

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Elsie Arntzen, on March 4, 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. Jonathan McNiven (R)
Rep. Pat Noonan (D)
Rep. Scott Reichner (R)
Rep. Michele Reinhart (D)
Rep. Matthew M. Rosendale Sr (R)
Rep. Daniel R. Salomon (R)
Rep. Sterling Small (R)
Rep. Cary Smith (R)
Rep. Carolyn Squires (D)
Rep. Gordon Vance (R)

Members Excused: Rep. Harry Klock (R)
Rep. Jeffery W. Welborn (R)

Members Absent: None

Staff Present: Bart Campbell, Legislative Branch
Sandra Sullivan, 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: SB 165, 2/22/2011; SB 201, 2/22/2011; SB 203, 2/22/2011; HB 458, 2/22/2011

HEARING ON SB 165

Opening Statement by Sponsor:

00:01:24 Sen. Joe Balyeat (R), SD 34, opened the hearing on SB 165, Revise professional board law regarding discrimination/trade restraint.

Proponents' Testimony:

00:10:48 Keith Allen, Local 233, International Brotherhood of Electrical Workers

Opponents' Testimony: None

Informational Testimony:

00:12:12 Don Judge, Montana Nurses' Association

Questions from Committee Members and Responses:

00:12:38 Rep. Reichner
00:13:13 Sen. Balyeat
00:13:29 Rep. Reichner
00:13:40 Vice Chairman Hunter
00:14:18 Sen. Balyeat
00:15:08 Chairwoman Arntzen
00:15:29 Sen. Balyeat

Closing by Sponsor:

00:16:29 Sen. Balyeat

00:16:50 Chairwoman Arntzen
00:16:57 Sen. Balyeat
00:17:14 Chairwoman Arntzen

HEARING ON SB 201

Opening Statement by Sponsor:

00:18:07 Sen. Edward Walker (R), SD 29, opened the hearing on SB 201, Require small business impact analyses prior to adoption of administrative rule.

Proponents' Testimony:

00:22:04 Jon Bennion, Montana Chamber of Commerce
00:27:32 Dustin Stewart, Montana Building Industry Association (MBIA)
00:28:42 Rep. Salomon left.
00:28:59 Jason Todhunter, Montana Logging Association
00:30:01 Erin MacLean, Montana Medical Association
00:30:38 Riley Johnson, National Federation of Independent Businesses (NFIB)
00:32:32 Cary Hegreberg, Executive Director, Montana Contractors Association
00:34:32 Patrick Heffernan, Montana Wood Products Association

Opponents' Testimony:

00:35:40 Evan Barrett, Chief Business Development Officer, Office of Economic Development, Office of Governor (GOV)
00:39:28 Rep. Welborn arrived and Rep. Reichner left.
00:42:20 Jack Kane, Division Administrator, Business Standards Division, Department of Labor and Industry (DLI)
00:47:26 Christian MacKay, Executive Officer, Montana Board of Livestock
00:54:34 Anne Hedges, Montana Environmental Information Center (MEIC)

Informational Testimony:

01:00:19 Candace West, Chief Legal Council, Department of Natural Resources and Conservation (DNRC)

Questions from Committee Members and Responses:

01:01:00 Rep. Smith
01:01:44 Mr. Barrett, GOV
01:03:10 Rep. Smith
01:03:19 Mr. Barrett
01:03:47 Rep. Squires
01:04:07 Mr. Bennion
01:04:14 Rep. Squires
01:04:50 Mr. Bennion
01:05:06 Rep. Squires
01:05:47 Rep. Salomon returned and Rep. Court left.
01:07:07 Mr. Bennion
01:07:57 Rep. Squires
01:08:07 Rep. Court returned.
01:08:39 Mr. Bennion
01:10:22 Rep. Squires
01:12:33 Rep. Clark
01:13:15 Mr. MacKay
01:14:29 Rep. Clark
01:15:17 Mr. MacKay
01:16:00 Rep. Reinhart
01:17:15 Mr. MacKay
01:18:12 Rep. Reinhart
01:18:22 Mr. MacKay
01:18:43 Rep. Reinhart
01:18:51 Mr. MacKay
01:19:39 Rep. Reinhart
01:20:01 Ms. West, DNRC
01:22:17 Rep. Reinhart
01:22:30 Ms. West
01:24:25 Rep. Reinhart
01:24:48 Mr. Kane, DLI
01:24:51 Rep. Reinhart
01:24:56 Mr. Kane
01:25:39 Rep. Furey left.
01:26:12 Rep. Reinhart
01:26:19 Mr. Kane

01:26:28 Rep. Reinhart
01:26:44 Mr. Kane
01:27:38 Vice Chairman Hunter
01:27:51 Rep. Furey returned.
01:28:32 Sen. Walker
01:28:52 Vice Chairman Hunter
01:29:53 Sen. Walker
01:31:19 Vice Chairman Hunter
01:32:58 Sen. Walker
01:34:15 Rep. McNiven
01:34:41 Ms. Hedges, MEIC
01:34:52 Rep. McNiven
01:35:22 Sen. Walker
01:36:05 Rep. McNiven
01:37:13 Sen. Walker
01:37:53 Rep. Smith
01:38:29 Sen. Walker

Closing by Sponsor:

01:39:37 Sen. Walker

HEARING ON SB 203

Opening Statement by Sponsor:

01:44:06 Sen. Ryan Zinke (R), SD 2, opened the hearing on SB 203, Allow non-brewery sale of beer in growlers for off premises consumption.

[EXHIBIT\(buh49a01\)](#)

[EXHIBIT\(buh49a02\)](#)

Proponents' Testimony:

01:49:07 Tony Herbert, Executive Director, Montana Brewers Association
01:50:47 Mark Staples. Montana Tavern Association

Opponents' Testimony: None

Informational Testimony:

01:51:25 C. A. Daw, Chief Legal Council, Department of Revenue (DOR)

Questions from Committee Members and Responses:

01:51:52 Rep. Furey
01:52:30 Sen. Zinke
01:53:36 Rep. Furey
01:53:50 Sen. Zinke
01:54:03 Rep. Boland
01:54:23 Sen. Zinke
01:55:06 Vice Chairman Hunter

Closing by Sponsor:

01:55:33 Sen. Zinke

01:57:48 Meeting recessed.

02:13:56 Meeting resumed.

HEARING ON HB 458

Opening Statement by Sponsor:

02:14:26 Rep. Jeffery Welborn (R), HD 72, opened the hearing on HB 458, Revise laws related to outfitting and net client hunter use.

Proponents' Testimony:

02:17:28 Rep. Flynn, HD 68

02:20:03 Mary Ellen Schnur, Outfitter, Montana Outfitters and Guides Association

[EXHIBIT\(buh49a03\)](#)

[EXHIBIT\(buh49a04\)](#)

02:26:52 Jean Johnson, Montana Outfitters and Guides Association

Opponents' Testimony: None

Informational Testimony:

02:32:16 Jeannie Worsch, Chief, Business and Occupational Licencing Bureau, DLI

Questions from Committee Members and Responses: None

Closing by Sponsor:

02:32:51 Rep. Welborn

02:33:36 Chairwoman Arntzen

ADJOURNMENT

11:37:00 Adjournment

Sandra Sullivan, Secretary

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Additional Documents:

EXHIBIT([buh49aad.pdf](#))