

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
61st LEGISLATURE - REGULAR SESSION**

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chairman Bill Wilson, on March 20, 2009 at 8:30
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 Chairman (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: SB 151, 3/11/2009; SB 287,
3/11/2009; SB 356, 3/11/2009

Executive Action: None

HEARING ON SB 356

Opening Statement by Sponsor:

00:01:16 Sen. Ryan Zinke (R), SD 2, opened the hearing on
SB 356, Licensure for manufactured housing dealers.

Proponents' Testimony:

00:05:04 Stuart Doggett, Montana Manufactured Housing and RV
Association

EXHIBIT (buh62a01)

00:08:58 Brenda Nordlund, Acting Administrator, Motor Vehicles
Division, Department of Administration (DOA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:11:10 Rep. Reichner
00:11:51 Sen. Zinke
00:13:29 Rep. Furey
00:13:53 Sen. Zinke
00:14:12 Mr. Doggett
00:15:08 Rep. Furey
00:15:15 Mr. Doggett
00:15:37 Rep. Smith
00:16:17 Sen. Zinke
00:17:11 Rep. Reinhart
00:17:28 Mr. Doggett
00:18:30 Rep. Reinhart
00:18:36 Mr. Doggett
00:18:53 Rep. Welborn
00:19:50 Mr. Doggett
00:20:30 Rep. Welborn
00:20:55 Mr. Doggett
00:21:02 Rep. Arntzen
00:21:25 Ms. Nordlund

00:22:19 Rep. Arntzen
00:22:35 Mr. Doggett
00:23:04 Rep. B. Beck
00:24:57 Sen. Zinke

Closing by Sponsor:

00:27:33 Sen. Zinke

HEARING ON SB 151

Opening Statement by Sponsor:

00:29:08 Sen. John Brueggeman (R), SD 6, opened the hearing on SB 151, Revise viatical settlements law.

Proponents' Testimony:

00:34:01 John Mudd, Executive Counsel, State Auditors Office
EXHIBIT (buh62a02)
00:38:24 Jacqueline Lenmark, American Council of Life Insurers
00:40:39 Frank Cote, Coventry First
00:42:05 Don Allen, National Association of Insurance and
Financial Advisors
00:43:41 Claudia Clifford, Advocacy Director, AARP Montana

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:44:20 Rep. Smith
00:44:45 Mr. Mudd
00:45:20 Rep. Smith
00:45:38 Mr. Mudd
00:46:41 Rep. Smith
00:46:46 Mr. Cote
00:48:55 Rep. Smith
00:49:09 Mr. Cote
00:50:27 Rep. B. Beck
00:51:05 Mr. Cote
00:52:50 Rep. B. Beck
00:53:11 Mr. Cote
00:55:00 Rep. B. Beck
00:55:18 Mr. Cote
00:58:00 Rep. B. Beck
00:58:18 Rep. Reinhart
00:58:38 Mr. Cote

00:58:55 Rep. Reinhart
00:59:14 Mr. Cote
00:59:20 Rep. Reinhart
00:59:44 Mr. Cote
00:59:52 Rep. Reinhart
01:00:06 Mr. Cote
01:00:26 Rep. Reinhart
01:00:36 Mr. Cote
01:00:57 Rep. Reinhart
01:01:02 Mr. Cote

Closing by Sponsor:

01:01:15 Sen. Brueggeman
01:03:11 Chairman Wilson called a recess.
01:32:44 Chairman Wilson resumed hearing.

HEARING ON SB 287

Opening Statement by Sponsor:

01:33:31 Sen. Joe Balyeat (R), SD 34, opened the hearing on
SB 287, Consumer health freedom and access act.

[EXHIBIT \(buh62a03\)](#)

Proponents' Testimony:

01:46:51 Deborah Kimmet, Montana Health Freedom Coalition
01:56:43 Carol Wilcock, Self, Helena, Montana
01:58:59 Jennifer Daily, Self, Helena, Montana

[EXHIBIT \(buh62a04\)](#)

02:00:03 Kathy Mudd, Self, Helena, Montana
02:01:05 Susan Erickson, Massage Therapist, Kalispell, Montana
02:04:15 Bonnie Mickelson, Self, Columbia Falls, Montana

[EXHIBIT \(buh62a05\)](#)

