

MINUTES

**MONTANA SENATE
60th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: By **CHAIRMAN VICKI COCCHIARELLA**, on March 21, 2007
at 9:00 A.M., in Room 422 Capitol.

ROLL CALL

Members Present:

Sen. Vicki Cocchiarella, Chairman (D)
Sen. Joe Balyeat (R)
Sen. Roy Brown (R)
Sen. John Esp (R)
Sen. Verdell Jackson (R)
Sen. Lane L. Larson (D)
Sen. Don Ryan (D)
Sen. Frank Smith (D)
Sen. Carolyn Squires (D)
Sen. Donald J. Steinbeisser (R)
Sen. Joseph (Joe) Tropila (D)

Members Excused: None.

Members Absent: None.

Staff Present: Claudia Johnson, 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 668, 3/15/2007; HB 616,
3/15/2007; HB 724, 3/15/2007
Executive Action: HB 724, HB 113, HB 496

00:00:09 Chairwoman Cocchiarella

HEARING ON HB 668

Opening Statement by Sponsor:

00:00:40 **REP. WAYNE STAHL (R), HD 35**, opened the hearing on **HB 668**, Revise criminal justice agency status of licensing boards.

Proponents:

00:02:31 Ali Bovingdon, Assistant Attorney, Department of Justice (DOJ)

Opponents:

00:03:18 Gene Allison, Attorney, Business Standards Division, Department of Labor and Industry (DLI)

Informational Testimony: None.

Questions from Committee Members and Responses:

00:11:11 Sen. Squires to Ali Bovingdon, DOJ

00:14:59 Sen. Squires to Gene Allison, DLI

00:16:20 Sen. Cocchiarella

00:17:23 Sen. Smith to Rep. Stahl

00:18:44 Sen. Smith to Ali Bovingdon, DOJ

00:19:43 Sen. Esp to Ali Bovingdon, DOJ

00:20:22 Sen. Cocchiarella to Rep. Stahl

00:24:08 Sen. Esp to Ali Bovingdon, DOJ

00:26:42 Sen. Squires to Pat Murdo, LSD

EXHIBIT (bus60a01)

00:28:24 Sen. Cocchiarella to Rep. Stahl

00:28:36 Sen. Squires to Ali Bovingdon, DOJ

00:29:40 Sen. Cocchiarella to Ali Bovingdon, DOJ

00:30:35 Sen. Cocchiarella to Gene Allison, DLI

00:32:23 Sen. Squires

Closing by Sponsor:

00:32:53 Rep. Stahl

HEARING ON HB 616

Opening Statement by Sponsor:

00:35:25 **REP. BILL MCCHESENEY (D), HD 40**, opened the hearing on **HB 616**, Allow parimutuel wagering on fantasy sports leagues.

EXHIBIT (bus60a02)

Proponents:

00:38:06 John Tooke, CPA, Business Owner

00:42:03 Tom Tucker, Montana Simulcast Association

00:45:04 Rich Miller, Executive Director, Gaming Association of Montana

Opponents: None.

Informational Testimony:

00:45:56 George Harris, Acting Executive Director, Board of Livestock

Questions from Committee Members and Responses:

00:46:20 Sen. Tropila to Tom Tucker, Simulcast Association

00:49:09 Sen. Brown to Rep. McChesney

00:52:38 Sen. Cocchiarella to John Tooke, CPA, Business Owner

01:01:35 Sen. Cocchiarella to John Tooke, CPA, Business Owner

01:05:05 Sen. Ryan to John Tooke, CPA, Business Owner

Closing by Sponsor:

01:06:19 Rep. McChesney

HEARING ON HB 724

Opening Statement by Sponsor:

01:07:35 **REP. KEVIN FUREY (D), HD 91**, opened the hearing on **HB 724**, Service contract warranties.

Proponents:

01:10:13 Bruce Spencer, Montana Automobile Association (MAA)

01:14:53 Rep. Kim Gillan

01:18:37 Brad Griffin, Montana Retail Association

01:20:01 Larry Kibbee, Property Casualty Insurers Association of America (PCIAA)

Opponents: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

01:21:34 Sen. Balyeat to Bruce Spencer, MAA

01:25:29 Sen. Balyeat to Pat Murdo, LSD

01:27:01 Sen. Smith to Bruce Spencer, MAA

01:32:43 Sen. Cocchiarella to Sen. Smith

Closing by Sponsor:

01:33:29 Rep. Furey

EXECUTIVE ACTION ON HB 724

01:35:02 **Motion/Vote:** **SEN. ESP** moved that **HB 724 BE CONCURRED IN**. Motion carried 10-1 by voice vote with **SEN. BALYEAT** voting no.

EXECUTIVE ACTION ON HB 113

01:36:11 **Motion:** SEN. RYAN moved that HB 113 BE CONCURRED IN.

Discussion:

01:36:37 **Motion:** SEN. BROWN moved that AMENDMENT HB011301.APM BE ADOPTED.

EXHIBIT (bus60a03)

Discussion:

01:38:11 Pat Murdo, LSD

01:40:21 Sen. Cocchiarella to Sen. Brown

01:41:05 Sen. Balyeat to Sen. Cocchiarella

01:41:53 Sen. Cocchiarella to Gene Huntington, Executive Director of Gaming, Department of Justice

01:42:54 Sen. Balyeat

01:44:20 Sen. Ryan

01:45:51 Pat Murdo, LSD

01:47:25 Sen. Ryan to Sen. Cocchiarella

01:48:41 Sen. Brown

01:49:20 **Vote:** Motion on AMENDMENT HB011301.APM failed 5-6 by roll call vote with SEN. BALYEAT, SEN. BROWN, SEN. ESP, SEN. JACKSON, and SEN. STEINBEISSER voting aye.

01:50:34 **Motion/Vote:** SEN. COCCHIARELLA moved that HB 113 BE CONCURRED IN. Motion carried 6-5 by roll call vote with SEN. BALYEAT, SEN. BROWN, SEN. ESP, SEN. JACKSON, and SEN. STEINBEISSER voting no.

Discussion:

01:51:54 Sen. Cocchiarella

EXECUTIVE ACTION ON HB 496

01:52:30 **Motion:** SEN. ESP moved that HB 496 BE CONCURRED IN.

Discussion:

01:52:46 Sen. Brown to Sen. Cocchiarella

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01:54:19 Sen. Squires

01:55:12 Sen. Cocchiarella to Sen. Brown

01:55:36 Sen. Esp to Sen. Cocchiarella

01:56:18 Pat Murdo, LSD

01:57:02 Sen. Esp

01:57:18 Sen. Squires

01:58:05 Sen. Cocchiarella

01:58:20 Sen. Esp

01:58:55 **Vote:** SEN. ESP CALLED THE QUESTION ON HB 496.
**Motion carried 10-1 by voice vote with SEN. BROWN
voting no.**

Discussion:

01:59:55 Sen. Ryan to Sen. Cocchiarella

ADJOURNMENT

Adjournment: 11:12 A.M.

SEN. VICKI COCCHIARELLA, Chairman

CLAUDIA JOHNSON, Secretary

VC/cj

Additional Exhibits:

EXHIBIT ([bus60aad.pdf](#))