

**MINUTES**

**MONTANA HOUSE OF REPRESENTATIVES  
60th LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON BUSINESS AND LABOR**

**Call to Order:** By Chairman Scott Mendenhall, on February 8, 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)

**Members Excused:** Rep. Kendall Van Dyk (D)  
Rep. Jonathan Windy Boy (D)

**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 499, 2/6/2007; HB 553, 2/2/2007  
Executive Action: HB 461; HB 513; HB 530

**HEARING ON HB 499**

**Opening Statement by Sponsor:**

00:02:55 Rep. JP Pomnichowski (D), HD 63, opened the hearing on HB 499, Revise law on technology tax increment financing district.

**Proponents' Testimony:**

00:06:58 Dale Bickell, Missoula County  
[EXHIBIT \(buh28a01\)](#)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:08:56 Rep. Reinhart  
00:10:00 Rep. Pomnichowski  
00:10:16 Rep. Dutton  
00:10:50 Rep. Pomnichowski  
00:10:59 Mr. Bickell  
00:13:05 Rep. Dutton  
00:13:26 Mr. Bickell  
00:14:11 Rep. Keane  
00:14:42 Rep. Pomnichowski  
00:17:00 Rep. Mendenhall  
00:18:04 Rep. Pomnichowski

**Closing by Sponsor:**

00:19:55 Rep. Pomnichowski

**HEARING ON HB 553**

**Opening Statement by Sponsor:**

00:20:53 Rep. Tim Callahan (D), HD 21, opened the hearing on HB 553, Injured worker choice of rehabilitation services.

**Proponents' Testimony:**

00:23:07 Dick Martin, Attorney, Great Falls, Montana  
00:30:01 Bob Snizek  
[EXHIBIT \(buh28a02\)](#)

00:33:22 Anita Roessmann, Staff Attorney, Montana Advocacy  
Program; Brain Injury Association

**EXHIBIT (buh28a03)**

00:37:39 Don Judge, Teamsters' Local 190

00:42:54 Jason Miller, Montana State AFL-CIO

00:45:52 Andrea Olsen, Montana Trial Lawyers' Association

**EXHIBIT (buh28a04)**

**Opponents' Testimony:**

00:49:26 Nancy Butler, Montana State Fund

00:53:47 George Wood, Executive Director, Montana Self-Insurers'  
Association

00:57:46 Andy Adamek, Montana Health Care Providers;  
Worker's Compensation Trust; MHA Reciprocal Fund

01:07:28 Shawn Bubb, Montana School Group Insurance Authority

01:11:54 Doug Nulle

01:13:55 Bob Worthington, Montana Municipal Insurance Authority;  
Liberty Mutual, Property & Casualty Insurers'  
Association, American Insurance Association

01:15:06 Kent Kleinkopf

01:15:33 Jon Bennion, Montana Chamber of Commerce

01:15:43 Harold Blattie, Montana Association of Counties

01:15:55 Riley Johnson, National Federation of Independent  
Businesses (NFIB)

**Informational Testimony:**

01:16:13 Jerry Keck, Department of Labor & Industry

01:16:53 Bonnie Lyytinen-Hale

**Questions from Committee Members and Responses:**

01:17:53 Rep. Keane

01:19:01 Mr. Keck

01:19:49 Rep. Arntzen

01:20:08 Mr. Keck

01:20:49 Ms. Olsen

01:21:30 Rep. Arntzen

01:21:50 Mr. Kleinkopf

01:23:09 Rep. Dutton

01:24:08 Ms. Lyytinen-Hale

01:25:52 Rep. Dutton

01:26:49 Mr. Keck

01:27:24 Rep. Furey

01:27:46 Mr. Miller

01:28:08 Rep. Reinhart

01:28:33 Ms. Lyytinen-Hale

01:29:56 Rep. Reinhart

01:30:06 Mr. Keck  
01:31:09 Rep. Keane  
01:31:26 Ms. Butler  
01:32:13 Rep. Mendenhall  
01:33:47 Ms. Butler  
01:36:04 Rep. Reinhart  
01:36:18 Ms. Butler

**Closing by Sponsor:**

01:37:18 Rep. Callahan

**HB 499 - Additional Information**

01:42:38 Rep. Pomnichowski  
01:45:26 Rep. Thomas  
01:45:37 Rep. Pomnichowski  
01:46:19 Rep. Dutton  
01:47:49 Rep. Mendenhall  
01:48:27 Rep. Pomnichowski  
01:49:14 Rep. Mendenhall  
  
