

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON BUSINESS AND LABOR

**Call to Order:** Chair Elsie Arntzen, on March 23, 2011 at 9:00 A.M., in Room 172  
Capitol

#### ROLL CALL

**Members Present:**

Rep. Elsie Arntzen, Chairman (R)  
Rep. Tom Berry, Vice Chairman (R)  
Rep. Chuck Hunter, Vice Chairman (D)  
Rep. Carlie Boland (D)  
Rep. Christy Clark (R)  
Rep. Virginia Court (D)  
Rep. Lila Walter Evans (R)  
Rep. Timothy Furey (D)  
Rep. Edward Greef (R)  
Rep. Harry Klock (R)  
Rep. Jonathan McNiven (R)  
Rep. Matthew M. Rosendale Sr (R)  
Rep. Daniel R. Salomon (R)  
Rep. Cary Smith (R)  
Rep. Carolyn Squires (D)  
Rep. Gordon Vance (R)  
Rep. Jeffery W. Welborn (R)

**Members Excused:** Rep. Pat Noonan (D)  
Rep. Scott Reichner (R)

**Members Absent:** Rep. Michele Reinhart (D)  
Rep. Sterling Small (R)

**Staff Present:** Bart Campbell, Legislative Branch  
KarenDe Herman, 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: HJ 25, 3/21/2011

Executive Action: HB 124; HB 601; HB 609; HB 615; HB 620; SB 29;  
SB 287; HJ 25

**HEARING ON HJ 25**

**Opening Statement by Sponsor:**

00:03:00 Rep. Sue Malek (D), HD 98, opened the hearing on HJ 25, Interim study on establishment of state bank of Montana.

00:04:23 Rep. Reinhart entered.

00:10:10 Chairwoman Arntzen

**Proponents' Testimony:**

00:10:30 Rep. Joe Read, HD 15

00:14:26 Rep. Noonan entered.

**Opponents' Testimony:**

00:17:42 Steve Turkiewicz, President, Montana Bankers Association

00:22:15 Rep. Small entered. Rep. Reinhart left.

00:22:45 Clyde Dailey, representing Montana's credit unions

**Informational Testimony:** none

**Questions from Committee Members and Responses:**

00:23:32 Vice Chair Berry

00:24:31 Mr. Turkiewicz

00:25:36 Chairwoman Arntzen

00:25:48 Mr. Turkiewicz

00:26:08 Chairwoman Arntzen

00:26:15 Mr. Turkiewicz

**Closing by Sponsor:**

00:26:27 Rep. Malek

00:28:30 Chairwoman Arntzen

**EXECUTIVE ACTION ON HB 124**

00:29:56 **Motion:** Rep. Hunter moved that **HB 124 DO PASS.**

**Discussion:**

00:30:25 Rep. Hunter

00:32:46 **Vote:** Motion failed 7-14 by roll call vote with Rep. Boland, Rep. Court, Rep. Furey, Rep. Hunter, Rep. Noonan, Rep. Reinhart and Rep. Squires voting aye. Rep. Klock, Rep. Reichner and Rep. Reinhart voted by proxy.

00:34:16 **Motion/Vote:** Rep. Berry moved that **HB 124 BE TABLED AND THE VOTE REVERSED.** Motion carried 12-7 by voice vote, present and voting, with Rep. Boland, Rep. Court, Rep. Furey, Rep. Hunter, Rep. Noonan, Rep. Reinhart and Rep. Squires voting no. Rep. Reinhart voted by proxy.

**EXECUTIVE ACTION ON HB 601**

00:35:36 **Motion:** Rep. Berry moved that **HB 601 DO PASS.**

**Discussion:**

00:36:00 Bart Campbell, Legislative Services Divison (LSD)

00:37:04 **Motion/Vote:** Rep. Berry moved that **HB 601 BE AMENDED.** Motion carried 20-1 by voice vote with Rep. Rosendale voting no. Rep. Klock, Rep. Reichner and Rep. Reinhart voted by proxy.

