

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Joe Balyeat, on February 8, 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. Sharon Stewart-Peregoy (D)
Sen. Mitch Tropila (D)
Sen. Gene Vuckovich (D)
Sen. Jonathan Windy Boy (D)

Members Excused: Sen. Donald J. Steinbeisser (R)
Sen. Bruce Tutvedt (R)

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 29, 2/3/2011; SB 259, 2/3/2011; SB 260, 2/3/2011

Executive Action: SB 250 Tabled

HEARING ON SB 259

Opening Statement by Sponsor:

00:01:12 Sen. Edward Buttrey (R), SD 13, opened the hearing on SB 259, Require
impoundment of license plates if driver is uninsured.

EXHIBIT(bus31a01)

Proponents' Testimony:

00:10:34 Rep. Max Yates, HD 74

Opponents' Testimony:

00:12:12 Bruce Spencer, Property Casualty Insurers of America (PCIA), Montana
Automobile Dealers Association

00:15:35 John MacDonald, City of Missoula, Municipal Court System

Informational Testimony:

00:16:46 Brenda Nordlund, Department of Justice (DOJ)

00:17:51 Greg VanHorsen, State Farm Insurance Company

Questions from Committee Members and Responses:

00:19:05 Sen. Windy Boy

00:22:41 Ms. Nordlund, DOJ

00:23:01 Sen. Moore

00:23:47 Sen. Buttrey

00:24:34 Sen. Facey

00:24:56 Ms. Nordlund, redirect, without objection

00:25:11 Mr. VanHorsen

00:26:11 Sen. Facey

00:27:19 Sen. Buttrey

00:28:20 Sen. Tropila

00:31:41 Sen. Buttrey

00:32:52 Sen. Moore

00:33:00 Sen. Buttrey

00:34:56 Sen. Jackson

00:35:34 Sen. Buttrey

00:36:12 Chairman Balyeat

00:37:06 Sen. Windy Boy

00:37:40 Ms. Nordlund

00:38:05 Sen. Windy Boy

00:40:25 Mr. VanHorsen

00:40:32 Chairman Balyeat

00:44:25 Mr. Spencer, PCIA

00:44:55 Chairman Balyeat, redirect, without objection

00:45:25 Dwight Easton, Farmers Insurance

00:45:41 Chairman Balyeat, redirect without objection
00:45:44 Ms. Nordlund
00:47:41 Chairman Balyeat
00:50:03 Sen. Buttrey
00:51:09 Sen. Tropila
00:52:14 Sen. Buttrey
00:52:44 Sen. Tropila
00:53:11 Mr. Spencer
00:53:20 Sen. Windy Boy
00:55:37 Sen. Buttrey

Closing by Sponsor:

00:56:38 Sen. Buttrey
01:00:16 Chairman Balyeat

HEARING ON HB 29

Opening Statement by Sponsor:

01:01:11 Rep. Jonathan McNiven (R), HD 44, opened the hearing on HB 29, Expand criteria for extraordinary event exceptions to uses of credit information.

Proponents' Testimony:

01:05:03 Jackie Boyle, on behalf of Monica Lindeen, Commissioner of Securities and Insurance
01:05:48 Dwight Easton, Farmers Insurance
01:06:08 Bruce Spencer, Property Casualty Insurers of America (PCIA), All State Insurance
01:06:27 Greg VanHorsen, State Farm Insurance

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:06:52 Sen. Moore
01:07:20 Rep. McNiven
01:08:04 Sen. Facey
01:08:08 Rep. McNiven
01:08:33 Sen. Vuckovich
01:08:41 Rep. McNiven

Closing by Sponsor:

01:09:09 Rep. McNiven

01:09:51 Chairman Balyeat

01:10:08 Recess

01:16:03 Resume

HEARING ON SB 260

Opening Statement by Sponsor:

01:16:13 Sen. Jonathan Windy Boy (D), SD 16, opened the hearing on SB 260, Require car insurance companies to provide disclosure on how rates are determined.

