

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By **VICE CHAIRMAN KATHLEEN GALVIN-HALCRO**, on
February 17, 2005 at 8:00 A.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Kathleen Galvin-Halcro, Vice 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. Jim Keane, 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: HB 559, 2/11/2005; HB 565,
2/11/2005; HB 588, 2/11/2005; HJ
19, 2/11/2005

Executive Action: HB 468, HB 563, HB 559, HJ 19, HB
527, HB 557, HB 517, HB 588, HB
677, HB 567

HEARING ON HJ 19

Opening Statement by Sponsor:

REP. GARY MATTHEWS (D), HD 40, opened the hearing on **HJ 19**, Urge
use of wood bats in American Legion baseball.

00:02:51

EXHIBIT (buh39a01)

Proponents' Testimony:

00:07:59 Jack Carlson, Self
00:09:55 Jim Regan, Miles City Baseball Association
00:13:33 Randy Rauh, Miles City Baseball Association
00:19:22 Debbie Patch, Self
00:21:32 Mike Money, Self
00:26:14 Jamie Carlson, Self
00:29:31 Andrew Rau, Self
00:30:46 Kevin Roberts, Self
00:31:06 Kevin Tooke, Self
00:31:32 Matt Wilcox, Self

EXHIBIT (buh39a02)

00:32:20 Cort Jensen, Self
00:32:31 Greg Van Horssen, Self
00:32:53 Spike Patch, Self
00:33:16 Jon Metropoulous, Self

Opponents' Testimony:

00:33:40 George Haegele, American Legion Baseball
00:35:48 Randy Bishop, Billings Baseball

EXHIBIT (buh39a03)

00:49:53 Gary White, American Legion Baseball
00:52:45 Jeff Ballard, Billings Legion Baseball

Informational Testimony: None

Questions from Committee Members and Responses:

00:53:27

Closing by Sponsor:

01:00:08

REP. JIM KEANE entered the room.

HEARING ON HB 588

Opening Statement by Sponsor:

REP. GARY MATTHEWS (D), HD 40, opened the hearing on HB 588, Require use of wood baseball bats in Montana.

01:02:16

[EXHIBIT](#) (buh39a04)

Proponents' Testimony:

01:06:55 Tom Clement, Self
01:11:53 Cort Jensen, Self
01:12:31 Jack Carlson, Self
01:15:00 Greg Van Horrsen, Self
01:15:55 Matt Wilcox, Self

[EXHIBIT](#) (buh39a05)

01:17:37 Jamie Carlson, Self
01:18:47 Jim Regan, Miles City Baseball Association
01:22:05 Jon Metropoulous, Self
01:22:37 Randy Rauh, Miles City Baseball Association

[EXHIBIT](#) (buh39a06)

[EXHIBIT](#) (buh39a07)

01:23:09 Debbie Patch, Self
01:23:25 Diane Money, Self

Opponents' Testimony:

01:24:14 Jim Jacobson, American Legion Baseball
01:25:00 Silvia Beal, American Legion
01:26:35 George Haegele, American Legion Baseball

[EXHIBIT](#) (buh39a08)

01:36:15 Randy Bishop, Billings Baseball

[EXHIBIT](#) (buh39a09)

01:37:29 Jeff Ballard, Self

[EXHIBIT](#) (buh39a10)

01:39:20 Gary White, American Legion
01:39:32 Bob Beals, American Legion

Informational Testimony: None

Questions from Committee Members and Responses:

01:39:55

Closing by Sponsor:

01:48:21

[EXHIBIT](#)(buh39a11)

HEARING ON HB 565

Opening Statement by Sponsor:

REP. JILL COHENOUR (D), HD 78, opened the hearing on HB 565, Contracted government services accountability.

02:15:23

[EXHIBIT](#)(buh39a12)

Proponents' Testimony:

02:22:12 Terry Minow, MEA-MFT

Opponents' Testimony:

02:23:23 John Horn, Department Military Affairs

02:25:31 Marvin Eicholtz, General Services Division, Dept
of Administration

[EXHIBIT](#)(buh39a13)

02:28:18 Jim Kembal, ALA-Montana

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

02:28:51

HEARING ON HB 559

Opening Statement by Sponsor:

REP. BOB LAKE (R), HD 88, opened the hearing on HB 559, Letter of credit as security for public contracts.

02:31:47

[EXHIBIT](#)(buh39a14)

Proponents' Testimony:

02:34:15 Keith Colbo, MIB

02:35:41 Jim Kembel, ALA-Montana

02:36:09 Steve Turkiewicz, MT. Bankers Association

Opponents' Testimony: None

Informational Testimony:

02:36:45 Russ Katherman, Dept. Administration

Questions from Committee Members and Responses:

02:37:21

Closing by Sponsor:

02:38:26

EXECUTIVE ACTION ON HB 468

Motion: REP. KEANE moved that HB 468 DO PASS.

02:40:25

[EXHIBIT](#)(buh39a15)

Motion: REP. KEANE moved that HB 468 BE AMENDED.

Vote: Motion carried unanimously by voice vote.

Motion: REP. GALLIK moved that HB 468 DO PASS AS AMENDED.

Discussion:

02:48:36

Vote: Motion failed 8-10 by roll call vote with REPS. BERGREN, DOWELL, FUREY, GALLIK, GALVIN-HALCRO, JOPEK, VILLA, and WINDY BOY voting aye.

