

**BUSINESS REPORT**

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

**HOUSE BUSINESS AND LABOR COMMITTEE**

**Date:** Wednesday, March 23, 2011  
**Place:** Capitol

**Time:** 9:00 A.M.  
**Room:** 172

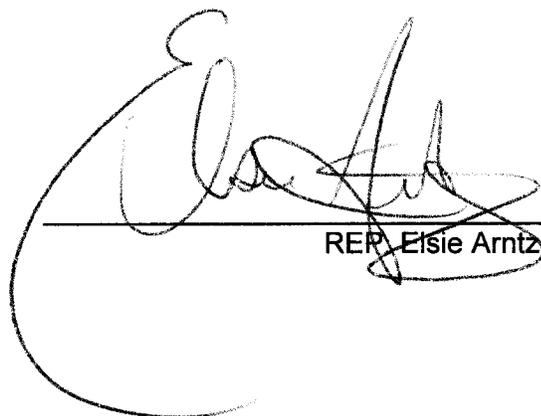
**BILLS and RESOLUTIONS HEARD:**

HJ 25 - Interim study on establishment of state bank of Montana

**EXECUTIVE ACTION TAKEN:**

HB 124; HB 601; HB 609; HB 615; HB 620; SB 29; SB287; HJ 25

**Comments:**



REP. Elsie Arntzen, Chair

**HOUSE OF REPRESENTATIVES**  
**Roll Call**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3-23-11

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/EXCUSED</u>
REP. TOM BERRY, VICE CHAIR	✓	
REP. CHUCK HUNTER, VICE CHAIR	✓	
REP. JEFFREY WELBORN	✓	
REP. VIRGINIA COURT	✓	
REP. LILA EVANS	✓	
REP. MATTHEW ROSENDALE	✓	
REP. MICHELE REINHART		✓
REP. STERLING SMALL		✓
REP. PAT NOONAN		✓ E
REP. CARY SMITH	✓	
REP. DANIEL SALOMON	✓	
REP. TIM FUREY	✓	
REP. GORDON VANCE	✓	
REP. CAROLYN SQUIRES	✓	
REP. JONATHAN MCNIVEN	✓	
REP. HARRY KLOCK	✓	
REP. EDWARD GREEF	✓	
REP. CARLIE BOLAND	✓	
REP. CHRISTY CLARK	✓	
REP. SCOTT REICHNER		✓ E
REP. ELSIE ARNTZEN, CHAIR	✓	



**HOUSE STANDING COMMITTEE REPORT**

**March 23, 2011**

**Page 1 of 1**

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 609** (first reading copy -- white) do pass.

Signed:

*Elsie Arntzen*  
Representative Elsie Arntzen, Chair

- END -

**Committee Vote:**

**Yes 14, No 7**

Fiscal Note Required

HB0609001SC.hgh

*Handwritten initials and date:*  
MSB  
1/2/11



## HOUSE STANDING COMMITTEE REPORT

March 23, 2011

Page 1 of 2

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 29** (third reading copy -- blue) be concurred in as amended.

Signed:

A handwritten signature in black ink, appearing to read "Elsie Arntzen".

*Representative Elsie Arntzen, Chair*

To be carried by Representative Jeffery Welborn

**And, that such amendments read:**

1. Title, page 1, line 6.

**Following:** "PENALTY;"

**Insert:** "REQUIRING CONSIDERATION OF MITIGATING CIRCUMSTANCES;"

2. Page 1, line 16.

**Following:** "establishments"

**Insert:** "and manufacturers"

**Following:** "beverages"

**Insert:** "to the public"

3. Page 1, line 19.

**Following:** "."

**Insert:** "[Sections 1 through 9] do not apply to special permits issued under 16-4-301."

4. Page 2, line 30.

**Strike:** "HAVE"

**Insert:** "not provide"

5. Page 3, line 1 through line 2.

**Strike:** "IF" on line 1 through "(1)" on line 2

6. Page 3, line 8.

**Following:** "Penalty."

**Committee Vote:**

**Yes 21, No 0**

Fiscal Note Required

SB0029001SC06490.hgh

Handwritten initials and date: "J 3/23 11:30"

