

MINUTES

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

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: By **CHAIRMAN VICKI COCCHIARELLA**, on February 8, 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: None.
Executive Action: SB 192, SB 299, SB 326, SB 278,
SB 338

00:00:00

EXECUTIVE ACTION ON SB 192

Discussion:

Mr. Neil Peterson, Department of Revenue

Motion: SEN. LEWIS moved that SB 192 DO PASS.

Discussion:

Motion/Vote: SEN. BALYEAT moved that SB 192 BE AMENDED. Motion carried 9-1 by voice vote with SEN. COCCHIARELLA voting no.

Motion/Vote: SEN. BALYEAT moved that SB 192 DO PASS AS AMENDED. Motion failed 7-4 by roll call vote with SEN. BALYEAT, SEN. LEWIS, SEN. STEINBEISSER, and SEN. TASH voting aye.

Motion: SEN. COCCHIARELLA moved that SB 192 BE TABLED AND THE VOTE REVERSED. Motion carried 7-4 by roll call vote with SEN. BALYEAT, SEN. LEWIS, SEN. STEINBEISSER, and SEN. TASH voting no. SEN. COCCHIARELLA proxied for SEN. TESTER.

00:34:34

EXECUTIVE ACTION ON SB 299

Motion: SEN. LEWIS moved that SB 299 DO PASS.

Motion: SEN. LEWIS moved that SB 299 BE AMENDED WITH SB029903.APM.

[EXHIBIT](#) (bus31a01)

Discussion:

Vote: Motion carried unanimously by voice vote.

Motion: SEN. LEWIS moved that SB 299 DO PASS AS AMENDED.

Discussion:

Ms. Terry Minow, MEA-MFT

Vote: Motion carried 10-1 by voice vote with SEN. BALYEAT voting no. SEN. COCCHIARELLA proxied for SEN. TESTER.

00:45:56

EXECUTIVE ACTION ON SB 326

Motion: SEN. GRIMES moved that SB 326 DO PASS.

Discussion:

Motion/Vote: SEN. SQUIRES moved that SB 326 BE AMENDED BY SB032601.ACB. Motion carried unanimously by voice vote.

EXHIBIT(bus31a02)

Motion: SEN. GRIMES moved that SB 326 BE AMENDED.

SEN. GRIMES withdrew his motion.

Discussion:

Motion: SEN. BALYEAT moved that SB 326 BE AMENDED WITH SB032603.APM. Motion carried unanimously by voice vote.

EXHIBIT(bus31a03)

Motion: SEN. SQUIRES moved that SB 326 BE AMENDED WITH SB032601.APM.

EXHIBIT(bus31a04)

Discussion:

Vote: Motion carried unanimously by voice vote.

Motion: SEN. GRIMES moved that SB 326 BE AMENDED.

Discussion:

Mr. Gary Willis, Northwestern Energy

Note: Executive action delayed until further amendments can be prepared.

01:12:54 Break
01:26:04 Resume

01:26:29

EXECUTIVE ACTION ON SB 278

Motion: SEN. GRIMES moved that SB 278 DO PASS.

Discussion:

Motion: SEN. BALYEAT moved that SB 278 BE AMENDED WITH SB027801.APM 4,6.

EXHIBIT(bus31a05)

Discussion:

Ms. Jane Egan, Executive Director, Montana Society of Certified Public Accountants

Vote: Motion failed 5-5 by roll call vote with SEN. BALYEAT, SEN. GRIMES, SEN. LEWIS, SEN. STEINBEISSER, and SEN. TASH voting aye.

Motion: SEN. BALYEAT moved that SB 278 BE AMENDED WITH SB027802.APM.

EXHIBIT(bus31a06)

Vote: Motion failed 7-3 by voice vote with SEN. BALYEAT, SEN. LEWIS, and SEN. STEINBEISSER voting aye.

Vote: Motion carried 8-3 by roll call vote with SEN. BALYEAT, SEN. STEINBEISSER, and SEN. TASH voting no. SEN. COCCHIARELLA proxied for SEN. TESTER.

02:01:56

EXECUTIVE ACTION ON SB 338

Motion: SEN. BALYEAT moved that SB 338 DO PASS.

Discussion:

Motion: SEN. BALYEAT moved that SB 338 BE AMENDED WITH SB033801.APM. Motion carried unanimously by voice vote.

EXHIBIT(bus31a07)

Motion: SEN. BALYEAT moved that SB 338 DO PASS AS AMENDED.

Discussion:

Motion: SEN. BALYEAT moved that SB 338 BE AMENDED.

Discussion:

Vote: Motion carried 9-1 by voice vote with SEN. SQUIRES voting no.

Motion: SEN. BALYEAT moved that SB 338 DO PASS AS AMENDED.

Discussion:

Vote: Motion failed 6-4 by roll call vote with SEN. BALYEAT, SEN. GRIMES, SEN. STEINBEISSER, and SEN. TASH voting aye.

Motion/Vote: SEN. COCCHIARELLA moved that SB 338 BE TABLED AND THE VOTE REVERSED. Motion carried 6-4 by voice vote with SEN. BALYEAT, SEN. GRIMES, SEN. STEINBEISSER, and SEN. TASH voting no.

ADJOURNMENT

Adjournment: 11:00 A.M.

SEN. VICKI COCCHIARELLA, Chairman

ANNIE GLOVER, Secretary

VC/ag

Additional Exhibits:

EXHIBIT ([bus31aad0.PDF](#))