

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By **CHAIRMAN JIM KEANE**, on March 30, 2005 at 8:00 A.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Jim Keane, Chairman (D)
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. Jonathan Windy Boy (D)

Members Excused:

Rep. Dan Villa (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: SB 183, 3/16/2005; SB 289,
3/16/2005; SB 349, 3/16/2005; SB
368, 3/16/2005

Executive Action: SB 368, SB 349, SB 289, SB 183, SB
443, SB 434, HB 461, SB 217

HEARING ON SB 368

Opening Statement by Sponsor:

SEN. VICKI COCCHIARELLA (D), SD 47, opened the hearing on **SB 368**,
Revise subsequent injury fund criteria.
00:02:13

Proponents' Testimony:

00:07:57 Jerry Driscoll, AFL-CIO
00:09:21 Nancy Butler, State Fund
00:09:42 Shawn Bubb, Public School System
00:10:08 Bob Worthington, Cities and Towns Self Insurance
00:10:34 Jason Todhunter, Montana Logging Association
00:10:53 Larry Kibbee, Property and Casualty Association

Opponents' Testimony: None

Informational Testimony:

00:11:29 Jerry Keck, Department of Labor and Industry

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:11:54

HEARING ON SB 349

Opening Statement by Sponsor:

SEN. VICKI COCCHIARELLA (D), SD 47, opened the hearing on **SB 349**,
Require insurer not designate rental company and direct pay for
rental cars.
00:12:23

Proponents' Testimony:

00:13:53 Jay Robson, Dollar Rent-A-Car
[EXHIBIT \(buh67a01\)](#)
00:16:57 Joe Taylor, Dollar Rent-A-Car
00:17:54 Robert Ward, Enterprise Rent-A-Car

00:18:36 Candace Payne, Car Rental Association
00:19:21 Dwight Easton, Farmers Insurance Group
00:19:42 Larry Kibbee, Property and Casualty Insurance

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:20:28

HEARING ON SB 183

Opening Statement by Sponsor:

SEN. RICK LAIBLE (R), SD 44, opened the hearing on **SB 183**, Revise requirements for real estate agents acting as property managers.
00:24:25

Proponents' Testimony:

00:26:12 Merilynn Foss, Association of Realtors

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:33:07

HEARING ON SB 289

Opening Statement by Sponsor:

SEN. RICK LAIBLE (R), SD 44, opened the hearing on **SB 289**, Exemption from city license fees or tax for certain occupations.
00:33:26

Proponents' Testimony:

00:36:14 Glenn Oppel, Montana Association of Realtors

EXHIBIT (buh67a02)

00:42:53 Alec Hansen, League of Cities and Towns

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:45:38

Closing by Sponsor:

00:47:31

EXECUTIVE ACTION ON SB 368

Motion/Vote: REP. GALVIN-HALCRO moved that SB 368 BE CONCURRED IN. Motion carried unanimously by voice vote. REP. VILLA voted by proxy. REP. GALVIN-HALCRO to carry.

EXECUTIVE ACTION ON SB 349

Motion: REP. GALVIN-HALCRO moved that SB 349 BE CONCURRED IN.

Discussion:

01:25:47

Vote: Motion carried unanimously by voice vote. REP. VILLA voted by proxy. REP. GALVIN-HALCRO to carry.

EXECUTIVE ACTION ON SB 289

Motion/Vote: REP. GALVIN-HALCRO moved that SB 289 BE CONCURRED IN. Motion carried unanimously by voice vote. REP. VILLA voted by proxy. REP. ARNTZEN to carry.

Motion: REP. GALVIN-HALCRO moved that SB 183 BE CONCURRED IN.

Motion: REP. GALVIN-HALCRO moved that SB 183 BE AMENDED.

Discussion:

01:28:09

[EXHIBIT](#)(buh67a022)

Vote: Motion carried unanimously by voice vote. REP. VILLA voted by proxy.

EXECUTIVE ACTION ON SB 183

Motion/Vote: REP. GALVIN-HALCRO moved that SB 183 BE CONCURRED IN AS AMENDED. Motion carried unanimously by voice vote. REP. VILLA voted by proxy. REP. STOKER to carry.

[EXHIBIT](#) (buh67a03)

EXECUTIVE ACTION ON SB 443

Motion: REP. FUREY moved that SB 443 BE CONCURRED IN.

Motion: REP. FUREY moved that SB 443 BE AMENDED.

Discussion:

01:30:58

[EXHIBIT](#) (buh67a04)

Vote: Motion carried unanimously by roll call vote. REP. VILLA voted by proxy.

Motion: REP. FUREY moved that SB 443 BE CONCURRED IN AS AMENDED.

Discussion:

01:43:06

Vote: Motion carried 17-1 by voice vote with REP. GALLIK voting no. REP. VILLA voted by proxy. REP. FUREY to carry.

EXECUTIVE ACTION ON SB 434

Motion: REP. GALVIN-HALCRO moved that SB 434 BE CONCURRED IN.

Motion: REP. GALVIN-HALCRO moved that SB 434 BE AMENDED.

Discussion:

01:44:57

[EXHIBIT](#) (buh67a05)

Vote: Motion carried unanimously by voice vote. REP. VILLA voted by proxy.

Motion/Vote: REP. GALVIN-HALCRO moved that SB 434 BE CONCURRED IN AS AMENDED. Motion carried unanimously by voice vote. REP. VILLA voted by proxy. REP. MILBURN to carry.

EXECUTIVE ACTION ON HB 461

Motion: REP. ARNTZEN moved that HB 461 DO PASS.

Motion: REP. ARNTZEN moved that HB 461 BE AMENDED.

Discussion:

01:50:23

[EXHIBIT](#) (buh67a06)

Vote: Motion carried unanimously by voice vote. REP. VILLA voted by proxy.

Motion: REP. ARNTZEN moved that HB 461 DO PASS AS AMENDED.

Discussion:

01:58:12

Vote: Motion carried 12-6 by voice vote with REP. FUREY, REP. GALLIK, REP. GALVIN-HALCRO, REP. JOPEK, REP. VILLA, and REP. WINDY BOY voting no. REP. VILLA voted by proxy.

EXECUTIVE ACTION ON SB 217

Motion: REP. BERGREN moved that SB 217 BE CONCURRED IN as amended.

Discussion:

02:04:04

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. REP. VILLA voted by proxy.

ADJOURNMENT

Adjournment: 10:10 A.M.

REP. JIM KEANE, Chairman

KYANNE KELLY, Secretary

JK/kk

Additional Exhibits:

EXHIBIT ([buh67aad0.PDF](#))