

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

**Call to Order:** Chair Edward Buttrey-R, on February 14, 2023 at 8:30 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. Ross Fitzgerald (R)  
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 (D)  
Rep. Katie Zolnikov (R)

**Members Excused:** Rep. Greg Oblander (R)  
Rep. Katie Sullivan (D)

**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 433 02/09/2023  
SB 107 02/07/2023

Executive Action:

HB 128 DO PASS AS AMENDED

HB 357 TO TABLE  
HB 358 DO PASS AS AMENDED  
HB 379 DO PASS AS AMENDED  
HB 386 TO TABLE

**HEARING ON HB 433 - Clarify use of certain refrigerants**

**Opening Statement:**

08:32:19 Rep. Tom Welch (R), HD 72, opened the hearing on HB 433, Clarify use of certain refrigerants.

**Proponent Testimony:**

08:33:23 Amy Grmalez, Air-Conditioning, Heating, and Refrigeration Institute (AHRI)

08:35:54 Christopher Bresee, Air-Conditioning, Heating, and Refrigeration Institute (AHRI)

**Opponent Testimony:**

None

**Informational Witness Testimony:**

08:39:44 Bo Wilkins, Department of Environmental Quality (DEQ)

08:39:55 Eric Copeland, Bureau Chief, Department of Labor and Industry, Building and Commercial Measurements (DLI)

**Questions from Committee:**

None

**Closing Statement:**

08:39:54 Rep. Tom Welch (R), HD 72, closed the hearing on HB 433.

**HEARING ON SB 107 - Revising laws relating to civil liability for injuries involving alcohol**

**Opening Statement:**

08:40:47 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 107, Revising laws relating to civil liability for injuries involving alcohol.

**Proponent Testimony:**

08:49:27 John Iverson, Montana Tavern Association (MTA)  
[EXHIBIT\(230214BUHa1\)](#)  
[EXHIBIT\(230214BUHa2\)](#)  
[EXHIBIT\(230214BUHa3\)](#)

08:56:58 Mary Jane Heisler, President, Montana Tavern Association (MTA)

08:57:29 Tom Heisler

09:00:06 Melissa Shannon, Liquor Store Owners Association (LSOA)

09:00:36 Brad Griffin, Montana Restaurant Association (MRA)

09:01:20 Mark Taylor, Hospitality and Development Association (HDA)

09:01:58 John Hayes

09:04:13 Ronda Wiggers, Montana Coin Machine Operators Association (MCMOA)

09:05:10 Shauna Helfert, Gaming Industry Association (GIA)

09:05:42 Katjana Stutzer, Montana Brewers Association (MBA)

09:07:10 Scott Tuxbury, Tuxbury Insurance Consulting

09:12:32 Dianne Olson, Manager, Cowboy's Bar and Museum

**Opponent Testimony:**

09:14:02 Al Smith, Montana Trial Lawyers Association (MTLA)  
[EXHIBIT\(230214BUHa4\)](#)

09:37:41 Alexander Blewett

**Informational Witness Testimony:**

None

**Questions from Committee:**

09:49:42 Rep. Ron Marshall

09:50:10 John Iverson, MTA

09:50:18 Rep. Ron Marshall  
09:50:32 John Iverson, MTA  
09:50:37 Rep. Ron Marshall  
09:51:08 John Iverson, MTA  
09:51:33 Rep. Ron Marshall  
09:52:01 Sen. Steve Fitzpatrick-R  
09:53:48 Rep. Ron Marshall  
09:53:56 Sen. Steve Fitzpatrick-R  
09:54:07 Vice Chair Kerri Seekins-Crowe  
09:54:35 Sen. Steve Fitzpatrick-R  
09:55:33 Vice Chair Kerri Seekins-Crowe  
09:55:48 Sen. Steve Fitzpatrick-R  
09:56:42 Rep. Fred Anderson  
09:57:01 Vice Chair Kerri Seekins-Crowe left the meeting.  
09:57:21 John Iverson, MTA  
09:57:48 Rep. Steve Gunderson left the meeting.  
09:58:21 Rep. Katie Zolnikov  
09:58:42 Sen. Steve Fitzpatrick-R  
09:58:55 Rep. Nelly Nicol  
09:59:40 Sen. Steve Fitzpatrick-R  
10:00:29 Rep. James Bergstrom  
10:00:47 Sen. Steve Fitzpatrick-R  
10:01:42 Rep. Ross Fitzgerald  
10:02:50 Scott Tuxbury