**EXHIBIT(buh65a01)**

00:37:52 **Motion/Vote:** Rep. Berry moved that **HB 601 DO PASS AS AMENDED.** Motion failed 3-18 by roll call vote with Rep. Clark, Rep. Noonan and Rep. Small voting aye. Rep. Klock, Rep. Reichner and Rep. Reinhart voted by proxy.

00:39:18 **Motion/Vote:** Rep. Berry moved that **HB 601 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote. Rep. Klock, Rep. Reichner and Rep. Reinhart voted by proxy.

**EXECUTIVE ACTION ON HB 609**

00:39:58 **Motion:** Rep. Berry moved that **HB 609 DO PASS.**

**Discussion:**

00:40:10 Rep. Reinhart returned.

00:40:15 Rep. Hunter

00:40:33 Rep. Noonan

00:41:02 Rep. Squires

00:41:13 Rep. Clark

00:42:01 **Vote:** Motion carried 14-7 by roll call vote with Rep. Boland, Rep. Court, Rep. Furey, Rep. Hunter, Rep. Noonan, Rep. Reinhart and Rep. Squires voting no. Rep. Klock and Rep. Reichner voted by proxy.

00:43:21 Chairwoman Arntzen  
00:43:36 Bart Campbell, LSD  
00:43:43 Chairwoman Arntzen  
00:43:55 Rep. Squires

### **EXECUTIVE ACTION ON SB 29**

00:44:38 **Motion:** Rep. Berry moved that **SB 29 BE CONCURRED IN.**

#### **Discussion:**

00:44:47 Bart Campbell

00:45:17 **Motion:** Rep. Berry moved that **SB 29 BE AMENDED.**  
[EXHIBIT\(buh65a02\)](#)

#### **Discussion:**

00:45:23 Bart Campbell  
00:45:32 Chairwoman Arntzen  
00:45:42 Bart Campbell  
00:45:47 Rep. Clark left.  
00:46:49 Chairwoman Arntzen  
00:47:12 Bart Campbell  
00:48:20 Rep. Clark returned.

00:48:27 **Vote:** Motion carried unanimously by voice vote. Rep. Klock and Rep. Reichner voted by proxy.

00:48:49 **Motion:** Rep. Berry moved that **SB 29 BE CONCURRED IN AS AMENDED.**

#### **Discussion:**

00:48:59 Chairwoman Arntzen

00:49:14 **Motion:** Rep. Berry moved that **SB 29 BE AMENDED.**  
[EXHIBIT\(buh65a03\)](#)

#### **Discussion:**

00:49:24 Rep. Squires  
00:50:11 Bart Campbell  
00:50:15 Rep. Squires  
00:50:24 Chairwoman Arntzen  
00:50:36 Rep. Squires

00:50:47 Chairwoman Arntzen  
00:50:54 Bart Campbell  
00:51:53 Chairwoman Arntzen  
00:54:15 Rep. Hunter  
00:55:21 Rep. Squires  
00:55:55 Chairwoman Arntzen  
00:56:03 Rep. Welborn  
00:56:40 Rep. Squires  
00:57:28 Rep. Welborn  
00:58:10 Rep. Squires  
00:58:21 Rep. Hunter  
00:58:29 Rep. Berry  
00:59:00 Rep. Reinhart  
01:00:30 Rep. Hunter  
01:01:13 Chairwoman Arntzen  
01:02:53 Rep. Court  
01:03:35 Rep. Reinhart  
01:04:03 Chairwoman Arntzen

01:04:08 **Vote:** Motion carried 14-7 by roll call vote with Rep. Boland, Rep. Court, Rep. Furey, Rep. Hunter, Rep. Noonan, Rep. Reinhart and Rep. Squires voting no. Rep. Klock and Rep. Reichner voted by proxy.