01:49:55 Break

**EXECUTIVE ACTION ON HB 461**

02:15:02 **Motion:** Rep. Keane moved that HB 461 **DO PASS.**  
02:16:21 **Motion:** Rep. Keane moved that HB 461 **BE AMENDED.**  
**EXHIBIT (buh28a05)**

**Discussion:**

02:16:28 Bart Campbell  
  
02:19:09 **Vote:** Motion carried unanimously by voice vote.  
Reps. Windy Boy and Van Dyk voted by proxy.  
02:19:35 **Motion:** Rep. Keane moved that HB 461 **DO PASS AS**  
**AMENDED.**

**Discussion:**

02:19:46 Rep Stahl  
02:20:19 Rep. Keane  
02:20:33 Rep. Mendenhall  
02:22:32 Rep. Thomas  
  
02:23:09 **Motion:** Rep. Thomas offered a **CONCEPTUAL AMENDMENT TO**  
**HB 461.**

**Discussion:**

02:23:48 Rep. Furey  
02:24:19 Rep. Keane  
02:25:12 Rep. Stahl  
02:26:10 Rep. Heinert

02:26:26 **Vote:** Motion carried unanimously by voice vote. Reps. Windy Boy and Van Dyk voted by proxy.

02:26:50 **Motion:** Rep. Keane moved that HB 461 **DO PASS AS AMENDED.**

**EXHIBIT** (buh28a06)

**Discussion:**

02:27:07 Rep. Jones  
02:27:41 Rep. Heinert  
02:28:22 Rep. Keane  
02:29:23 Rep. Milburn  
02:29:58 Rep. Boggio  
02:31:16 Rep. Mendenhall  
02:31:24 Rep. Thomas  
02:31:55 Rep. Boggio  
02:32:23 Rep. Stahl  
02:33:14 Rep. Boggio  
02:33:24 Rep. Furey  
02:34:18 Rep. Keane  
02:34:47 Mr. Campbell  
02:35:05 Rep. Stahl  
02:35:43 Rep. Keane  
02:36:19 Rep. Jones  
02:36:41 Pat Keim, Altria Corporate Services, Incorporated  
02:38:14 Rep. Mendenhall  
02:38:42 Mr. Campbell

02:39:54 **Vote:** Motion carried 15-1 by voice vote with Rep. Milburn voting no. Reps. Windy Boy, Arntzen, and Van Dyk voted by proxy.

**EXECUTIVE ACTION ON HB 513**

02:40:51 **Motion:** Rep. Milburn moved that HB 513 **DO PASS.**

**Discussion:**

02:41:07 Rep. Keane

02:41:33 Rep. Jones

02:42:11 **Vote:** Motion failed 1-15 by roll call vote with Rep. Mendenhall voting aye. Reps. Windy Boy, Arntzen, and Van Dyk voted by proxy.

02:43:14 **Substitute Motion/Vote:** Rep. Keane made a substitute motion that HB 513 **BE TABLED AND THE VOTE REVERSED**. Substitute motion carried unanimously by voice vote. Reps. Windy Boy, Arntzen, and Van Dyk voted by proxy.

**EXECUTIVE ACTION ON HB 530**

02:44:25 **Motion:** Rep. Keane moved that HB 530 **DO PASS**.

**Discussion:**

02:44:33 Rep. Keane

02:45:31 Rep. Arntzen

02:46:50 Rep. Milburn

02:47:24 **Vote:** Motion failed 6-10 by roll call vote with Reps. Furey, Keane, Reinhart, Thomas, Van Dyk, and Windy Boy voting aye. Reps. Windy Boy, Mendenhall and Van Dyk voted by proxy.

02:48:19 **Substitute Motion/Vote:** Rep. Keane made a substitute motion that HB 530 **BE TABLED AND THE VOTE REVERSED**. Substitute motion carried unanimously by voice vote. Reps. Windy Boy, Mendenhall, and Van Dyk voted by proxy.

**ADJOURNMENT**

02:49:18 Adjournment: 10:55 A.M.

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REP. SCOTT MENDENHALL, Chairman

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NANCY KRAFT, Secretary

SM/nk

Additional Exhibits:

**EXHIBIT ([buh28aad.pdf](#))**