10:03:11	Rep. Ross Fitzgerald
10:03:35	Scott Tuxbury
10:04:16	Rep. Katie Zolnikov
10:04:56	Scott Tuxbury
10:05:21	Chair Edward Buttrey
10:05:41	Rep. Ron Marshall
10:06:25	Tom Heisler
10:06:37	Rep. Ron Marshall
10:06:50	Tom Heisler
10:06:55	Chair Edward Buttrey
10:07:36	Sen. Steve Fitzpatrick-R
10:08:44	Chair Edward Buttrey
10:09:23	Scott Tuxbury
10:10:28	Rep. Bob Carter
10:10:59	Al Smith
10:11:10	Rep. Bob Carter
10:11:35	Al Smith
10:12:56	Rep. Bob Carter
10:13:08	Al Smith
10:13:37	Rep. Bob Carter
10:14:02	Alexander Blewett
10:14:12	Rep. Bob Carter
10:14:32	Alexander Blewett
10:15:36	Vice Chair Derek Harvey

10:16:07 Sen. Steve Fitzpatrick-R

**Closing Statement:**

10:16:54 Sen. Steve Fitzpatrick (R), SD 10, closed the hearing on SB 107.

10:18:20 **Recessed**

10:50:35 Rep. Sullivan has arrived

10:51:38 **Reconvened**

**EXECUTIVE ACTION ON HB 128 - Generally revise marijuana laws**

10:51:47 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 128 DO PASS.**

10:52:01 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 128 BE AMENDED.**

**Discussion:**

10:52:56 Chair Edward Buttrey

10:52:01 **Vote:** Motion carried 13 - 6 by roll call vote with Rep. Carter, Rep. Harvey, Rep. Karlen, Rep. Lynch, Rep. Matthews, Rep. Sullivan, voting no.

10:54:19 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 128 DO PASS AS AMENDED.**

**Discussion:**

10:54:32 Chair Edward Buttrey

10:56:13 Rep. Steven Galloway

10:57:58 Vice Chair Derek Harvey

10:54:19 **Vote:** Motion carried 10 - 9 by voice vote with Rep. Anderson, Rep. Carter, Rep. Galloway, Rep. Harvey, Rep. Karlen, Rep. Lynch, Rep. Matthews, Rep. Nicol, Rep. Sullivan, voting no.

**EXECUTIVE ACTION ON HB 357 - Revise homeowners' association restrictions**

11:01:10 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 357 DO PASS.**

11:01:41 **Substitute Motion:** Rep. Eric Matthews moved that **HB 357 TO TABLE.**

11:01:41 **Vote:** Substitute Motion carried 17 - 2 by voice vote with Rep. Gist, Rep. Sullivan, voting no.

**EXECUTIVE ACTION ON HB 358 - Revise property manager license law**

- 11:03:10 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 358 DO PASS.**
- 11:03:21 **Motion:** Rep. Katie Zolnikov moved that **HB 358 BE AMENDED.**
- 11:03:29 **Motion:** Rep. Katie Zolnikov moved that **HB 358 BE AMENDED.**
- 11:03:29 **Vote:** Motion carried unanimously by voice vote.
- 11:04:52 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 358 DO PASS AS AMENDED.**

**Discussion:**

- 11:05:04 Rep. Katie Zolnikov
- 11:05:39 Chair Edward Buttrey
- 11:04:52 **Vote:** Motion carried 17 - 1 by voice vote with Rep. Carter, voting no.

**EXECUTIVE ACTION ON HB 379 - Revise laws related to pharmacy benefit managers**

- 11:07:11 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 379 DO PASS.**
- 11:07:19 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 379 BE AMENDED.**
- 11:07:19 **Vote:** Motion carried 14 - 5 by roll call vote with Rep. Carter, Rep. Harvey, Rep. Karlen, Rep. Lynch, Rep. Matthews, voting no.
- 11:09:22 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 379 DO PASS AS AMENDED.**
- 11:09:22 **Vote:** Motion carried 15 - 4 by voice vote with Rep. Carter, Rep. Harvey, Rep. Lynch, Rep. Matthews, voting no.

**EXECUTIVE ACTION ON HB 386 - Establish requirement for paid sick days**

- 11:10:32 **Motion:** Rep. Kerri Seekins-Crowe moved that **HB 386 DO PASS.**
- Discussion:**
- 11:10:45 Vice Chair Derek Harvey
- 11:12:05 Rep. Ron Marshall
- 11:12:18 Chair Edward Buttrey
- 11:12:20 **Substitute Motion:** Rep. Ron Marshall moved that **HB 386 TO TABLE.**
- 11:12:20 **Vote:** Substitute Motion carried 13 - 6 by roll call vote with Rep. Carter, Rep. Harvey, Rep. Karlen, Rep. Lynch, Rep. Matthews, Rep. Sullivan, voting no.

**ADJOURNMENT**

Adjournment: 11:14:30

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Jolanda Songer, Secretary

Additional Documents: [EXHIBIT\(230214BUHaad\)](#)