

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Vice Chairman Verdell Jackson, on March 23, 2011 at 9:00 AM, in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Verdell Jackson, Vice Chair (R)
Sen. Tom Facey (D)
Sen. Frederick (Eric) Moore (R)
Sen. Carmine Mowbray (R)
Sen. Sharon Stewart-Peregoy (D)
Sen. Mitch Tropila (D)
Sen. Bruce Tutvedt (R)
Sen. Gene Vuckovich (D)

Members Excused:

Sen. Joe Balyeat, Chair (R)
Sen. Donald J. Steinbeisser (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 547, 3/11/2011; HB 334, 3/11/2011

HEARING ON HB 547

Opening Statement by Sponsor:

00:02:01 Rep. Ken Peterson (R), HD 46, opened the hearing on HB 547, Provide insurance coverage for RN specialists who assist physicians.

[EXHIBIT\(bus65a01\)](#)

Proponents' Testimony:

00:05:04 Keith Keierleber, Certified Registered Nurse First Assistant

00:08:07 Frank Cote, Blue Cross Blue Shield of Montana (BCBS)

00:08:51 Aimee Grmoljez, Billings Clinic

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:10:12 Vice Chairman Jackson

00:11:04 Rep. Peterson, redirect, without objection

00:11:49 Mr. Cote, BCBS

Closing by Sponsor:

00:12:20 Rep. Peterson

00:13:14 Vice Chairman Jackson

HEARING ON HB 334

Opening Statement by Sponsor:

00:13:57 Rep. Scott Reichner (R), HD 9, opened the hearing on HB 334, Generally revise workers' compensation.

[EXHIBIT\(bus65a02\)](#)

[EXHIBIT\(bus65a03\)](#)

[EXHIBIT\(bus65a04\)](#)

Proponents' Testimony:

00:52:17 Keith Kelly, Commissioner, Department of Labor and Industry (DOLI)

00:59:07 Sen. Ryan Zinke, SD 2, Whitefish

01:03:18 Jerry Keck, Administrator, Employment Relations Division, DOLI

[EXHIBIT\(bus65a05\)](#)

01:04:20 Vice Chairman Jackson

01:04:27 Mr. Keck

01:05:16 Jon Bennion, Montana Chamber of Commerce

[EXHIBIT\(bus65a06\)](#)

01:07:37 Terry Kramer, President, Kramer Enterprises
 01:10:35 Marty Schuma, President, Dick Anderson Construction, Helena, Great Falls
 01:11:45 Vicki Cocchiarella, Montana Medical Association (MMA)

EXHIBIT(bus65a07)

01:16:24 Bob Olson, Montana Hospital Association (MHA)

EXHIBIT(bus65a08)

01:18:19 Bill Squires, Blackfoot Telecommunications, Missoula
 01:21:10 Barry 'Spook' Stang, Executive Vice President, Montana Motor Carriers Association (MMCA)
 01:22:55 Patrick Heffernan, Montana Wood Products Association (MWPA)
 01:23:54 Jason Todhunter, Montana Logging Association (MLA)

EXHIBIT(bus65a09)

01:25:03 Brad Griffin, President, Montana Retail Association (MRA)
 01:25:22 Joe Unterreiner, President, Kalispell Chamber of Commerce

EXHIBIT(bus65a10)

01:26:17 Rick Clark, Plum Creek Timber Company, Inc.
 01:26:43 Tom Lund, Rocky Mountain Bank, Kalispell
 01:27:47 John Youngberg, Montana Farm Bureau; also speaking for Jay Bodner, Montana Stockgrowers
 01:28:16 Bob Worthington, Montana Self Insurers Association (MSIA); Montana Contractors Compensation Fund (MCCF)
 01:30:19 Steve Wade, on behalf of Allen Hulse, Montana Municipal Insurance Authority (MMIA); and Kerry Hegreberg, Montana Contractors Association (MCA)
 01:31:09 Geoff Feiss, Montana Telecommunications Association (MTA)
 01:32:04 Gail Abercrombie, Montana Petroleum Association (MPA)
 01:32:57 Riley Johnson, National Federation of Independent Business (NFIB)
 01:33:30 Aidan Myhre, Montana-Dakota Resources Group (MDU)
 01:34:13 Elaine Taylor, Montana Beverage Association (MBA)
 01:34:32 Aimee Grmoljez, Montana Lodging Association (MLA); Billings Clinic; Montana Bankers Association (MBA)
 01:35:03 Bill Ward, Benefis Health; St Peter's Hospital; Bozeman Deaconess Hospital
 01:35:18 Mike Foster, Catholic Hospitals of Montana
 01:35:42 Bruce Spencer, Property Casualty Insurance Association (PCIA); American Insurance Association (AIA), Victory Insurance of Montana, Farmers Insurance
 01:37:04 Larry Jones, Liberty Mutual Group (LMG)
 01:37:41 Nancy Butler, Montana State Fund (MSF)
 01:37:52 Lea Tietz, Montana University System Self Insurers Association