**Insert:** "(1)"

7. Page 3, line 10.

**Strike:** "\$200 fine"

**Insert:** "\$50 penalty for a first offense, a \$200 penalty for a second offense, and a \$350 penalty for a third offense in a 3-year period"

8. Page 3, following line 12.

**Insert:** "(2) The department shall consider the following as mitigating circumstances before taking an action pursuant to 16-4-406 against a licensee who is not in compliance with the provisions of [sections 1 through 9]:

(a) the licensee's prior violation history;  
(b) the licensee's good faith effort to prevent a violation;  
(c) the existence of written policies governing employee conduct; and

(d) whether the evidence of a violation was based solely on the investigating authority creating an opportunity for the violation rather than on complaints received or observed misconduct."

- END -



## HOUSE STANDING COMMITTEE REPORT

March 23, 2011

Page 1 of 2

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 615** (first reading copy -- white) **do pass as amended.**

Signed: \_\_\_\_\_

*Representative Elsie Arntzen, Chair*

A large, stylized handwritten signature in black ink, which appears to be "Elsie Arntzen".

**And, that such amendments read:**

1. Title, page 1, line 4.

**Strike:** "REVIEW AND" through "FACILITATE" on page 1, line 5

**Insert:** "STUDY"

2. Page 1, line 16.

**Strike:** "most"

**Insert:** "many"

3. Page 1, line 17.

**Strike:** "companies deny"

**Insert:** "plans exclude"

4. Page 1, line 18.

**Following:** "companies"

**Insert:** "and self-funded plan administrators"

**Strike:** "deny coverage because of"

**Insert:** "have"

5. Page 1, line 25.

**Strike:** "trails"

**Insert:** "trials"

6. Page 1, line 26.

**Strike:** "review and facilitate"

**Committee Vote:**

**Yes 14, No 7**

Fiscal Note Required

HB0615001SC.hgh

3/23  
5:19

**Insert:** "study the"

7. Page 2, line 29.

**Following:** "\$14,000"

**Insert:** "for the biennium beginning July 1, 2011,"

- END -

## BILL TABLED NOTICE

### HOUSE BUSINESS AND LABOR COMMITTEE

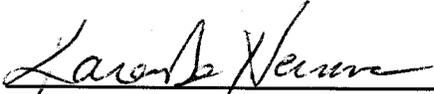
The HOUSE BUSINESS AND LABOR COMMITTEE TABLED

**HB 124 - Create a state-level health insurance exchange**

**HB 601 - Revise business and labor law to limit use of credit history in employment**

**HB 620 - Generally revise health care law to create health care gateway**

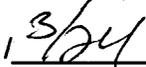
, by motion, on **Wednesday, March 23, 2011.**



\_\_\_\_\_  
(For the Committee)



\_\_\_\_\_  
(For the Chief Clerk of the House)

\_\_\_\_\_  
(Time)

\_\_\_\_\_  
(Date)

March 24, 2011

KarenDe Herman, Secretary

Phone: 444-4705  
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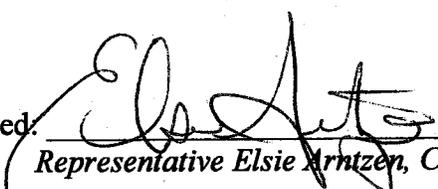
**HOUSE STANDING COMMITTEE REPORT**

**March 23, 2011**  
**Page 1 of 1**

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 287** (third reading copy -- blue) **be concurred in.**

Signed.

  
*Representative Elsie Arntzen, Chair*

To be carried by Representative Chuck Hunter

- END -

**Committee Vote:**

**Yes 21, No 0**

Fiscal Note Required

SB0287002SC06470.hgh

*Handwritten initials and date: 3/24/11*



**HOUSE STANDING COMMITTEE REPORT**

**March 23, 2011**

**Page 1 of 1**

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Joint Resolution 25** (first reading copy -- white) **do pass**.

