

MINUTES

MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: By **CHAIRMAN VICKI COCCHIARELLA**, on March 16, 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 653, 3/11/2005; HB 647,
3/11/2005; HB 517, 3/11/2005; HB
427, 3/11/2005; HJ 16, 3/11/2005
Executive Action: HB 427, HJ 16, HB 223, HB 306, HB
567, HB 348

00:00:00

HEARING ON HB 653

Opening Statement by Sponsor:

REP. ARLENE BECKER (D), HD 52, opened the hearing on **HB 653**,
Limit certain claims for Montana guaranty fund.

Proponents' Testimony:

00:03:11 **Mr. Larry Kibbee, Property Casualty Insurance
Association of America**

00:05:54 **Mr. Dwight Easton, Farmer's Insurance Group, also
on behalf of Jacqueline Lenmark, American
Insurance Association**

Opponents' Testimony: None.

Informational Testimony: None.

00:07:28

Questions from Committee Members and Responses:

00:14:28

Closing by Sponsor:

00:15:15

HEARING ON HB 647

Opening Statement by Sponsor:

REP. SCOTT MENDENHALL (R), HD 77, opened the hearing on **HB 647**,
Revise state contracting laws regarding custodial/janitorial
services.

Proponents' Testimony: None.

Opponents' Testimony: None.

Informational Testimony:

00:18:19 **Mr. John Andrew, Department of Labor and Industry**

00:18:40

Questions from Committee Members and Responses:

00:27:43

Closing by Sponsor:

SEN. GRIMES will carry **HB 647** on the Senate Floor.

00:28:01

HEARING ON HB 517

Opening Statement by Sponsor:

REP. BRADY WISEMAN (D), **HD 65**, opened the hearing on **HB 517**,
Provide for issuance of a Montana distillery license.

EXHIBIT(bus58a01)

Proponents' Testimony:

00:36:39 **Mr. Mike Uda, Attorney**

EXHIBIT(bus58a02)

00:44:33 **Mr. George Ochenski, Montana Microdistillers
Association**

EXHIBIT(bus58a03)

00:49:18 **Mr. Sam Hoffman, Owner, Red Ales Brewing Company**

Opponents' Testimony: None.

Informational Testimony:

00:51:38 **Ms. Shauna Helfert, Department of Revenue**

00:53:51

Questions from Committee Members and Responses:

01:18:43

Closing by Sponsor:

01:20:16

HEARING ON HB 427

Opening Statement by Sponsor:

REP. WANDA GRINDE (D), **HD 48**, opened the hearing on **HB 427**,
Revise contributions to law enforcement group insurance.

Proponents' Testimony:

01:21:39 **Mr. Bill Dove, Montana Police Protective
Association**

01:22:19 **Mr. Jim Kembel, Montana Association of Chiefs of
Police**

Opponents' Testimony: None.

Informational Testimony: None.

01:22:46

Questions from Committee Members and Responses:

01:24:51

Closing by Sponsor:

01:26:42

EXECUTIVE ACTION ON HB 427

Motion/Vote: SEN. GRIMES moved that HB 427 BE CONCURRED IN.
Motion carried unanimously by voice vote.

01:27:30

HEARING ON HJ 16

Opening Statement by Sponsor:

REP. GEORGE GROESBECK (D), HD 74, opened the hearing on **HJ 16,**
Urge support for hypersonic wind tunnel in Butte.

Proponents' Testimony:

01:30:53 **Mr. Frank Cote, MSE Technology Applications
Incorporated**

01:34:22 **Mr. David Gibson, Governor's Office**

01:36:29 **Mr. Keith Allen, International Brotherhood of
Electrical Workers**

01:36:51 **Mr. Dwight Easton, Taxpayer**

01:37:25 **Mr. Dan Flynn, International Brotherhood of
Electrical Workers Local 44**

Opponents' Testimony: None.

Informational Testimony: None.

01:38:48

Questions from Committee Members and Responses:

01:41:16

Closing by Sponsor:

SEN. MANGAN will carry HJ 16 on the Senate Floor.

01:42:20

EXECUTIVE ACTION ON HJ 16

Motion/Vote: SEN. TASH moved that HJ 16 BE CONCURRED IN. Motion carried unanimously by voice vote.

01:43:25

EXECUTIVE ACTION ON HB 223

Motion: SEN. LEWIS moved that HB 223 BE CONCURRED IN.

Discussion:

Vote: Motion carried 6-4 by roll vote with SEN. BALLYEAT, SEN. GRIMES, SEN. STEINBEISSER, and SEN. TROPILA voting no.

01:50:58

EXECUTIVE ACTION ON HB 306

Motion/Vote: SEN. ROUSH moved that HB 306 BE CONCURRED IN. Motion carried unanimously by voice vote.

01:52:24

EXECUTIVE ACTION ON HB 567

Motion: SEN. SMITH moved that HB 567 BE CONCURRED IN.

Motion: SEN. GRIMES moved that HB 567 BE AMENDED WITH HB056701.APM.

Discussion:

EXHIBIT(bus58a04)

SEN. GRIMES withdrew his motion.

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

02:13:33

EXECUTIVE ACTION ON HB 348

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

Motion: SEN. COCCHIARELLA moved that HB 348 BE AMENDED WITH HB034802.APM.

Discussion:

[EXHIBIT](#)(bus58a05)

[EXHIBIT](#)(bus58a06)

Vote: Motion carried unanimously by voice vote.

Motion: SEN. TASH moved that HB 348 BE CONCURRED IN AS AMENDED.

Discussion:

Ms. Kristi Blazer, Montana Beer and Wine Wholesalers Association

Substitute Motion/Vote: SEN. ROUSH made a substitute motion that HB 348 BE TABLED. Substitute motion carried 6-4 by voice vote with SEN. GRIMES, SEN. LEWIS, SEN. STEINBEISSER, and SEN. TASH voting no. SEN. TROPILA voted aye by proxy. SEN. GRIMES AND SEN. STEINBEISSER voted no by proxy.

ADJOURNMENT

Adjournment: 11:00 A.M.

SEN. VICKI COCCHIARELLA, Chairman

ANNIE GLOVER, Secretary

VC/ag

Additional Exhibits:

EXHIBIT ([bus58aad0.PDF](#))