01:18:00 Chairman Balyeat left the room and Vice Chair Jackson assumed the Chair.

Proponents' Testimony:

01:20:08 Sarah Sather, Montana Public Interest Research Group (Mt PIRG)

01:20:56 Ann Brodsky, Legal Counsel to Governor Schweitzer

Opponents' Testimony:

01:23:06 Dwight Easton, Farmers Insurance

01:26:00 Sen. Balyeat returned

01:26:07 Bruce Spencer, Property Casualty Insurers Association (PCIA)

01:31:07 Greg VanHorsen, State Farm Insurance (SFI)

01:33:21 Vice Chair Jackson

EXHIBIT(bus31a02)

01:33:34 Ms. Murdo, LSD

01:33:42 Jacqueline Lenmark, American Insurance Association (AIA)

Informational Testimony: None

Questions from Committee Members and Responses:

01:34:08 Sen. Facey

01:35:01 Sen. Windy Boy

01:36:10 Sen. Facey

01:36:47 Ms. Brodsky, Governor's Office

01:37:58 Sen. Facey

01:38:31 Mr. Spencer, PCIA

01:38:53 Sen. Mowbray

01:42:00 Mr. Spencer

Closing by Sponsor:

01:42:30 Sen. Windy Boy

01:45:25 Vice Chair Jackson

01:45:36 Chairman Balyeat re-assumed the position of Chair.

EXECUTIVE ACTION ON HB 29

01:46:43 **Motion:** Sen. Mowbray moved that **HB 29 BE CONCURRED IN.**

Discussion:

01:47:04 Sen. Windy Boy
01:48:19 Ms. Murdo
01:49:17 Chairman Balyeat
01:51:15 Sen. Windy Boy
01:52:30 Chairman Balyeat
01:53:54 Sen. Facey
01:55:16 Sen. Moore
01:56:25 Sen. Facey
01:56:59 Chairman Balyeat
01:57:24 Sen. Vuckovich
01:57:55 Chairman Balyeat
01:58:20 Sen. Mowbray
01:58:54 Sen. Stewart-Peregoy
02:00:24 Sen. Facey
02:01:22 Sen. Windy Boy
02:02:01 Chairman Balyeat
02:02:20 Sen. Windy Boy
02:02:38 Chairman Balyeat
02:03:21 Sen. Mowbray
02:03:59 Chairman Balyeat

02:04:06 Sen. Mowbray withdrew the motion.

02:04:16 Chairman Balyeat

EXECUTIVE ACTION ON SB 250

02:04:35 Chairman Balyeat
EXHIBIT(bus31a03)

02:04:45 **Motion:** Sen. Facey moved that **SB 250 DO PASS.**

02:05:46 **Motion:** Sen. Facey moved that **SB 250 BE AMENDED.**
EXHIBIT(bus31a04)

Discussion:

02:06:00 Sen. Facey
02:06:47 Chairman Balyeat
02:06:52 Sen. Windy Boy
02:07:18 Chairman Balyeat

02:07:22 **Vote:** Motion carried unanimously by voice vote. Sen. Steinbeisser and Sen. Tutvedt voted by proxy.

02:07:44 **Motion:** Sen. Facey moved that **SB 250 DO PASS AS AMENDED.**

Discussion:

02:08:01 Chairman Balyeat

02:09:31 Sen. Stewart-Peregoy

02:11:40 Sen. Moore

02:12:00 Ms. Murdo

02:12:32 **Vote:** Motion failed 2-9 by roll call vote with Sen. Facey and Sen. Stewart-Peregoy voting aye. Sen. Steinbeisser and Sen. Tutvedt voted by proxy. Without objection, Sen. Facey moved to reverse the vote and Table SB 250.

02:13:57 Chairman Balyeat

ADJOURNMENT

Adjournment: 11:18 A.M.

Linda Keim, Secretary

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Additional Documents:

EXHIBIT([bus31aad.pdf](#))