Signed: \_\_\_\_\_

*Elsie Arntzen, Chair*

- END -

**Committee Vote:**

**Yes 17, No 4**

**Fiscal Note Required**

HJ0025001SC.hgh

*MS/24  
12/11*

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3-23 BILL NO HB 124 MOTION NO. \_\_\_\_\_  
 MOTION: Pass

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR		✓	
REP. CHUCK HUNTER, VICE CHAIR	✓		
REP. JEFFREY WELBORN		✓	
REP. VIRGINIA COURT	✓		
REP. LILA EVANS		✓	
REP. MATTHEW ROSENDALE		✓	
REP. MICHELE REINHART	✓		✓
REP. STERLING SMALL		✓	
REP. CARY SMITH		✓	
REP. PAT NOONAN	✓		
REP. DANIEL SALOMON		✓	
REP. TIM FUREY	✓		
REP. GORDON VANCE		✓	
REP. CAROLYN SQUIRES	✓		
REP. JONATHAN MCNIVEN		✓	
REP. HARRY KLOCK		✓	✓
REP. EDWARD GREEF		✓	
REP. CARLIE BOLAND	✓		
REP. CHRISTY CLARK		✓	
REP. SCOTT REICHNER		✓	✓
REP. ELSIE ARNTZEN, CHAIR		✓	

7                      14

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3-23 BILL NO HB 601 MOTION NO. \_\_\_\_\_  
 MOTION: DPA A

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR		✓	
REP. CHUCK HUNTER, VICE CHAIR		✓	
REP. JEFFREY WELBORN		✓	
REP. VIRGINIA COURT		✓	
REP. LILA EVANS		✓	
REP. MATTHEW ROSENDALE		✓	
REP. MICHELE REINHART		✓	✓
REP. STERLING SMALL	✓		
REP. CARY SMITH		✓	
REP. PAT NOONAN	✓		
REP. DANIEL SALOMON		✓	
REP. TIM FUREY		✓	
REP. GORDON VANCE		✓	
REP. CAROLYN SQUIRES		✓	
REP. JONATHAN MCNIVEN		✓	
REP. HARRY KLOCK		✓	✓
REP. EDWARD GREEF		✓	
REP. CARLIE BOLAND		✓	
REP. CHRISTY CLARK	✓		
REP. SCOTT REICHNER		✓	✓
REP. ELSIE ARNTZEN, CHAIR		✓	

3 18

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3-23 BILL NO. HB 609 MOTION NO. \_\_\_\_\_  
 MOTION: \_\_\_\_\_

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR	✓		
REP. CHUCK HUNTER, VICE CHAIR		✓	
REP. JEFFREY WELBORN	✓		
REP. VIRGINIA COURT		✓	
REP. LILA EVANS	✓		
REP. MATTHEW ROSENDALE	✓		
REP. MICHELE REINHART		✓	
REP. STERLING SMALL	✓		
REP. CARY SMITH	✓		
REP. PAT NOONAN		✓	
REP. DANIEL SALOMON	✓		
REP. TIM FUREY		✓	
REP. GORDON VANCE	✓		
REP. CAROLYN SQUIRES		✓	
REP. JONATHAN MCNIVEN	✓		
REP. HARRY KLOCK	✓		✓
REP. EDWARD GREEF	✓		
REP. CARLIE BOLAND		✓	
REP. CHRISTY CLARK	✓		
REP. SCOTT REICHNER	✓		✓
REP. ELSIE ARNTZEN, CHAIR	✓		

14

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3-23 BILL NO SB 29 MOTION NO. Amend  
 MOTION: \_\_\_\_\_

