

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By **CHAIRMAN JIM KEANE**, on January 19, 2005 at 8:00 A.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Jim Keane, Chairman (D)
Rep. Joe McKenney, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. Bob Bergren (D)
Rep. Tim Dowell (D)
Rep. Kevin T. Furey (D)
Rep. Dave Gallik (D)
Rep. Ralph Heinert (R)
Rep. Llew Jones (R)
Rep. Mike Jopek (D)
Rep. Harry Klock (R)
Rep. Scott Mendenhall (R)
Rep. Mike Milburn (R)
Rep. Don Roberts (R)
Rep. Wayne Stahl (R)
Rep. Dan Villa (D)
Rep. Jonathan Windy Boy (D)

Members Excused: Rep. Kathleen Galvin-Halcro, Vice Chairman (D)

Members Absent: None.

Staff Present: Bart Campbell, Legislative Branch
Kyanne Kelly, Committee Secretary

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: 126, 1/11/2005; 249, 1/11/2005;
270, 1/11/2005; 157, 1/11/2005
Executive Action: HB 160, HB 126, HB 89, HB 175, HB
179, HB 188

HEARING ON HB 126

Opening Statement by Sponsor: REP. SCOTT MENDENHALL (R), HD 77,
opened the hearing on **HB 126**, Revise workers' compensation laws.
00:03:11

[EXHIBIT](#)(buh14a01)

Proponents' Testimony:

00:05:00 Jerry Keck, Department of Labor and Industry
00:08:46 George Wood, Montana Association of Self Insurers
00:09:09 Jacqueline Lenmark, Private Insurers
00:09:34 Matthew Cohn, Montana State Fund
00:09:55 Douglas Nulle, Resident of Clancy

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:10:33

Closing by Sponsor:

00:13:19

HEARING ON HB 249

Opening Statement by Sponsor: REP. MONICA LINDEEN (D), HD 43,
opened the hearing on **HB 249**, Economic development trust fund.
00:14

[EXHIBIT](#)(buh14a02)

Proponents' Testimony:

00:20:50 Evan Barrett, Governor's Economic Development
00:26:13 Tony Preite, Department of Commerce
[EXHIBIT](#)(buh14a03)
00:28:35 Dick King, Economic Developers Association
00:31:53 Joe McClure, Big Sky Development Corporation
00:36:00 Jim Davison, Anaconda Local Development
00:38:57 Jim Smitham, Butte Local Development Corporation
00:40:31 Paul Tuss, Bear Paw Development Corporation
00:41:40 Elaine Zempel, Sweet Grass Development Corporation

00:42:42 Billie Lee, Lake County Community Development
00:46:50 Jani McCall, City of Billings
00:47:42 Charles Brooks, Billings Chamber of Commerce
00:48:26 Rick Edwards, Northwestern Energy
00:49:52 Carl Schweitzer, Bozeman and Kalispell Chamber of
Commerce
00:50:35 Sheldon Bartel, Gateway Development Corporation
00:52:22 Terry Mires, Two Rivers Economic Growth
00:53:01 Don Judge, Teamsters
00:53:34 **REP. DAVID WANZENRIED, HD 97, MISSOULA**
00:55:58 Gary Amestoy, Richland Economic Development
Corporation

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:57:22

Closing by Sponsor:

01:45:19

REP. KATHLEEN GALVIN-HALCRO, HD 26, GREAT FALLS came into the meeting.

HEARING ON HB 270

Opening Statement by Sponsor: **REP. MONICA LINDEEN (D), HD 43,** opened the hearing on **HB 270**, Revise primary sector business workforce training program.

02:00:24

Proponents' Testimony:

02:04:37 David Ewer, Governor's Budget Director
02:09:50 Evan Barrett, Governor's Office of Economic
Opportunity
02:13:54 Tony Preite, Department of Commerce
EXHIBIT (buh14a04)
02:15:28 Don Judge, Teamster Local 190
02:17:20 Jerry Driscoll, AFL-CIO
02:18:31 Gary Forrester, Montana Contractor's Association
02:18:50 John Cramer, Great Falls Development Corporation
02:20:40 Dick King, Missoula Economic Association
02:21:41 Rick Edwards, Northwestern Energy
02:22:56 Todd Lovshin, MEA-MFT
02:23:37 Charles Brooks, Billings Chamber of Commerce
02:24:09 Carl Schweitzer, Bozeman and Kalispell Chamber of
Commerce

02:24:32 Rhonda Carpenter-Wiggers, Great Falls Chamber of
Commerce
02:24:46 Barbara Ranf, Montana Chamber of Commerce

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:25:25

Closing by Sponsor:

02:34:51

HEARING ON HB 157

Opening Statement by Sponsor: REP. JOE MCKENNEY (R), HD 18,
opened the hearing on HB 157, Index non-forfeiture rate for
insurance.

02:36:43

EXHIBIT(buh14a05)

Proponents' Testimony:

02:38:32 Alicia Pichette, State Auditor's Office
02:41:39 Jacqueline Lenmark, American Council of Life
Insurers

EXHIBIT(buh14a06)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:48:47

Closing by Sponsor:

02:49:33

EXECUTIVE ACTION ON HB 160

Motion: REP. FUREY moved that HB 160 DO PASS.

Discussion:

02:51:57

Vote: Motion carried unanimously.

EXECUTIVE ACTION ON HB 126

Motion/Vote: REP. MCKENNEY moved that HB 126 DO PASS. Motion carried unanimously.

EXECUTIVE ACTION ON HB 89

Motion: REP. MCKENNEY moved that HB 89 DO PASS.

Discussion:

02:55:13

Motion: REP. JOPEK moved that HB 89 BE AMENDED.

Discussion:

02:55:59

[EXHIBIT](#)(buh14a07)

CHAIRMAN JIM KEANE, HD 75, BUTTE ruled that this amendment was not legal by Article 5, Section 11

Discussion on Motion:

03:04:10

Vote: Motion that HB 89 DO PASS carried 14-4 by roll call vote with DOWELL, GALLIK, JOPEK, and WINDY BOY voting no.

EXECUTIVE ACTION ON HB 175

Motion/Vote: REP. GALVIN-HALCRO moved that 175 DO PASS. Motion carried unanimously.

EXECUTIVE ACTION ON HB 179

Motion: REP. MCKENNEY moved that HB 179 DO PASS.

Substitute Motion: REP. GALLIK made a substitute motion that HB 179 BE AMENDED.

[EXHIBIT](#)(buh14a08)

Discussion on Substitute Motion:

03:19:45

REP. GALLIK withdrew his motion to amend HB 179.

REP. MCKENNEY withdrew his motion to pass HB 179.

EXECUTIVE ACTION ON HB 188

Motion: REP. GALVIN-HALCRO moved that HB 188 DO PASS.

Motion/Vote: REP. GALVIN-HALCRO moved that HB 188 BE AMENDED.

Motion carried unanimously.

[EXHIBIT](#) (buh14a09)

03:22:31

Motion/Vote: REP. GALVIN-HALCRO moved that HB 188 DO PASS AS AMENDED. Motion carried unanimously.

ADJOURNMENT

Adjournment: 11:30 A.M.

REP. JIM KEANE, Chairman

KYANNE KELLY, Secretary

JK/KK

Additional Exhibits:

EXHIBIT ([buh14aad0.PDF](#))