

## MINUTES

### MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

**Call to Order:** Chair Joe Balyeat, on February 10, 2011 at 9:00 A.M., in Room 422  
Capitol

#### ROLL CALL

**Members Present:**

Sen. Joe Balyeat, Chairman (R)  
Sen. Verdell Jackson, Vice Chairman (R)  
Sen. Tom Facey (D)  
Sen. Frederick (Eric) Moore (R)  
Sen. Carmine Mowbray (R)  
Sen. Mitch Tropila (D)  
Sen. Gene Vuckovich (D)

**Members Excused:** Sen. Donald J. Steinbeisser (R)  
Sen. Sharon Stewart-Peregoy (D)  
Sen. Bruce Tutvedt (R)  
Sen. Jonathan Windy Boy (D)

**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: HB 63, 2/3/2011; HB 127, 2/3/2011; HB 94, 2/3/2011

00:01:01 Chairman Balyeat  
00:01:45 Vice Chair Jackson took over as Chair

**HEARING ON HB 63**

**Opening Statement by Sponsor:**

00:02:35 Rep. Pat Noonan (D), HD 73, opened the hearing on HB 63, Revise liquor laws related to nonprofits and protest.  
00:05:07 Sen. Stewart-Peregoy arrived  
00:05:09 Sen. Steinbeisser arrived

**Proponents' Testimony:**

00:06:14 Shauna Helfert, Department of Revenue (DOR), Administrator, Liquor Control Bureau  
00:09:45 Holly Franz, Montana Society of Certified Public Accountants

**Opponents' Testimony:** None

**Informational Testimony:**

00:10:58 Howard Heffelfinger, Hearing Examiner, DOR

**Questions from Committee Members and Responses:**

00:11:46 Sen. Moore  
00:13:57 Ms. Helfert, DOR  
00:14:01 Sen. Mowbray  
00:14:55 Ms. Helfert  
00:15:28 Sen. Facey  
00:15:42 Mr. Heffelfinger  
00:16:24 Sen. Facey  
00:16:32 Ms. Helfert

**Closing by Sponsor:**

00:17:13 Rep. Noonan

**HEARING ON HB 127**

**Opening Statement by Sponsor:**

00:18:39 Rep. Pat Noonan (D), HD 73, opened the hearing on HB 127, Generally revise gambling laws.

[EXHIBIT\(bus33a01\)](#)

[EXHIBIT\(bus33a02\)](#)

**Proponents' Testimony:**

00:23:17 Rick Ask, Division Administrator, Gambling Control Division, Department of Justice (DOJ)  
00:24:55 Neil Peterson, Montana Gaming Industry Association (MGIA)  
00:25:17 Ronda Wiggers, Montana Coin Machine Operators Association (MCMOA)  
00:26:34 Mark Ehli, Big B Bingo owner, Billings

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:27:55 Sen. Mowbray  
00:28:35 Ms. Wiggers, MCMOA  
00:28:47 Sen. Tropila  
00:29:12 Mr. Ehli, Big B Bingo  
00:30:14 Sen. Tropila  
00:30:36 Mr. Ask, DOJ  
00:31:03 Sen. Facey  
00:31:33 Mr. Peterson, MGIA  
00:32:37 Vice Chair Jackson  
00:32:43 Rep. Noonan

**Closing by Sponsor:**

00:33:14 Rep. Noonan  
00:35:45 Vice Chair Jackson  
00:36:40 Recess  
00:38:45 Resume

**HEARING ON HB 94**

**Opening Statement by Sponsor:**

00:39:12 Rep. Elsie Arntzen (R), HD 53, opened the hearing on HB 94, Revise professional and occupational licensing laws.

**[EXHIBIT\(bus33a03\)](#)**

**Proponents' Testimony:**

00:42:32 Jack Kane, Administrator, Business Standards Division, Department of Labor and Industry (DOLI)  
01:00:58 Jennifer James, American Institute of Architects (AIA)  
01:01:28 Paul Sims, Oral Surgeon, Butte

**[EXHIBIT\(bus33a04\)](#)**

**[EXHIBIT\(bus33a05\)](#)**

01:03:34 Terry Klise, Dentist, Dental Anesthesiologist  
01:04:37 Darlene Battaiole, Cosmetologist School owner  
01:09:41 Paul Sims, Oral Surgeon, Butte (additional information)

[EXHIBIT\(bus33a06\)](#)

[EXHIBIT\(bus33a07\)](#)

**Opponents' Testimony:**

01:10:19 Gabriel Kristal, Montana Nursing Association (MNA)

**Informational Testimony:**

01:12:11 Margaret Morgan, Montana Association of Nurse Anesthesiologists (MANA)  
01:15:43 Dr. Klise, Dentist  
01:16:10 Sen. Facey voiced objection to Dr. Klise giving additional testimony at this time  
01:16:28 Vice Chair Jackson

**Questions from Committee Members and Responses:**

01:16:33 Sen. Facey  
01:19:28 Ms. Battaiole, Cosmetologist  
01:20:47 Sen. Facey  
01:21:53 Dr. Klise  
  
01:22:21 Sen. Windy Boy arrived.  
  
01:23:21 Sen. Facey  
01:25:13 Mr. Kristal, MNA  
01:26:17 Sen. Facey  
01:26:34 Ms. Morgan, MANA  
01:28:40 Sen. Facey  
01:28:43 Dr. Klise  
01:31:22 Sen. Windy Boy  
01:31:52 Rep. Arntzen, redirect, without objection  
01:33:38 Ms. Battaiole  
01:34:22 Sen. Mowbray  
01:38:27 Mr. Kane, DOLI  
01:38:43 Sen. Facey  
01:40:31 Mr. Kane  
01:42:04 Sen. Stewart-Peregoy  
01:44:01 Mr. Kane

**Closing by Sponsor:**

01:45:11 Rep. Arntzen

**Other Business:**

01:47:26 Vice Chair Jackson  
01:48:34 Rep. Arntzen  
01:48:39 Vice Chair Jackson  
01:48:56 Sen. Facey  
01:49:22 Vice Chair Jackson  
01:49:30 Sen. Windy Boy  
01:49:35 Vice Chair Jackson

**ADJOURNMENT**

Adjournment: 10:50 A.M.

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Linda Keim, Secretary

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Additional Documents:

**EXHIBIT([bus33aad.pdf](#))**