01:05:21 **Motion:** Rep. Berry moved that **SB 29 BE CONCURRED IN AS AMENDED.**

**Discussion:**

01:05:38 Chairwoman Arntzen  
01:06:06 Rep. Salomon  
01:06:37 Chairwoman Arntzen  
01:06:42 Bart Campbell  
01:07:20 Chairwoman Arntzen  
01:07:38 Rep. Squires  
01:07:51 Bart Campbell  
01:08:06 Rep. Squires  
01:08:24 Bart Campbell  
01:08:33 Rep. Squires  
01:08:37 Bart Campbell  
01:08:56 Chairwoman Arntzen  
01:09:31 Rep. Squires  
01:10:10 Rep. Hunter  
01:10:56 Rep. Welborn  
01:11:15 Chairwoman Arntzen  
01:11:19 Rep. Squires  
01:11:44 Chairwoman Arntzen

01:11:56 **Vote:** Motion carried unanimously by roll call vote. Rep. Klock and Rep. Reichner voted by proxy. Rep. Welborn will carry the bill.

01:13:18 Chairwoman Arntzen  
01:13:49 Recess  
01:28:17 Resume  
01:28:26 Chairwoman Arntzen  
01:28:48 Rep. Hunter  
01:28:53 Chairwoman Arntzen  
01:29:09 Rep. Welborn

**EXECUTIVE ACTION ON HB 615**

01:29:36 Chairwoman Arntzen  
01:29:42 Bart Campbell  
01:30:08 Rep. Berry  
01:30:12 Chairwoman Arntzen

01:30:34 **Motion:** Rep. Berry moved that **HB 615 BE AMENDED.**  
**EXHIBIT(buh65a04)**

**Discussion:**

01:30:41 Bart Campbell  
01:32:07 Chairwoman Arntzen

01:32:22 **Vote:** Motion carried 19-0 by voice vote, present and voting.

01:32:54 **Motion:** Rep. Berry moved that **HB 615 DO PASS AS AMENDED.**

**Discussion:**

01:33:00 Rep. Boland  
01:33:23 Rep. Rosendale  
01:33:59 Chairwoman Arntzen  
01:34:03 Bart Campbell  
01:34:32 Rep. Rosendale  
01:34:52 Chairwoman Arntzen  
01:35:13 Rep. Hunter  
01:35:20 Rep. Squires  
01:37:07 Rep. Reinhart  
01:39:16 Rep. Noonan  
01:40:21 Rep. Salomon  
01:40:33 Rep. Welborn  
01:41:37 Rep. Hunter  
01:42:30 Rep. Clark  
01:43:36 Rep. McNiven  
01:44:42 Rep. Boland  
01:44:59 Rep. Squires

01:45:12 Rep. Klock entered.  
01:47:22 Rep. Noonan  
01:47:38 Chairwoman Arntzen  
  
01:48:00 **Vote:** Motion carried 14-7 by roll call vote with Rep. Berry, Rep. Clark, Rep. McNiven, Rep. Reichner, Rep. Rosendale, Rep. Smith and Rep. Vance voting no. Rep. Reichner voted by proxy.  
  
01:49:19 Rep. Squires  
01:49:43 Chairwoman Arntzen

**EXECUTIVE ACTION ON HB 620**

01:50:00 **Motion:** Rep. Berry moved that **HB 620 DO PASS.**

**Discussion:**

01:50:37 Chairwoman Arntzen

01:50:55 **Motion:** Rep. Berry moved that **HB 620 BE AMENDED.**  
**EXHIBIT(buh65a05)**

**Discussion:**

01:51:21 Bart Campbell  
01:52:38 Chairwoman Arntzen  
01:52:41 Bart Campbell  
01:52:46 Chairwoman Arntzen

01:53:05 **Vote:** Motion carried 20-1 by roll call vote with Rep. Noonan voting no. Rep. Reichner voted by proxy.

