

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By Chairman Scott Mendenhall, on February 6, 2007
at 8:00 A.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Scott Mendenhall, Chairman (R)
Rep. Jim Keane, Vice Chairman (D)
Rep. Mike Milburn, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. Shannon Augare (D)
Rep. Scott Boggio (R)
Rep. Ernie Dutton (R)
Rep. Kevin T. Furey (D)
Rep. Ralph Heinert (R)
Rep. Llew Jones (R)
Rep. Harry Klock (R)
Rep. Michele Reinhart (D)
Rep. Wayne Stahl (R)
Rep. Bill Thomas (D)
Rep. Kendall Van Dyk (D)
Rep. Jonathan Windy Boy (D)

Members Excused: None.

Members Absent: None.

Staff Present: Bart Campbell, Legislative Branch
Nancy Kraft, 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: HB 360, 1/22/2007; HB 412,
1/29/2007
Executive Action: HB 378; Committee Bill LC 2535

HEARING ON HB 360**Opening Statement by Sponsor:**

00:03:09 Rep. Bill McChesney (D), HD 40, opened the hearing on HB 360, Prohibit use of nonwood bats in competitive nat'l youth league baseball games.

[EXHIBIT \(buh26a01\)](#)

[EXHIBIT \(buh26a02\)](#)

Proponents' Testimony:

00:09:23 Bill Leach, Chairman, Prairie County Commission

[EXHIBIT \(buh26a03\)](#)

00:12:39 Todd Devlin, Prairie County Commissioner, Montana Association of Counties (MACO)

00:15:06 Gordon Morris, Lewis and Clark County Commissioners

00:16:10 Dr. Randy Rauh

00:23:36 Beda Lovitt, Montana Medical Association

00:24:28 Jim Regan

[EXHIBIT \(buh26a04\)](#)

00:32:40 Patrick Kelly

00:38:33 John Prinkki, President, Montana Association of Counties

00:39:58 Deb Patch

00:40:05 Matt Wilcox

[EXHIBIT \(buh26a05\)](#)

00:40:16 Jack Carlson

00:40:26 Jamie Carlson

[EXHIBIT \(buh26a06\)](#)

00:40:48 Spud Patch

00:41:03 Mary Jo Roberts

Opponents' Testimony:

00:41:37 Colonel Jim Jacobsen, Montana American Legion

00:42:58 Mervin Gunderson, Commander, Montana American Legion

00:43:57 Jeff Ballard, Chairman, Billings American Legion Baseball Program

00:47:08 Jim Quinlan, National Program Coordinator, American Legion Program

00:51:36 Steve Keener, President and Chief Executive Officer, Little League Baseball Association

00:57:46 Robert Faherty, Vice President and Commissioner, Babe Ruth Incorporated

00:59:12 George Manning, Louisville Slugger

[EXHIBIT \(buh26a07\)](#)

01:04:36 Paul Seiler, Executive Director & Chief Executive
Officer, USA Baseball

EXHIBIT (buh26a08)

01:13:11 Gary White
01:13:23 Bob Beals, American Legion
01:13:35 George Haegele, General Chairman, American Legion
01:13:49 Fred Frisch
01:14:01 Elmer Palmer, American Legion
01:14:12 Wade Herbert
01:14:25 Rodney George, Frenchtown Post, American Legion
01:14:37 Chris Brown, Montana State University Head Baseball
Coach
01:14:48 Luke Wheeler, Assistant Baseball Coach, Montana State
University-Billings
01:15:00 Renny Malach, Little League District Two
01:15:28 David McClain, Anaconda Vice-Commander, American Legion
01:15:44 Ed Sperry, American Legion
01:16:00 Mike Aho, American Legion
01:16:10 Roger Hagen, American Legion
01:16:31 Dubs Cummins, Post Commander, American Legion

Informational Testimony: None

Questions from Committee Members and Responses:

01:17:04 Rep. Furey
01:17:45 Mr. Manning
01:18:00 Rep. Dutton
01:18:35 Mr. Keener
01:20:29 Rep. Dutton
01:21:21 Mr. Quinlan
01:22:59 Rep. Heinert
01:23:33 Mr. Ballard
01:26:01 Rep. Furey
01:26:27 Mr. Manning
01:27:28 Rep. Furey
01:28:02 Mr. Quinlan
01:28:47 Rep. Furey
01:29:02 Mr. Kelly
01:29:32 Rep. Keane
01:31:58 Mr. Quinlan

Closing by Sponsor:

01:36:13 Rep. McChesney
01:42:23 Break

HEARING ON HB 412

Opening Statement by Sponsor:

02:05:42 Rep. Bob Ebinger (D), HD 62, opened the hearing on HB 412, Allow transfer of funds between public benefit corporations.

Hearing postponed to a later date at request of sponsor

02:09:35 Break

EXECUTIVE ACTION ON HB 378

02:12:50 **Motion:** Rep. Windy Boy moved that HB 378 **DO PASS.**

02:14:25 **Motion:** Rep. Keane moved that HB 378 **BE AMENDED.**

EXHIBIT (buh26a09)

Discussion:

02:16:23 Rep. Reinhart
02:16:33 Rep. Furey
02:17:39 Rep. Boggio
02:18:04 Rep. Keane
02:19:41 Rep. Windy Boy
02:20:37 Rep. Jones
02:21:45 Rep. Mendenhall
02:22:08 Rep. Dutton
02:22:41 Rep. Windy Boy
02:23:39 Rep. Keane

02:23:48 **Vote:** Motion failed 4-12 by roll call vote with Reps. Arntzen, Keane, Milburn, and Reinhart voting aye.

02:24:43 **Motion:** Rep. Arntzen moved that HB 378 **BE AMENDED.**

EXHIBIT (buh26a10)

Discussion:

02:26:08 Rep. Jones
02:26:28 Rep. Windy Boy
02:25:08 Bart Campbell

02:26:43 **Vote:** Motion carried unanimously by voice vote.

02:26:57 **Motion/Vote:** Rep. Windy Boy moved that HB 378 **DO PASS AS AMENDED.** Motion carried 15-1 by roll call vote with Rep. Keane voting no.

EXECUTIVE ACTION ON COMMITTEE BILL - LC 2535

Discussion:

02:27:58 Mr. Campbell
02:34:58 Rep. Arntzen
02:35:20 Mr. Campbell
02:36:21 Rep. Mendenhall

02:36:53 **Motion:** Rep. Milburn moved that LC 2535 **BE DRAFTED AND SUBMITTED.**

Discussion:

02:37:10 Rep. Dutton
02:37:25 Mr. Campbell

02:37:39 **Vote:** Motion carried unanimously by voice vote.

ADJOURNMENT

02:37:58 Adjournment: 10:40 A.M.

REP. SCOTT MENDENHALL, Chairman

NANCY KRAFT, Secretary

SM/nk

Additional Exhibits:

EXHIBIT ([buh26aad.pdf](#))