

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order:

Chairman Bill Wilson, on January 29, 2009 at 8:35 A.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Bill Wilson, Chairman (D)
Rep. Bill Beck, Vice Chairman (R)
Rep. Michele Reinhart, Vice Chairwoman (D)
Rep. Elsie Arntzen (R)
Rep. Shannon Augare (D)
Rep. Paul Beck (D)
Rep. Tom Berry (R)
Rep. Carlie Boland (D)
Rep. John Fleming (D)
Rep. Timothy Furey (D)
Rep. Chuck Hunter (D)
Rep. Harry Klock (R)
Rep. Mike Milburn (R)
Rep. Pat Noonan (D)
Rep. Scott Reichner (R)
Rep. Cary Smith (R)
Rep. Gordon Vance (R)
Rep. Jeffery Welborn (R)

Members Excused: None

Members Absent: None

Staff Present: Santella Baglivo, Committee Secretary
Bart Campbell, 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 297, 1/22/2009

Executive Action: HB 215, HB 263, HB 264, HB 283,
HB 326

HEARING ON HB 297

Opening Statement by Sponsor:

00:00:46 Rep. Bob Ebinger (D), HD 62, opened the hearing on HB 297, Allow on premises sale of fortified wine under beer and wine license.

Proponents' Testimony:

00:05:13 Jim Lisca, Livingston, Montana

Opponents' Testimony:

00:06:46 Mark Staples, Montana Tavern Association

00:14:04 Ron Morris, Proprietor, Gold Island Liquor Store,
Helena, Montana

Informational Testimony:

00:14:28 Shawna Helfert, Administrator, Liquor Control Division,
Department of Revenue

Questions from Committee Members and Responses:

00:14:53 Rep. Furey

00:15:16 Ms. Helfert

00:15:44 Rep. Milburn

00:16:11 Mr. Staples

00:16:19 Rep. Hunter

00:16:42 Ms. Helfert

Closing by Sponsor:

00:17:19 Rep. Ebinger

00:20:54 Chairman Wilson calls for a recess.

00:59:08 Chairman Wilson resumes hearing.

EXECUTIVE ACTION ON HB 215

00:59:41 **Motion:** Rep. Augare moved that **HB 215 DO PASS.**

Discussion:

00:59:55 Chairman Wilson

00:59:56 **Motion:** Rep. Augare moved that **HB 215 BE AMENDED.**
EXHIBIT (buh21a01)

Discussion:

01:00:07 Chairman Wilson

01:00:08 Rep. Augare

01:00:12 Chairman Wilson

01:00:54 Rep. Arntzen

01:01:29 Rep. Hunter

01:01:46 Rep. Arntzen

House of Representatives Pages Introduction:

01:01:59 Chairman Wilson

01:02:03 Benjamin Hargrove, Billings, Montana

01:02:40 Cassie Putnam, Helena, Montana

01:02:54 Chairman Wilson

01:03:01 Ms. Putnam

01:03:08 Luran Stauffer, Butte, Montana

01:03:22 Megan Russell, Great Falls, Montana

Discussion:

01:03:39 Rep. Augare

01:04:12 Chairman Wilson

01:04:20 **Motion/Vote:** Rep. Augare **CALLED THE QUESTION ON AMENDMENT TO HB 215.** Motion carried unanimously by voice vote.

01:04:33 **Motion:** Rep. Augare moved that **HB 215 DO PASS AS AMENDED.**

Discussion:

01:04:54 Rep. Augare

01:07:10 Chairman Wilson

01:07:22 Rep. B. Beck

01:08:08 Chairman Wilson

01:08:13 Rep. Arntzen
01:09:01 Rep. Augare
01:10:19 Rep. Furey
01:11:25 Rep. Milburn

01:12:35 **Motion/Vote:** Rep. Arntzen **CALLED THE QUESTION ON HB 215 AS AMENDED.** Motion failed 9-9 by roll call vote with Rep. Augare, Rep. Beck, Rep. Boland, Rep. Fleming, Rep. Furey, Rep. Hunter, Rep. Noonan, Rep. Reinhart, and Rep. Wilson voting aye.

EXECUTIVE ACTION ON HB 263

01:14:26 **Motion:** Rep. Beck moved that **HB 263 DO PASS.**

01:15:41 **Motion:** Rep. Smith moved that **HB 263 BE AMENDED.**
[EXHIBIT \(buh21a02\)](#)

Discussion:

01:16:19 Rep. Reinhart
01:16:36 Rep. Smith
01:17:52 Rep. Reinhart

01:18:43 **Motion/Vote:** Rep. Arntzen **CALLED THE QUESTION ON AMENDMENT To HB 263.** Motion carried unanimously by voice vote.

01:19:19 **Motion/Vote:** Rep. Klock moved that **HB 263 DO PASS AS AMENDED.** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 264

01:19:49 **Motion:** Rep. Beck moved that **HB 264 DO PASS.**

01:20:42 **Motion:** Rep. Smith moved that **HB 264 BE AMENDED.**
[EXHIBIT \(buh21a03\)](#)

01:21:15 **Motion/Vote:** Rep. Welborn **CALLED THE QUESTION ON AMENDMENT TO HB 264.** Motion carried 17-1 by voice vote with Rep. Augare voting no.

Discussion:

01:21:48 Rep. B. Beck

01:22:25 **Motion/Vote:** Rep. Wilson moved that **HB 264 DO PASS AS AMENDED**. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 283

01:23:13 **Motion:** Rep. Reinhart moved that **HB 283 DO PASS**.

Discussion:

01:23:48 Chairman Wilson

01:23:52 **Motion/Vote:** Rep. Klock **CALLED THE QUESTION ON HB 283**. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 326

01:24:42 **Motion:** Rep. Reinhart moved that **HB 326 DO PASS**.

Discussion:

01:24:48 Chairman Wilson

01:24:48 Mr. Campbell

01:24:57 Rep. Arntzen

01:25:12 Rep. Augare

01:25:19 Rep. Hunter

01:25:38 **Motion/Vote:** Rep. Augare **CALLED THE QUESTION ON HB 326**. Motion carried unanimously by voice vote.

Additional Discussion

01:25:58 Chairman Wilson

01:26:35 Rep. Welborn

01:26:54 Chairman Wilson

01:26:54 Rep. Welborn

01:27:22 Chairman Wilson

01:28:10 Rep. Noonan

01:28:25 Rep. Berry

01:28:34 Chairman Wilson

01:28:41 Rep. Reichner

01:28:54 Rep. Reinhart

01:28:58 Rep. Welborn

ADJOURNMENT

01:29:18 Adjournment: 10:54 A.M.

SANTELLA BAGLIVO, Secretary

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Additional Documents:

EXHIBIT ([buh21aad.pdf](#))