:

11:14:42 Rep. Bob Carter

11:15:08 Rep. Steve Gunderson

11:15:27 Chair Edward Buttrey

11:13:15 **Vote:** Motion failed 11 - 8 by roll call vote with Rep. Bergstrom, Rep. Galloway, Rep. Gist, Rep. Gunderson, Rep. Marshall, Rep. Nicol, Rep. Seekins-Crowe, Rep. Zolnikov, voting yes.

11:17:31 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 164 DO PASS AS AMENDED.**

11:17:31 **Vote:** Motion carried 12 - 7 by voice vote with Rep. Galloway, Rep. Gist, Rep. Gunderson, Rep. Marshall, Rep. Nicol, Rep. Oblander, Rep. Zolnikov, voting no.

EXECUTIVE ACTION ON HB 182 - Revise Montana voluntary insurance telematics laws

11:19:02 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 182 DO PASS.**

11:19:13 **Motion:** Rep. Denley Loge moved that **HB 182 BE AMENDED.**

11:19:13 **Vote:** Motion carried unanimously by voice vote.

11:20:24 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 182 DO PASS AS AMENDED.**

Discussion:

11:20:31 Vice Chair Kerri Seekins-Crowe

11:21:36 Rep. Katie Sullivan

11:21:55 Rep. Katie Zolnikov

11:20:24 **Vote:** Motion carried 15 - 4 by voice vote with Rep. Harvey, Rep. Lynch, Rep. Sullivan, Rep. Zolnikov, voting no.

EXECUTIVE ACTION ON HB 247 - Revise laws relating to exemptions to the practice of real estate

11:23:13 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 247 DO PASS.**

11:23:13 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 49 - Revising alcoholic beverage laws relating to wholesalers and distributors

11:23:49 **Motion:** Rep. Ron Marshall moved that **HB 49 TO TAKE FROM THE TABLE.**

11:23:49 **Vote:** Motion carried 11 - 7 by roll call vote with Rep. Carter, Rep. Galloway, Rep. Harvey, Rep. Lynch, Rep. Matthews, Rep. Sullivan, Rep. Zolnikov, voting no.

11:25:40 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 49 DO PASS.**

11:25:47 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 49 BE AMENDED.**

Discussion:

07:32:47 Chair Edward Buttrey

07:32:49 Jameson Walker

07:34:28 Chair Edward Buttrey

07:34:30 Rep. Eric Matthews

07:35:21 Chair Edward Buttrey

07:35:30 Rep. Steven Galloway

11:25:47 **Vote:** Motion carried 18 - 1 by voice vote with Rep. Sullivan, voting no.

11:29:30 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 49 DO PASS AS AMENDED.**

Discussion:

07:37:15 Rep. Katie Sullivan

11:29:30 **Vote:** Motion carried 13 - 6 by roll call vote with Rep. Carter, Rep. Harvey, Rep. Karlen, Rep. Lynch, Rep. Matthews, Rep. Sullivan, voting no. Rep. Karlen, By Proxy

ADJOURNMENT

Adjournment: 11:31:34

Jolanda Songer, Secretary

Additional Documents: [EXHIBIT\(230120BUHaad\)](#)