

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
59th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By **CHAIRMAN JIM KEANE**, on March 9, 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. 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. Dan Villa (D)

Members Excused:

Rep. Dave Gallik (D)
Rep. Jonathan Windy Boy (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 165, 3/4/2005; SB 278, 3/4/2005;
HB 679, 3/4/2005; HB 654, 3/4/2005
Executive Action: SB 165, SB 278, SB 84, SB 134

HEARING ON SB 165

Opening Statement by Sponsor:

SEN. JEFF MANGAN (D), SD 12, opened the hearing on **SB 165**, Revise deferred deposit law as to rescission and arbitration.
00:02:34

Proponents' Testimony:

00:04:57 Bernie Harrington, Financial Service Center
00:07:07 Riley Johnson, Community Financial Association
[EXHIBIT \(buh52a01\)](#)
00:08:44 Mark Staples, Unity Loans of America

Opponents' Testimony: None

Informational Testimony:

00:09:21 Mark Prichard, Division of Banking

Questions from Committee Members and Responses:

00:09:43

Closing by Sponsor:

00:11:16

HEARING ON SB 278

Opening Statement by Sponsor:

SEN. JERRY BLACK (R), SD 14, opened the hearing on **SB 278**, CPA practice across jurisdiction equivalency.
00:12:46

[EXHIBIT \(buh52a02\)](#)

Proponents' Testimony:

00:17:32 Jane Egan, Montana Society of Certified Public Accountants
[EXHIBIT \(buh52a03\)](#)
00:23:26 Holly Franz, Montana Society of Certified Public Accountants
[EXHIBIT \(buh52a04\)](#)

00:30:13 **SEN. JOE BALLYEAT, SD 34, BOZEMAN**

EXHIBIT (buh52a05)

00:48:36 Michael Johns, Board of Public Accountants

00:50:14 Kathy Van Dyke, Board of Public Accountants

Opponents' Testimony: None

Informational Testimony:

00:56:22 Jim Brown, Department of Labor and Industry

Questions from Committee Members and Responses:

00:56:56

Closing by Sponsor:

01:03:31

HEARING ON HB 679

Opening Statement by Sponsor:

REP. JILL COHENOUR (D), HD 78, opened the hearing on **HB 679**, Accountability for business subsidies from state and local governments.

01:05:48

Proponents' Testimony:

01:08:08 Darrell Holzer, AFL-CIO

01:10:54 Evan Barrett, Governor's Office of Economic
Development

01:14:39 Gordon Morris, Association of Counties

01:18:25 Don Judge, Teamsters Local 190

01:21:29 Gene Fenderson, Council of Laborers

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:23:36

Closing by Sponsor:

01:36:25

HEARING ON HB 654

Opening Statement by Sponsor:

REP. ROGER KOOPMAN (R), HD 70, opened the hearing on **HB 654**, Clarify use of medical losses in calculation of experience modification factor.

01:55:55

Proponents' Testimony:

02:05:32 Riley Johnson, National Federation of Independent Business

02:09:23 Jerry Keck, Department of Labor and Industry

Opponents' Testimony:

02:11:49 Dwight Easton, Farmers Insurance Company

Informational Testimony:

02:14:22 Nancy Butler, Montana State Fund

02:16:16 Mike Taylor, National Compensation Insurance

Questions from Committee Members and Responses:

02:18:16

Closing by Sponsor:

02:21:53

EXECUTIVE ACTION ON SB 165

Motion: REP. GALVIN-HALCRO moved that SB 165 BE CONCURRED IN.

Discussion:

02:26:55

Without objection REP. GALVIN-HALCRO withdrew her motion.

EXECUTIVE ACTION ON SB 278

Motion: REP. JONES moved that SB 278 BE CONCURRED IN.

Motion/Vote: REP. JONES moved that SB 278 BE AMENDED. Motion carried 16-3 by voice vote with REP. HEINERT, REP. MCKENNEY, and REP. MENDENHALL voting no. REPS. GALLIK AND WINDY BOY voted by proxy.

Motion/Vote: REP. JONES moved that SB 278 BE CONCURRED IN AS AMENDED. Motion carried 17-1 by voice vote with REP. HEINERT voting no. REPS. GALLIK AND WINDY BOY voted by proxy. REP. JONES to carry.

EXECUTIVE ACTION ON SB 84

Motion: REP. GALVIN-HALCRO moved that SB 84 BE CONCURRED IN.

Discussion:

02:35:19

Vote: Motion carried 17-1 by voice vote with REP. GALLIK voting no. REPS. GALLIK AND WINDY BOY voted by proxy. REP. GALVIN-HALCRO to carry.

EXECUTIVE ACTION ON SB 134

Motion/Vote: REP. GALVIN-HALCRO moved that SB 134 BE CONCURRED IN. Motion carried unanimously by voice vote. REPS. GALLIK AND WINDY BOY voted by proxy. REP. DOWELL to carry.

ADJOURNMENT

Adjournment: 10:43 A.M.

REP. JIM KEANE, Chairman

KYANNE KELLY, Secretary

JK/kk

Additional Exhibits:

EXHIBIT ([buh52aad0.PDF](#))