Motion/Vote: REP. GALVIN-HALCRO moved that HB 468 BE TABLED AND THE VOTE REVERSED. Motion carried 10-8 by voice vote with REPS. BERGREN, DOWELL, FUREY, GALLIK, GALVIN-HALCRO, JOPEK, VILLA, and WINDY BOY voting no.

EXECUTIVE ACTION ON HB 563

Motion: REP. DOWELL moved that HB 563 DO PASS.

Discussion:

02:50:27

[EXHIBIT](#)(buh39a16)

Motion/Vote: REP. DOWELL moved that HB 563 BE AMENDED. Motion carried unanimously by voice vote.

Motion: REP. DOWELL moved that HB 563 DO PASS AS AMENDED.

Discussion:

02:53:11

Vote: Motion carried 11-7 by roll call vote with REPS. ARNTZEN, HEINERT, JONES, KLOCK, MCKENNEY, MILBURN, and STAHL voting no.

EXECUTIVE ACTION ON HB 559

Motion: REP. MENDENHALL moved that HB 559 DO PASS.

Motion/Vote: REP. MENDENHALL moved that HB 559 BE AMENDED.

Motion carried unanimously by voice vote.

[EXHIBIT](#) (buh39a17)

Motion: REP. MENDENHALL moved that HB 559 DO PASS AS AMENDED.

Discussion:

03:00:51

Vote: Motion carried 14-4 by voice vote with REPS. JOPEK, KEANE, VILLA, and WINDY BOY voting no.

EXECUTIVE ACTION ON HJ 19

Motion: REP. JOPEK moved that HJ 19 DO PASS.

Discussion:

03:06:33

Vote: Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 527

Motion: REP. MENDENHALL moved that HB 527 DO PASS.

Discussion:

03:13:50

Motion: REP. KEANE moved that HB 527 BE AMENDED.

Discussion:

03:14:19

[EXHIBIT](#)(buh39a18)

Vote: Motion carried unanimously by voice vote.

Motion: REP. MENDENHALL moved that HB 527 DO PASS AS AMENDED.

Discussion:

03:15:01

Vote: Motion failed 9-9 by roll call vote with REP. ARNTZEN, REP. HEINERT, REP. JONES, REP. KLOCK, REP. MCKENNEY, REP. MENDENHALL, REP. MILBURN, REP. ROBERTS, and REP. STAHL voting aye.

EXECUTIVE ACTION ON HB 557

Motion: REP. MENDENHALL moved that HB 557 DO PASS.

Discussion:

03:22:48

Vote: Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 517

Motion: REP. GALVIN-HALCRO moved that HB 517 DO PASS.

Discussion:

03:28:31

[EXHIBIT](#)(buh39a19)

Motion: REP. GALVIN-HALCRO moved that HB 517 BE AMENDED.

Discussion:

03:29:04

Vote: Motion carried unanimously by voice vote.

Motion: REP. GALVIN-HALCRO moved that HB 517 DO PASS AS AMENDED.

Discussion:

03:35:13

Vote: Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 588

Motion: REP. JOPEK moved that HB 588 DO PASS.

Discussion:

03:36:55

Vote: Motion failed 9-9 by roll call vote with REP. BERGREN, REP. DOWELL, REP. FUREY, REP. GALLIK, REP. GALVIN-HALCRO, REP. JOPEK, REP. KEANE, REP. VILLA, and REP. WINDY BOY voting aye.

EXECUTIVE ACTION ON HB 677

Motion: REP. GALVIN-HALCRO moved that HB 677 DO PASS.

Motion: REP. GALVIN-HALCRO moved that HB 677 DO PASS AS AMENDED.

Discussion:

03:46:15

[EXHIBIT](#) (buh39a20)

Vote: Motion carried unanimously by voice vote.

Motion: REP. GALVIN-HALCRO moved that HB 677 DO PASS AS AMENDED.

Discussion:

03:47:43

Vote: Motion failed 8-10 by roll call vote with REP. BERGREN, REP. DOWELL, REP. FUREY, REP. GALLIK, REP. JOPEK, REP. KEANE, REP. MENDENHALL, and REP. VILLA voting aye.

Motion/Vote: REP. VILLA moved that HB 677 BE TABLED AND THE VOTE REVERSED. Motion carried 10-8 by voice vote with REP. BERGREN, REP. DOWELL, REP. FUREY, REP. GALLIK, REP. JOPEK, REP. KEANE, REP. MENDENHALL, and REP. VILLA voting no.

EXECUTIVE ACTION ON HB 567

Motion: REP. VILLA moved that HB 567 DO PASS.

Discussion:

03:51:15

[EXHIBIT](#) (buh39a21)

Motion: REP. VILLA moved that HB 567 BE AMENDED.

Discussion:

03:52:19

Vote: Motion carried unanimously by voice vote.

Motion: REP. MENDENHALL moved that HB 567 BE AMENDED.

Discussion:

03:53:04

[EXHIBIT](#) (buh39a22)

Vote: Motion failed 6-12 by roll call vote with REP. BERGREN, REP. HEINERT, REP. JONES, REP. MCKENNEY, REP. MENDENHALL, and REP. MILBURN voting aye.

Motion/Vote: REP. VILLA moved that HB 567 DO PASS AS AMENDED.

Motion carried 13-5 by voice vote with REP. ARNTZEN, REP. HEINERT, REP. MCKENNEY, REP. MENDENHALL, and REP. MILBURN voting no.

ADJOURNMENT

Adjournment: 12:20 P.M.

REP. JIM KEANE, Chairman

KYANNE KELLY, Secretary

JK/kk

Additional Exhibits:

EXHIBIT ([buh39aad0.PDF](#))