

## **MINUTES**

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

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

**Call to Order:** By **CHAIRMAN VICKI COCCHIARELLA**, on March 10, 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: HB 207, 3/10/2005; HB 567,  
3/10/2005  
Executive Action: HB 182, HB 207, HB 156

00:00:00

**HEARING ON HB 207**

**Opening Statement by Sponsor:**

REP. JOE MCKENNEY (R), HD 18, opened the hearing on HB 207, Revise definition of security for estate purposes.

**Proponents' Testimony:**

00:02:28 Mr. Neil Severinson, Trust Officer, Wells Fargo Bank, Montana Bankers Association

00:04:36 Mr. Keith Colbo, Montana Independent Bankers

**Opponents' Testimony:** None.

**Informational Testimony:** None..

00:05:08

**Questions from Committee Members and Responses:**

00:08:09

**Closing by Sponsor:**

SEN. STEINBEISSER will carry HB 207 on the Senate Floor.

00:09:22

**HEARING ON HB 567**

**Opening Statement by Sponsor:**

REP. JEANNE WINDHAM (D), HD 12, opened the hearing on HB 567, Allow unemployment benefit for quitting due to sexual offense or stalking.

**EXHIBIT**(bus53a01)

**Proponents' Testimony:**

00:12:23 Tootie Welker, Director, Sanders County domestic violence/sexual program

**EXHIBIT**(bus53a02)

**EXHIBIT**(bus53a03)

00:16:20 Ms. Kayla Bauman, Student, Reading a Victim's Letter

**EXHIBIT**(bus53a04)

00:18:43           **Ms. Terry Kendrick, Montana Coalition Against  
Domestic and Sexual Violence, YWCA of Missoula**

**Opponents' Testimony:**

**Informational Testimony:**

00:19:18           **Mr. Roy Mulvaney, Unemployment Insurance  
Administrator, Department of Labor and Industry**

00:19:50

**Questions from Committee Members and Responses:**

**Ms. Shirley Rush, Bureau Chief, Claims Processing Bureau,  
Department of Labor and Industry**

00:55:17

**Closing by Sponsor:**

00:58:34

**EXECUTIVE ACTION ON HB 182**

**Motion:   SEN. BALYEAT moved that HB 182 BE CONCURRED IN.**

**Motion:   SEN. COCCHIARELLA moved that HB 182 BE AMENDED WITH  
HB018203.APM.**

**Discussion:**

**EXHIBIT**(bus53a05)

**EXHIBIT**(bus53a06)

**REP. EVE FRANKLIN, HD 24, GREAT FALLS**

**Ms. Lisa Addington, Bureau Chief, Healthcare Licensing,  
Department of Labor and Industry**

**Mr. Mark Cadwallader, Staff Attorney, Department of Labor and  
Industry**

**Vote:   Motion carried 6-4 by roll call vote with SEN. GRIMES,  
SEN. SMITH, SEN. STEINBEISSER, and SEN. TASH voting no.**

**Motion:   SEN. TROPILA moved that HB 182 BE AMENDED WITH  
HB018201.APM.**

**Discussion:**

EXHIBIT(bus53a07)

Mr. Jim Brown, Administrator, Business Standards Division,  
Department of Labor and Industry  
Ms. Marti Wangen, Montana Dental Hygienists Association

SEN. TROPILA withdrew his motion.

Motion: SEN. TROPILA moved that HB 182 BE AMENDED WITH  
HB018201.APM.

Vote: Motion carried unanimously by voice vote.

Motion: SEN. BALYEAT moved that HB 182 BE AMENDED WITH  
HB018204.APM.

Discussion:

EXHIBIT(bus53a08)

Substitute Motion/Vote: SEN. BALYEAT made a substitute motion  
that HB 182 BE AMENDED. Substitute motion carried unanimously by  
voice vote.

Motion/Vote: SEN. BALYEAT moved that HB 182 BE CONCURRED IN AS  
AMENDED. Motion carried unanimously by voice vote.

01:57:17

EXECUTIVE ACTION ON HB 207

Motion: SEN. TROPILA moved that HB 207 BE CONCURRED IN. Motion  
carried unanimously by voice vote.

01:58:51

EXECUTIVE ACTION ON HB 156

Motion: SEN. GRIMES moved that HB 156 BE CONCURRED IN.

Discussion:

Ms. Alicia Pichette, State Auditor's Office  
Ms. Jennifer Massman, Staff Attorney, State Auditor's Office

SEN. GRIMES withdrew his motion.

**ADJOURNMENT**

Adjournment: 11:26 A.M.

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SEN. VICKI COCCHIARELLA, Chairman

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ANNIE GLOVER, Secretary

VC/ag

Additional Exhibits:

**EXHIBIT ([bus53aad0.PDF](#))**