

## **MINUTES**

### **MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS**

**Call to Order:** By **CHAIRMAN VICKI COCCHIARELLA**, on February 11, 2005 at 9:00 A.M., in Room 422 Capitol.

#### **ROLL CALL**

**Members Present:**

Sen. Vicki Cocchiarella, Chairman (D)  
Sen. Joe Balyeat (R)  
Sen. Duane Grimes (R)  
Sen. Dave Lewis (R)  
Sen. Glenn Roush (D)  
Sen. Frank Smith (D)  
Sen. Carolyn Squires (D)  
Sen. Donald J. Steinbeisser (R)  
Sen. Bill Tash (R)  
Sen. Joseph (Joe) Tropila (D)

**Members Excused:** Sen. Jon Tester (D)

**Members Absent:** None.

**Staff Present:** Annie Glover, Committee Secretary  
Pat Murdo, Legislative Branch

**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 360, 2/8/2005; SB 354, 2/8/2005;  
SB 368, 2/8/2005; SB 369, 2/8/2005  
Executive Action: SB 379, SB 360, SB 369, SB 368

00:00:00

**HEARING ON SB 360**

**Opening Statement by Sponsor:**

SEN. DAN HARRINGTON (D), SD 38, opened the hearing on SB 360, Authorize advanced deposit account wagering by internet or phone.

**Proponents' Testimony:** None.

**Opponents' Testimony:** None.

**Informational Testimony:** None.

**Questions from Committee Members and Responses:** None.

00:00:32

**Closing by Sponsor:**

00:00:37

**HEARING ON SB 354**

**Opening Statement by Sponsor:**

SEN. STEVEN GALLUS (D), SD 37, opened the hearing on SB 354, Ban credit scoring in property and auto insurance.

[EXHIBIT \(bus34a01\)](#)

[EXHIBIT \(bus34a02\)](#)

**Proponents' Testimony:** None.

**Opponents' Testimony:**

00:06:47

Mr. Greg Van Horssen, State Farm Insurance Company, American Insurance Association

00:08:12

Mr. Frank Cote, Farmer's Union Mutual Insurance Company

00:08:30

Mr. Roger McGlenn, Executive Director, Independent Insurance Agents

00:09:50

Mr Larry Kibbee, Property Casualty Insurers Association of America

00:10:53

Mr. Brian Coleman, Farmer's Insurance Agent

00:12:20

Mr. Jon Metropoulos, Farmer's Insurance Group

00:13:01

Ms. Mary Allen, Montana Association of Insurance and Financial Advisors

**Informational Testimony:**

00:13:45           **Ms. Alicia Pichette, State Auditor's Office**

00:14:02

**Questions from Committee Members and Responses:**

00:28:26

**Closing by Sponsor:**

00:36:17

**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.

**[EXHIBIT](#)**(bus34a03)

**Proponents' Testimony:**

00:41:44           **Ms. Nancy Butler, Montana State Fund**

00:42:03           **Ms. Jacqueline Lenmark, American Insurance Association**

00:43:10           **Mr. Bob Worthington, Montana Municipal Insurance Authority**

00:43:58           **Mr. Larry Jones, Liberty Northwest**

00:44:09           **Mr. Jason Todhunter, Montana Logging Association**

00:44:29           **Mr. Dwight Easton, Farmer's Insurance**

**Opponents' Testimony:** None.

**Informational Testimony:**

00:44:47           **Mr. Jerry Keck, Department of Labor and Industry**

**[EXHIBIT](#)**(bus34a04)

00:47:46

**Questions from Committee Members and Responses:**

00:51:41

**Closing by Sponsor:**

00:53:06

HEARING ON SB 369

Opening Statement by Sponsor:

SEN. VICKI COCCHIARELLA (D), SD 47, opened the hearing on SB 369, Limited use license plate for dealer driving to repair shop.

Proponents' Testimony: None.

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

00:54:42

Closing by Sponsor:

00:55:18

EXECUTIVE ACTION ON SB 379

Motion/Vote: SEN. SQUIRES moved that SB 379 BE TABLED. Motion carried unanimously by voice vote. SEN. TESTER vote aye by proxy.

[EXHIBIT](#)(bus34a05)

00:56:34

EXECUTIVE ACTION ON SB 360

Motion/Vote: SEN. SQUIRES moved that SB 360 BE TABLED. Motion carried unanimously by voice vote. SEN. TESTER voted aye by proxy.

00:57:30

EXECUTIVE ACTION ON SB 369

Motion: SEN. TROPILA moved that SB 369 DO PASS.

Discussion:

Vote: Motion carried unanimously by voice vote. SEN. TESTER voted aye by proxy.

01:01:05

EXECUTIVE ACTION ON SB 368

Motion/Vote: SEN. GRIMES moved that SB 368 DO PASS. Motion carried unanimously by voice vote. SEN. TESTER voted aye by proxy.

**ADJOURNMENT**

Adjournment: 12:00 P.M.

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SEN. VICKI COCCHIARELLA, Chairman

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ANNIE GLOVER, Secretary

VC/ag

Additional Exhibits:

**EXHIBIT ([bus34aad0.PDF](#))**