

MINUTES

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: CHAIRMAN JOE BALYEAT, on January 27, 2009 at 9
A.M., in Room 303 Capitol.

ROLL CALL

Members Present:

Sen. Joe Balyeat, Chairman (R)
Sen. Verdell Jackson, Vice Chairman (R)
Sen. Gregory D. Barkus (R)
Sen. Roy Brown (R)
Sen. Jim Keane (D)
Sen. Carolyn Squires (D)
Sen. Donald J. Steinbeisser (R)
Sen. Sharon Stewart-Peregoy (D)
Sen. Joseph (Joe) Tropila (D)
Sen. Jonathan Windy Boy (D)

Members Excused: Sen. Jim Peterson (R)

Members Absent: None.

Staff Present: Linda Keim, 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: SB 142, SB 151, 1/14/2009

Executive Action: None

HEARING ON SB 142

Opening Statement by Sponsor:

00:01:38 **SEN. GARY PERRY (R), SD 35**, opened the hearing on **SB 142**, Repeal unisex insurance law provisions.
EXHIBIT (bus19a01)

Proponents' Testimony:

00:05:14 Andrea Voss, Northwestern Mutual Insurance, Bozeman
00:09:09 Tom Tuck, National Association Insurance and
Financial Advisers (NAIFA), Belgrade Insurance Agent
00:11:46 Dan Rust, NAIFA, Bozeman
00:12:25 Klaus Tuininga, Farmers Insurance Agent
00:14:29 Pat La Voie, NAIFA, Kalispell
00:15:44 Dan Sullivan, Financial Planner, Helena
00:17:42 Brian Salonen, (NAIFA), Missoula
00:18:21 Doug Lowney, New York Life Agent, Helena
00:21:46 Laura Jacoby, Agent, New York Life, Blue Cross Blue
Shield, Helena
00:23:09 Anita Newlin, Big Fork citizen
00:23:30 Valerie Gravage, Four Corners citizen
00:25:22 Linda Tutvedt, Kalispell citizen
00:25:40 Courtney Mc Adams, Northwestern Mutual Agent, Helena
and Bozeman
00:27:35 James Knoll, Independent Insurance Agency, Helena
00:29:06 Riley Johnson, National Federation of Independent
Businesses
00:29:33 Olan Lloyd 'Bubba' Alsup, Missoula Insurance Agent
00:31:37 Jacqueline Lenmark, American Insurance Association,
American Council of Life Insurers
00:32:55 Bruce Spencer, Property Casualty Insurance Agency
00:33:58 Greg Van Horssen, State Farm Insurance Company

Opponents' Testimony:

00:34:40 Monica Lindeen, State Auditor, Montana
EXHIBIT (bus19a02)

00:38:04 Linda Gryczan, Montana Womens Lobby
00:40:02 Niki Zupanic, Public Policy Director, ACLU
00:43:22 Autumn Coleman, representing self
EXHIBIT (bus19a03)

00:45:38 Angie Wagenhals, Self
00:47:02 Rep. Diane Sands, HD 9, Missoula, representing women
legislators
00:48:14 Errol Koch, Senior at Helena High, self

00:49:01 Ann Brodsky, Legal Counsel representing Governor
Schweitzer
00:51:49 Michael d'Esterre, Helena, Senior at Carroll College
00:53:31 Stacey Anderson, Director of Public Affairs, Planned
Parenthood Montana

EXHIBIT (bus19a04)

00:56:11 Lindsay Love, represents Small Business Owner, Great
Falls

EXHIBIT (bus19a05)

00:57:23 Katherine Kuntz, Bureau Chief, Montana Human Rights
Bureau, Department of Labor (DOL)
01:01:30 Joy Bruck, Volunteer Advocate, AARP Montana

EXHIBIT (bus19a06)

01:02:44 Jamee Greer, Montana Human Rights Network
01:03:22 Mary Arnold, self, at request of Insurance Agent Jane
Lopp, Kalispell

EXHIBIT (bus19a07)

Informational Testimony: None

Questions from Committee Members and Responses:

01:05:57 Sen. Barkus
01:06:31 Sen. Perry
01:06:59 Sen. Barkus
01:07:15 Pat Lloyd, Insurance Agent
01:08:41 Chairman Balyeat
01:09:08 Sen. Perry
01:09:43 Chairman Balyeat
01:10:12 Ann Brodsky
01:11:05 Chairman Balyeat
01:11:46 Bruce Spencer
01:12:26 Chairman Balyeat
01:13:08 Bruce Spencer
01:13:24 Chairman Balyeat
01:15:53 Jacqueline Lenmark
01:16:38 Sen. Stewart-Peregoy
01:17:08 Riley Johnson
01:17:22 Sen. Stewart-Peregoy
01:25:09 Doug Lowney, New York Life Agent
01:25:58 Chairman Balyeat
01:29:28 Jacqueline Lenmark
01:29:43 Sen. Squires
01:30:10 Sen. Perry
01:31:18 Sen. Squires
01:38:28 John Mudd, Executive Counsel, State Auditors Office

01:39:10 Sen. Squires
01:39:19 Chairman Balyeat
01:40:01 John Mudd
01:40:40 Chairman Balyeat
01:40:45 Sen. Tropila

Closing by Sponsor:

01:41:12 Sen. Perry

01:50:45 Chairman Balyeat

EXHIBIT (bus19a08) Insurance Quote which was requested during Hearing.

01:51:01 Recess

02:02:59 Resume

HEARING ON SB 151

Opening Statement by Sponsor:

02:03:11 **SEN. JOHN BRUEGEMAN (R), SD 6**, opened the hearing on **SB 151**, Revise viatical settlements law.

EXHIBIT (bus19a09)

Proponents' Testimony:

02:08:21 John Mudd, Executive Counsel, State Auditors Office

EXHIBIT (bus19a10)

02:15:39 Jacqueline Lenmark, American Council of Life Insurers (ACLI)

EXHIBIT (bus19a11)

02:20:20 Bruce Spencer, PCI

02:20:34 Andy Heiman, AARP Montana

EXHIBIT (bus19a12)

02:21:08 Dan Rust, Self Employed Insurance Agent, Bozeman

02:21:29 Don Allen, National Association of Insurance and Financial Advisors (NAIFA)

02:22:59 Todd Thacker, Prudential Financial

Opponents' Testimony:

02:29:11 Mark Baker, Attorney, Anderson, Baker and Swanson representing Coventry Life Settlements

EXHIBIT (bus19a13)

02:32:03 Michael Freedman, Senior Vice President, Government
Affairs, Coventry Insurance

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Informational Testimony: None

Questions from Committee Members and Responses:

02:40:28 Sen. Brown
02:45:45 Mr. Mudd
02:47:07 Sen. Barkus
02:51:58 Jacqueline Lenmark
02:52:49 Sen. Barkus
02:54:01 Mr. Mudd
02:55:55 Sen. Keane
02:56:33 Ms. Lenmark
02:59:52 Sen. Keane
02:59:58 Mr. Friedman
03:00:37 Sen. Windy Boy
03:01:20 Mr. Mudd
03:02:16 Chairman Balyeat
03:06:10 Mr. Mudd

Closing by Sponsor:

03:07:42 Sen. Brueggeman
03:12:17 Chairman Balyeat

ADJOURNMENT

Adjournment: 12:15 P.M.

LINDA KEIM, Secretary

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Additional Documents:

EXHIBIT ([bus19aad.pdf](#))