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR	✓		
REP. CHUCK HUNTER, VICE CHAIR		✓	
REP. JEFFREY WELBORN	✓		
REP. VIRGINIA COURT		✓	
REP. LILA EVANS	✓		
REP. MATTHEW ROSENDALE	✓		
REP. MICHELE REINHART		✓	
REP. STERLING SMALL	✓		
REP. CARY SMITH	✓		
REP. PAT NOONAN		✓	
REP. DANIEL SALOMON	✓		
REP. TIM FUREY		✓	
REP. GORDON VANCE	✓		
REP. CAROLYN SQUIRES		✓	
REP. JONATHAN MCNIVEN	✓		
REP. HARRY KLOCK	✓		✓
REP. EDWARD GREEF	✓		
REP. CARLIE BOLAND		✓	
REP. CHRISTY CLARK	✓		
REP. SCOTT REICHNER	✓		✓
REP. ELSIE ARNTZEN, CHAIR	✓		

14 7

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3-23 BILL NO SB 291 MOTION NO. \_\_\_\_\_  
 MOTION: DPAA

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR	✓		
REP. CHUCK HUNTER, VICE CHAIR	✓		
REP. JEFFREY WELBORN	✓		
REP. VIRGINIA COURT	✓		
REP. LILA EVANS	✓		
REP. MATTHEW ROSENDALE	✓		
REP. MICHELE REINHART	✓		
REP. STERLING SMALL	✓		
REP. CARY SMITH	✓		
REP. PAT NOONAN	✓		
REP. DANIEL SALOMON	✓		
REP. TIM FUREY	✓		
REP. GORDON VANCE	✓		
REP. CAROLYN SQUIRES	✓		
REP. JONATHAN MCNIVEN	✓		
REP. HARRY KLOCK	✓		✓
REP. EDWARD GREEF	✓		
REP. CARLIE BOLAND	✓		
REP. CHRISTY CLARK	✓		
REP. SCOTT REICHNER	✓		✓
REP. ELSIE ARNTZEN, CHAIR	✓		✓

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3-25 BILL NO 615 MOTION NO. \_\_\_\_\_  
 MOTION: DPAA

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR		✓	
REP. CHUCK HUNTER, VICE CHAIR	✓		
REP. JEFFREY WELBORN	✓		
REP. VIRGINIA COURT	✓		
REP. LILA EVANS	✓		
REP. MATTHEW ROSENDALE		✓	
REP. MICHELE REINHART	✓		
REP. STERLING SMALL	✓		
REP. CARY SMITH		✓	
REP. PAT NOONAN	✓		
REP. DANIEL SALOMON	✓		
REP. TIM FUREY	✓		
REP. GORDON VANCE		✓	
REP. CAROLYN SQUIRES	✓		
REP. JONATHAN MCNIVEN		✓	
REP. HARRY KLOCK	✓		
REP. EDWARD GREEF	✓		
REP. CARLIE BOLAND	✓		
REP. CHRISTY CLARK		✓	
REP. SCOTT REICHNER		✓	✓
REP. ELSIE ARNTZEN, CHAIR	✓		

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**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3-23 BILL NO 620 MOTION NO. Amend  
 MOTION: \_\_\_\_\_

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR	✓		
REP. CHUCK HUNTER, VICE CHAIR	✓		
REP. JEFFREY WELBORN	✓		
REP. VIRGINIA COURT	✓		
REP. LILA EVANS	✓		
REP. MATTHEW ROSENDALE	✓		
REP. MICHELE REINHART	✓		
REP. STERLING SMALL	✓		
REP. CARY SMITH	✓		
REP. PAT NOONAN		✓	
REP. DANIEL SALOMON	✓		
REP. TIM FUREY	✓		
REP. GORDON VANCE	✓		
REP. CAROLYN SQUIRES	✓		
REP. JONATHAN MCNIVEN	✓		
REP. HARRY KLOCK	✓		
REP. EDWARD GREEF	✓		
REP. CARLIE BOLAND	✓		
REP. CHRISTY CLARK	✓		
REP. SCOTT REICHNER	✓		✓
REP. ELSIE ARNTZEN, CHAIR	✓		