Opponents' Testimony:

01:38:30 Don Judge, Montana Nurses Association (MNA)
 01:44:00 Darcy Dahle, Mosby, Montana Police Protective Association (MPPA)
 01:44:40 James Pontrelli, Missoula Police Department (MPD); MPPA

EXHIBIT(bus65a11)

01:48:25 Mark Cady, Billings Police Department, MPPA

EXHIBIT(bus65a12)

01:52:45 "J.D." Lynch, Teamsters Local Union #2
 01:55:43 Shane Schaff, Billings Law Enforcement Officer, MPPA

EXHIBIT(bus65a13)

01:59:13 Stacy Lear, Detective, Missoula Police Department; MPPA

EXHIBIT(bus65a14)

02:01:09 Jason Miller, Teamsters Local #190; Labor-Management Advisory Council (LMAC)

02:05:40 Lorena Pettet, American Physical Therapy Association(APTA); Occupational Health Physical Therapy Group(OHPTG)

EXHIBIT(bus65a15)

02:08:13 Gary Lusin, Physical Therapist, Bozeman; Montana Chapter-American Physical Therapy Association (MAPTA)

EXHIBIT(bus65a16)

02:09:50 Chris Cavazos, Montana State American Federation of Labor-Congress of Industrial Organizations (AFL-CIO)

02:10:53 Mona Jamison, MAPTA

02:16:31 Kirk Hansen, Physical Therapist, Helena

02:16:44 John Forkan, American Federation of State, County and Municipal Employees (AFSCME); Montana Association of Plumbers and Pipefitters (MAPP)

02:17:39 Jacquelyn Lenmark, Montana Health Systems (MHS), American Insurance Association (AIA)

02:23:46 David Lighthall, Attorney representing injured workers, Missoula

02:25:31 Tim Aten, self

02:26:27 Richard Martin, Attorney, Great Falls

02:27:21 Rick Pyfer, Attorney representing injured workers, Helena; also speaking on behalf of injured worker Julie Toney

EXHIBIT(bus65a17)

02:31:06 Jay Shaver, Physical Therapist, American Physical Therapy Association (APTA)

02:31:21 Tom Murphy, Attorney representing injured workers, Great Falls

02:33:32 Andrea Olson, Attorney, Montana Trial Lawyers Association (MTLA)

EXHIBIT(bus65a18)

Informational Testimony: None

Questions from Committee Members and Responses:

02:36:25 Sen. Tutvedt

02:38:28 Rep. Reichner

02:40:39 Sen. Facey

02:40:42 Mr. Keith Kelly, DOLI, redirect, without objection

02:42:21 Mr. Keck, DOLI

02:43:12 Sen. Facey

02:43:16 Mr. Kelly

02:45:02 Sen. Facey

02:45:47 Ms. Cocchiarella, MMA

02:47:02 Sen. Facey

02:47:08 Mr. Jones, LMG

02:49:09 Sen. Facey

02:49:46 Ms. Butler, MSF

02:51:12 Vice Chairman Jackson

02:51:27 Rep. Reichner

02:52:10 Sen. Vuckovich

02:52:18 Rep. Reichner, redirect, without objection

02:53:39 Mr. Keck
02:54:15 Sen. Tutvedt
02:54:40 Mr. Keck, redirect, without objection
02:55:09 Sen. Reichner
02:56:59 Sen. Tutvedt
02:58:16 Mr. Keck
02:58:20 Sen. Tropila
02:59:13 Mr. Murphy, Great Falls Attorney

Closing by Sponsor:

03:00:46 Rep. Reichner
03:05:23 Vice Chairman Jackson

ADJOURNMENT

Adjournment: 12:05 P.M.

Linda Keim, Secretary

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Additional Documents:

EXHIBIT([bus65aad.pdf](#))