

MINUTES

MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: By **CHAIRMAN VICKI COCCHIARELLA**, on March 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: HB 348, 3/8/2005; HB 557, 3/8/2005;
HB 537, 3/8/2005
Executive Action: HB 537, HB 557, HB 156

00:00:00

HEARING ON HB 348

Opening Statement by Sponsor:

REP. ROSALIE (ROSIE) BUZZAS (D), HD 93, opened the hearing on HB 348, Revise youth access to alcohol and provide for keg registration.

EXHIBIT(bus54a01)

EXHIBIT(bus54a02)

Proponents' Testimony:

00:11:28 Mr. Jim Kimbel, Montana Association of Chiefs of Police

00:11:45 Ms. Jenny Haubenreiser, Director, Health Promotions, Montana State University, also on behalf of the City of Bozeman

EXHIBIT(bus54a03)

00:14:43 Ms. Brenda Nordlund, Attorney General's Office

00:15:44 Mr. Bill Muhs, Public Policy Liaison, Gallatin County Mothers Against Drunk Driving, Drunk driving victim

00:20:43 Mr. Jim Kropp, Law Enforcement Chief, Fish, Wildlife and Parks

00:22:44 Mr. Alec Hansen, League of Cities and Towns

00:24:08 Ms. Chris Minard, Parent

00:25:01 Ms. Elaine Taylor, Miller Brewing Company

00:25:30 Mr. Don Hargrove, Montana Addiction Services Providers

00:25:57 Ms. Nanette Smith, Montana Sheriffs and Peace Officers Association, Montana County Attorneys Association

Opponents' Testimony: None.

Informational Testimony:

00:27:05 Mr. Neil Peterson, Department of Revenue

Questions from Committee Members and Responses:

01:00:25

Closing by Sponsor:

SEN. GRIMES will carry HB 348 on the Senate Floor.

01:02:35

HEARING ON HB 557

Opening Statement by Sponsor:

REP. EDWARD BUTCHER (R), HD 29, opened the hearing on **HB 557**, Restrict insurance required by lender.

Proponents' Testimony:

01:05:17 **Mr. Dwight Easton, Farmers Insurance**

[EXHIBIT](#)(bus54a04)

[EXHIBIT](#)(bus54a05)

01:07:57 **Mr. Brian Coleman, Insurance Agent**

01:10:34 **Mr. Roger McGlenn, Independent Insurance Agents of Montana**

Opponents' Testimony: None.

Informational Testimony:

01:13:20 **Ms. Annie Goodwin, Commissioner of Banking and Financial Institutions**

01:13:51

Questions from Committee Members and Responses:

01:37:20

Closing by Sponsor:

SEN. STEINBEISSER will carry HB 557 on the Senate Floor.

01:39:25

HEARING ON HB 537

Opening Statement by Sponsor:

REP. DAVID WANZENRIED (D), HD 97, opened the hearing on **HB 537**, Prohibit adverse use of inquiries regarding insurance coverage.

[EXHIBIT](#)(bus54a06)

Proponents' Testimony:

01:42:40 **Mr. Patrick Driscoll, Chief Legal Counsel, State
Auditor's Office**

EXHIBIT(bus54a07)

EXHIBIT(bus54a08)

01:45:30 **Ms. Jacqueline Lenmark, American Insurance
Association**

01:46:44 **Mr. Dwight Easton, Farmers Insurance**

01:47:11 **Mr. Larry Kibbee, Property Casualty Insurance
Association of America**

01:47:36 **Mr. Glenn Oppel, Montana Association of Realtors**

Opponents' Testimony: None.

Informational Testimony: None.

01:48:26

Questions from Committee Members and Responses:

01:48:38

Closing by Sponsor:

SEN. BALLYEAT will carry HB 537 on the Senate Floor.

01:49:32

EXECUTIVE ACTION ON HB 537

Motion: SEN. SQUIRES moved that HB 537 BE CONCURRED IN.

Motion/Vote: SEN. SQUIRES moved that HB 537 BE AMENDED WITH
HB053701.APM. Motion carried unanimously by voice vote.

Motion/Vote: SEN. SQUIRES moved that HB 537 BE CONCURRED IN AS
AMENDED. Motion carried unanimously by voice vote.

01:50:54

EXECUTIVE ACTION ON HB 557

Motion/Vote: SEN. STEINBEISSER moved that HB 557 BE CONCURRED
IN. Motion carried unanimously by voice vote.

01:51:21

EXECUTIVE ACTION ON HB 348

Motion: SEN. GRIMES moved that HB 348 BE CONCURRED IN.

Discussion:

Action was delayed until a later date.

01:58:28

EXECUTIVE ACTION ON HB 156

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

Motion: SEN. SQUIRES moved that HB 156 BE AMENDED WITH HB015601.APM. Motion carried unanimously by voice vote.

Motion: SEN. SQUIRES moved that HB 156 BE CONCURRED IN AS AMENDED.

Discussion:

Mr. Frank Cote, America's Health Insurance Plans
Ms. Alicia Pichette, State Auditor's Office
Mr. Bob Olsen, Montana Hospital Association

Motion: SEN. BALLYEAT moved that HB 156 BE AMENDED CONCEPTUALLY.

Discussion:

SEN. BALLYEAT withdrew his motion.

Vote: Motion passed 6-5 by roll call vote with SEN. BALLYEAT, SEN. GRIMES, SEN. LEWIS, SEN. STEINBEISSER, and SEN. TASH voting no. SEN. TESTER voted aye by proxy.

ADJOURNMENT

Adjournment: 11:00 A.M.

SEN. VICKI COCCHIARELLA, Chairman

ANNIE GLOVER, Secretary

VC/ag

Additional Exhibits:

EXHIBIT ([bus54aad0.PDF](#))