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3-23-11 BILL NO 620 MOTION NO. \_\_\_\_\_  
 MOTION: DPAA

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR	✓		
REP. CHUCK HUNTER, VICE CHAIR	✓		
REP. JEFFREY WELBORN	✓		
REP. VIRGINIA COURT	✓		
REP. LILA EVANS		✓	
REP. MATTHEW ROSENDALE		✓	
REP. MICHELE REINHART	✓		
REP. STERLING SMALL	✓		
REP. CARY SMITH		✓	
REP. PAT NOONAN	✓		
REP. DANIEL SALOMON		✓	
REP. TIM FUREY	✓		
REP. GORDON VANCE		✓	
REP. CAROLYN SQUIRES	✓		
REP. JONATHAN MCNIVEN		✓	
REP. HARRY KLOCK		✓	
REP. EDWARD GREEF		✓	
REP. CARLIE BOLAND	✓		
REP. CHRISTY CLARK	<del>✓</del>	✓	
REP. SCOTT REICHNER		✓	✓
REP. ELSIE ARNTZEN, CHAIR		✓	

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3-23 BILL NO. 620 MOTION NO. \_\_\_\_\_  
 MOTION: Reverse to table

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR		✓	
REP. CHUCK HUNTER, VICE CHAIR		✓	
REP. JEFFREY WELBORN		✓	
REP. VIRGINIA COURT		✓	
REP. LILA EVANS	✓		
REP. MATTHEW ROSENDALE	✓		
REP. MICHELE REINHART		✓	
REP. STERLING SMALL	✓		
REP. CARY SMITH	✓		
REP. PAT NOONAN		✓	
REP. DANIEL SALOMON	✓		
REP. TIM FUREY		✓	
REP. GORDON VANCE	✓		
REP. CAROLYN SQUIRES		✓	
REP. JONATHAN MCNIVEN	✓		
REP. HARRY KLOCK	✓		
REP. EDWARD GREEF	✓		
REP. CARLIE BOLAND		✓	
REP. CHRISTY CLARK	✓		
REP. SCOTT REICHNER	✓		✓
REP. ELSIE ARNTZEN, CHAIR	✓		

12 9

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**BUSINESS & LABOR COMMITTEE**

DATE: 3-23 BILL NO 175 25 MOTION NO. \_\_\_\_\_  
 MOTION: \_\_\_\_\_

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR	✓		
REP. CHUCK HUNTER, VICE CHAIR	✓		
REP. JEFFREY WELBORN		✓	
REP. VIRGINIA COURT	✓		
REP. LILA EVANS	✓		
REP. MATTHEW ROSENDALE		✓	
REP. MICHELE REINHART	✓		
REP. STERLING SMALL		✓	
REP. CARY SMITH	✓		
REP. PAT NOONAN	✓		
REP. DANIEL SALOMON	✓		
REP. TIM FUREY	✓		
REP. GORDON VANCE	✓		
REP. CAROLYN SQUIRES	✓		
REP. JONATHAN MCNIVEN	✓		
REP. HARRY KLOCK	✓		✓
REP. EDWARD GREEF	✓		
REP. CARLIE BOLAND	✓		
REP. CHRISTY CLARK		✓	
REP. SCOTT REICHNER	✓		✓
REP. ELSIE ARNTZEN, CHAIR	✓		





## AUTHORIZED COMMITTEE PROXY

I request to be excused from the Business and Labor

Committee because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 124		X
Amend HB 601/abc	X	
HB 601		X
HB 609	X	
SB 29 Amend 1	X	
SB 29	X	
HB 601 Table	X	
SB 29 Amend 2	X	
<del>HB</del> HJ 25	X	

BILL/AMENDMENT	AYE	NO

Rep. Larry Klock  
(Signature)  
Rep. Klock

Date \_\_\_\_\_