01:54:29 **Motion:** Rep. Berry moved that **HB 620 DO PASS AS AMENDED.**

**Discussion:**

01:54:30 Rep. Salomon left.  
01:54:35 Rep. Hunter  
01:57:20 Rep. Rosendale  
01:58:45 Rep. Clark  
01:59:35 Rep. Salomon entered.  
01:59:43 Rep. Squires  
02:00:42 Rep. Hunter  
02:01:35 Rep. Squires  
02:02:30 Rep. Smith  
02:03:50 Rep. McNiven  
02:06:08 Rep. Noonan  
02:06:44 Chairwoman Arntzen

- 02:06:54 Rep. Noonan  
02:07:06 Rep. Reinhart  
02:09:03 Rep. Welborn  
02:09:34 Chairwoman Arntzen  
02:10:29 Rep. Berry
- 02:10:57 **Vote:** Motion failed 10-11 by roll call vote with Rep. Berry, Rep. Boland, Rep. Court, Rep. Furey, Rep. Hunter, Rep. Noonan, Rep. Reinhart, Rep. Small, Rep. Squires and Rep. Welborn voting aye. Rep. Reichner voted by proxy.
- 02:12:05 **Motion/Vote:** Rep. McNiven moved that **HB 620 BE TABLED AND THE VOTE REVERSED**. Motion carried 12-9 by roll call vote with Rep. Arntzen, Rep. Boland, Rep. Court, Rep. Furey, Rep. Hunter, Rep. Noonan, Rep. Reinhart, Rep. Squires and Rep. Welborn voting no. Rep. Reichner voted by proxy.

**EXECUTIVE ACTION ON SB 287**  
**(Tabled 3/16/2011)**

- 02:14:08 **Motion/Vote:** Rep. Clark moved that **SB 287 BE REMOVED FROM TABLED**. Motion carried unanimously by voice vote. Rep. Reichner voted by proxy.
- 02:15:37 **Motion/Vote:** Rep. Clark moved that **SB 287 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Reichner voted by proxy. Rep. Hunter will carry the bill.
- 02:16:22 Chairwoman Arntzen  
02:16:47 Rep. Hunter  
02:16:56 Rep. Clark  
02:16:59 Chairwoman Arntzen  
02:17:09 Bart Campbell

**Discussion on HB 427:**

- 02:17:21 Chairwoman Arntzen  
02:17:27 Rep. Knox  
02:17:36 Chairwoman Arntzen  
02:17:47 Dustin Stewart  
02:17:59 Chairwoman Arntzen  
02:18:25 Mr. Stewart  
02:18:30 Chairwoman Arntzen  
02:19:22 Rep. Hunter  
02:19:34 Chairwoman Arntzen  
02:19:52 Rep. Knox  
02:20:05 Chairwoman Arntzen  
02:20:11 Rep. Knox  
02:20:23 Chairwoman Arntzen  
02:20:31 Rep. Smith  
02:21:05 Chairwoman Arntzen

**EXHIBIT(buh65a06)**

02:21:37 Bart Campbell  
[EXHIBIT\(buh65a07\)](#)

02:21:47 Chairwoman Arntzen

**EXECUTIVE ACTION ON HJ 25**

02:22:07 **Motion:** Rep. Berry moved that **HJ 25 DO PASS.**

**Discussion:**

02:22:19 Chairwoman Arntzen

02:22:48 Rep. Smith

02:23:25 Chairwoman Arntzen

02:23:29 Rep. Klock left.

02:23:49 **Vote:** Motion carried 17-4 by roll call vote with Rep. Clark, Rep. Rosendale, Rep. Small and Rep. Welborn voting no. Rep. Klock and Rep. Reichner voted by proxy.

**Discussion of Firefighters Committee Bill:**

02:25:12 Chairwoman Arntzen

02:25:33 Rep. Noonan

02:25:57 Rep. Vance

02:26:16 Rep. Rosendale

02:26:33 Chairwoman Arntzen

02:26:42 Rep. Vance

02:26:48 Chairwoman Arntzen

02:27:14 Bart Campbell

02:27:25 Chairwoman Arntzen

**ADJOURNMENT**

Adjournment: 02:28:58

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KarenDe Herman, Secretary

kdh

Additional Documents:

**EXHIBIT([buh65aad.pdf](#))**