BUSINESS REPORT

MONTANA SENATE
63rd LEGISLATURE - REGULAR SESSION

SENATE BUSINESS, LABOR, AND ECONOMIC AFFAIRS COMMITTEE

Date: Tuesday, January 15, 2013
Place: Capitol

Time: 9:00 AM
Room: 422

BILLS and RESOLUTIONS HEARD:

SB 29 - Revise primary sector workforce program laws
SB 64 - Revise certain complaint provisions for professional and occupational licensing
SB 93 - Revise Montana Mortgage Act

EXECUTIVE ACTION TAKEN:

SB 29 - Do Pass
SB 64 - Do Pass As Amended

Comments:

SEN. Jon Sonju, Chair

MONTANA STATE SENATE
ROLL CALL
BUSINESS, LABOR, AND ECONOMIC AFFAIRS

DATE: 1-15, 2013

NAME	PRESENT	ABSENT/ EXCUSED
Vice Chair Jackson	✓	
Senator Facey	✓	
Senator Arntzen	✓	
Senator Moore		✓
Senator Stewart-Peregoy	✓	
Senator Barrett	✓	
Senator Brown	✓	
Senator Van Dyk	✓	
Senator Vuckovich	✓	
Chairman Sonju	✓	

10 Committee Members

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Business, Labor, and Economic Affairs** recommend that **Senate Bill 29** (first reading copy -- white) **do pass**.

Signed: _____
Senator Jon Sonju, Chair

- END -

Committee Vote:
Yes 10, No 0
Fiscal Note Required __

SB0029001SC.swr

SENATE STANDING COMMITTEE REPORT

Mr. President:

We, your committee on **Business, Labor, and Economic Affairs** recommend that **Senate Bill 64** (first reading copy -- white) **do pass as amended**.

Signed: _____
Senator Jon Sonju, Chair

And, that such amendments read:

1. Title, page 1, line 5 through line 6.
Strike: "ALLOWING" on line 5 through "CONDITIONS;" on line 6

2. Title, page 1, line 9.
Strike: "AMENDING" through "MCA;"

3. Page 1, line 14 through page 2, line 17.
Strike: sections 1 and 2 in their entirety
Renumber: subsequent sections

4. Page 2, line 24.
Strike: "3"
Insert: "1"

5. Page 2, line 25.
Strike: "3]"
Insert: "1]"

6. Page 2, line 26.
Strike: "3]"
Insert: "1]"

7. Page 2, line 27.
Strike: "3]"

Committee Vote:
Yes 9, No 1
Fiscal Note Required __

SB0064001SC.swr

Insert: "1]"

8. Page 2, line 28.
Strike: "3]"
Insert: "1]"

9. Page 2, line 29.
Strike: "3]"
Insert: "1]"

- END -

AUTHORIZED
COMMITTEE PROXY

I request to be excused from the **Senate Business, Labor and Economic Affairs Committee** because of other commitments. I desire to leave my proxy vote with:

Verdell Jackson

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	BILL/AMENDMENT	AYE	NO
SB 29	X				
SB 64					
Amendment SB0064 01 afm	X				
SB 64	X				

Sen. [signature]

SEN. ERIC MOORE

Date: 1/15/2013

MONTANA STATE SENATE
Visitors Register
SENATE BUSINESS, LABOR, AND ECONOMIC AFFAIRS COMMITTEE

Tuesday, January 15, 2013
SB 29 - Revise primary sector workforce program laws
Sponsor: **Senator Edward Buttrey**

PLEASE PRINT

Name	Representing	Support	Oppose
Rick Edwards	MEDA	✓	
Brigid Burke	MEDA	✓	
Dan Rumelhart	MEDA	✓	
Jim Dawson	AARP	✓	
Andy Poole	Commerce	✓	

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA STATE SENATE
Visitors Register
SENATE BUSINESS, LABOR, AND ECONOMIC AFFAIRS COMMITTEE

Tuesday, January 15, 2013
SB 93 - Revise Montana Mortgage Act
Sponsor: **Senator Gene Vuckovich**

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Name	Representing	Support	Oppose
Melanie Hall	Div. of Banking	✓	
Kelly O'Sullivan	Division of Banking	✓	
Stuart Doggett	MT Land Title Assoc. & MT Manufactured Housing & RV Association	with amendments	
RICK EDWARDS	MEDA		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA STATE SENATE
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Tuesday, January 15, 2013
SB 64 - Revise certain complaint provisions for professional and occupational licensing
Sponsor: **Senator Tom Facey**

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Name	Representing	Support	Oppose
DAVID HOMILION	MT Dental Assoc		X

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

Colleen Grass, RDH
3248 Harness Loop
Helena, MT 59602

January 13, 2013

Dear Chairman Sonju and Members of the Business, Labor and Economic Affairs Committee:

I am writing in regard to SB 64 which was introduced by request of the Department of Labor and Industry regarding complaints against social workers, marriage counselors and professional counselors. We are concerned that the way it is written, SB 64 will affect every profession under Title 37, not just those stated in the title of the bill.

We understand the intent and would like to support the clinical counselors, social workers and marriage counselors if the bill could be rewritten so the amendment is in 37-22, 37-23 and 37-37, rather than 37-1.

The Montana Dental Hygienists' Association believes that professionals serving on the Board of Dentistry's screening panel have comprehensive knowledge and the duty to determine whether complaints against dentists and dental hygienists merit investigation.

We hope SB64 can be modified to state that "The department may refuse to process a complaint *against a social worker, LCC or marriage counselor* if the factual allegations of the complaint, even if true, do not constitute a violation of any applicable statute, rule, or standard." OR put the amendment in 37-22, 23 and 37 instead of 37-1.

Respectfully,

Colleen Grass, RDH
Legislative Chairman
Montana Dental Hygienists' Association

Montana Department of Revenue

BUSINESS & LABOR
EXHIBIT NO.
DATE 1-15-13
BILL NO.

Mike Kadas
Director

Steve Bullock
Governor

Memorandum

To: House Business and Labor Committee
Senate Business, Labor and Economic Affairs

From: Shauna Helfert

Date: January 14, 2013

Subject: Response to alcohol beverage control questions received at joint session on January 9, 2013

Dear Legislator,

Thank you for the opportunity to provide background on alcohol beverage control in Montana at your joint session on January 9, 2013. A couple of topics were raised during the presentation that I promised additional information on.

The topic of violations issued to licensees from the liquor control division was discussed and it was requested the department provide the number of violations issued. Please see the chart below detailing the number of violations and the type of violation for the past two few years. The number of violations issued is less than 4% of the number licenses.

	2011	2012
Sales of Minor	143	97
Undisclosed Ownership	13	22
No approval to alter premise	8	5
Serving after hours	4	2
Sales to intoxicated	2	2
Miscellaneous	28	22
Total	**198**	**150**

The second topic was how the distance of 5 miles from the corporate limits of any incorporated city for licensing is measured in respect to the licensed business.

Montana law (Montana Code Annotated, 16-4-201 and 16-4-104) determines it must be measured in a straight line from the nearest entrance of the premises proposed for licensing to the nearest corporate boundary of the city or town. The distance measured in a straight line is certified by a certified surveyor who uses aerial photos and measurement tools, including GPS.

I hope that helps complete the additional information requested. If you have further questions, please let me know. I am happy to help.