02:06:23 Phil Robison, Self, Helena, Montana
02:08:59 Linda Fauhl, Self, Helena, Montana
02:14:44 Linda Oyama, Self
02:15:44 Linda Peterson, Self, Polson, Montana
02:18:43 Robert Personette, Self, Helena, Montana
02:19:58 Gina Silva, Self, Columbia Falls, Montana
02:23:33 Phyllis Livengood, Self

[EXHIBIT \(buh62a06\)](#)

Opponents' Testimony:

02:24:21 Mona Jamison, American Association for Clinical
Laboratory Science, Great Falls Clinic

EXHIBIT (buh62a07)

02:33:59 Craig Wilkerson, Ophthalmologist, Helena, Montana

02:36:15 Jane Hamman, Self

EXHIBIT (buh62a08)

02:41:46 Alice Benjamin, Self

EXHIBIT (buh62a09)

02:46:32 Gene Allison, Deputy Chief Counsel, Department of Labor
(DLI)

02:52:45 Erin MacLean, Montana Medical Association

EXHIBIT (buh62a10)

02:58:31 Carol Price, Board of Dentistry

02:58:42 Geerge Swanson, Self, Bozeman, Montana

02:58:56 Gale Staples, Montana Dental Hygienist Association

EXHIBIT (buh62a11)

02:59:11 Robert Allen, Montana Nurses Association

EXHIBIT (buh62a12)

02:59:42 Melody Rice, Art Therapist

03:00:08 MaryAnne Guggenheim, Self, Helena, Montana

03:00:24 Marco Ferro, MEA-MFT

03:00:36 Richard Smith, Physical Therapists Association

03:00:52 Theresa Dourety, Self

03:01:00 Minkie Medora, Dietetic Association

03:01:19 Stacey Anderson, Planned Parenthood Montana

03:01:31 Lorena Pettet, Physical Therapists Association

03:01:46 Brenda Falber, Cosmetologist

03:01:59 Mary McCue, Montana Dental Association

03:02:18 Katie Bark, Self, Bozeman, Montana

03:02:28 Candace Payne, Rimrock Foundation

03:02:42 Didem Park, Dietetic Association

03:02:56 Vicky Rice, American Society of Clinical Lab
Practitioners

03:03:13 Bob Olsen, Montana Hospital Association

03:03:18 Scott Hansing, Chiropractic Examiners Board

03:03:33 Sue Weingarnter, Optometric Association

03:03:46 Marty Wangen, Psychiatric Association

03:04:06 Gloria Hermanson, Montana Licensed Clinical
Professional Counselors

03:04:24 Carole Erickson, Board of Medical Examiners

EXHIBIT (buh62a13)**Informational Testimony:**

03:05:02 Nancy Aagenes, Alternative Health Care Board

Questions from Committee Members and Responses:

03:05:25 Rep. Reinhart
03:05:50 Ms. Kimmet
03:09:43 Rep. Reinhart
03:09:49 Ms. Kimmet
03:10:39 Rep. Reinhart
03:10:43 Ms. Kimmet
03:11:30 Rep. Reinhart
03:11:36 Ms. Kimmet
03:11:12 Rep. Reinhart
03:12:17 Ms. Kimmet
03:13:28 Chairman Wilson
03:13:34 Ms. Kimmet
03:14:07 Rep. Reinhart
03:14:43 Dr. Aagenes
03:17:16 Rep. Reinhart
03:17:26 Dr. Aagenes
03:18:29 Rep. B. Beck
03:20:21 Sen. Balyeat
03:21:21 Rep. B. Beck
03:21:29 Sen. Balyeat
03:21:45 Rep. B. Beck
03:22:01 Sen. Balyeat
03:22:18 Ms. Kimmet
03:22:54 Rep. B. Beck
03:23:17 Ms. Kimmet
03:24:05 Rep. B. Beck
03:24:09 Ms. Kimmet
03:24:35 Rep. Smith
03:24:59 Ms. Jamison

Closing by Sponsor:

03:26:23 Sen. Balyeat
[EXHIBIT \(buh62a14\)](#)

ADJOURNMENT

03:42:57 Adjournment: 12:12 P.M.

Santella Baglivo, Secretary

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Additional Exhibit

EXHIBIT (buh62a15) Letter from Drs. George Watson and Stuart Hall
re: 235

Additional Documents:

EXHIBIT (buh62aad.pdf)