

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON BUSINESS AND LABOR

**Call to Order:** Chair Tom Berry, on January 16, 2013 at 9:00 A.M., in Room 172 Capitol

#### ROLL CALL

**Members Present:**

Rep. Tom Berry, Chair (R)  
Rep. Carlie Boland, Vice Chair (D)  
Rep. Daniel R. Salomon, Vice Chair (R)  
Rep. Christy Clark (R)  
Rep. Amanda Curtis (D)  
Rep. Steve Fitzpatrick (R)  
Rep. Edward Greef (R)  
Rep. Roger A. Hagan (R)  
Rep. Chuck Hunter (D)  
Rep. Mike Lang (R)  
Rep. Jonathan McNiven (R)  
Rep. David (Doc) Moore (R)  
Rep. Reilly Neill (D)  
Rep. Rae Peppers (D)  
Rep. Gordon Pierson Jr (D)  
Rep. Scott Reichner (R)  
Rep. Cary Smith (R)  
Rep. Carolyn Squires (D)  
Rep. Tom Steenberg (D)  
Rep. Jeffrey W. Welborn (R)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Ellen Bush, Committee Secretary  
Bart Campbell, 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 22, 1/11/2013; HB 60, 1/16/2013

Executive Action: HB 58, HB 65, HB 117, 118, 138

00:24:49 Chair Berry

### **HEARING ON HB 22**

#### **Opening Statement by Sponsor:**

00:24:59 Rep. Kimberly Dudik (D), HD 99, opened the hearing on HB 22, Generally revise state auditor laws on insurance.

#### **Proponents' Testimony:**

00:26:35 Adam Schafer, Deputy Commissioner of Securities and Insurance, State Auditor's Office (SAO)

00:34:26 Chair Berry

00:34:32 Aimee Grmoljez, Montana Captive Insurance Association (MCIA)

00:35:05 Chair Berry

00:35:07 Greg Van Horssen, State Farm Insurance

00:36:59 Steve Turkiewicz, Montana Bankers Association (MBA)

00:37:51 Roger McGlenn, Attorney Liability Protection Society (ALPS)

00:38:18 Gary Matthews, Victory Insurance Company (VIC)

**Opponents' Testimony:** None

#### **Informational Testimony:**

00:38:55 Mr. Schafer, SAO

[EXHIBIT\(buh08a01\)](#)

#### **Questions from Committee Members and Responses:**

00:39:14 Rep. Smith

00:39:42 Ms Grmoljez, MCIA

00:40:33 Steve Matthews, Chief Financial Examiner, State Auditor's Office (SAO)

00:41:39 Rep. Smith

00:41:44 Rep. Clark

00:41:59 Mr. Matthews, SAO

00:42:25 Rep. Clark

00:42:40 Mr. Matthews, SAO

00:43:50 Rep. Smith

00:44:14 Mr. Mathews, SAO

00:44:18 Rep. Smith

00:44:23 Mr. Mathews, SAO

#### **Closing by Sponsor:**

00:44:41 Rep. Dudik

### **HEARING ON HB 60**

#### **Opening Statement by Sponsor:**

00:45:39 Rep. Tom Berry (R), HD 45, opened the hearing on HB 60, Revising termination date for required review of certain boards.

**Proponents' Testimony:** None

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:48:28 Rep. Squires

**Closing by Sponsor:**

00:50:07 Rep. Berry

00:50:22 Vice Chair Salomon

00:50:52 Recessed.

01:14:02 Reconvened. Rep. Fitzpatrick did not return.

01:14:07 Chair Berry

**EXECUTIVE ACTION ON HB 58**

01:14:50 Rep. Squires

01:15:00 **Motion:** Rep. Salomon moved that **HB 58 DO PASS.**

01:15:21 **Motion:** Rep. Hagan moved **HB 58 Be Amended.**  
[EXHIBIT\(buh08a02\)](#)

**Discussion:**

01:16:15 Mr. Campbell, LSD

01:17:16 Rep. Hagan

01:17:38 Rep. Hunter

01:18:35 Rep. Hagan

01:19:09 Rep. Hunter

01:19:16 Mr. Campbell, LSD

01:20:07 Rep. Hunter

01:20:21 Rep. Reichner

01:20:31 **Vote:** Motion carried unanimously by voice vote. Rep. Fitzpatrick voted by proxy.

01:20:54 **Motion:** Rep. Hagan moved that **HB 58 DO PASS AS AMENDED.**

**Discussion:**

01:21:07 Rep. Hagan

01:22:20 Rep. Lang

01:22:26 **Vote:** Motion carried 19-1 by voice vote with Rep. Clark voting no. Rep. Fitzpatrick voted by proxy.

**EXECUTIVE ACTION ON HB 65**

01:23:06 **Motion:** Rep. Salomon moved that **HB 65 DO PASS.**

01:23:34 **Vote:** Motion carried 18-2 by voice vote with Rep. Fitzpatrick and Rep. Smith voting no. Rep. Fitzpatrick voted by proxy.

01:23:45 Chair Berry

**EXECUTIVE ACTION ON HB 116**

01:24:00 **Motion:** Rep. Salomon moved that **HB 116 DO PASS.**

01:24:24 **Vote:** Motion carried 17-3 by voice vote with Rep. Fitzpatrick, Rep. Smith and Rep. Welborn voting no. Rep. Fitzpatrick voted by proxy.

01:24:53 Chair Berry

**EXECUTIVE ACTION ON HB 117**

01:25:04 **Motion/Vote:** Rep. Salomon moved that **HB 117 DO PASS.** Motion carried 19-1 by voice vote with Rep. Fitzpatrick voting no. Rep. Fitzpatrick voted by proxy.

01:25:52 Chair Berry

**EXECUTIVE ACTION ON HB 118**

01:25:54 **Motion/Vote:** Rep. Salomon moved that **HB 118 DO PASS.** Motion carried 19-1 by voice vote with Rep. Smith voting no. Rep. Fitzpatrick voted by proxy.

**EXECUTIVE ACTION ON HB 138**

01:26:37 Chair Berry

01:26:45 **Motion:** Rep. Salomon moved that **HB 138 DO PASS.**

01:26:51 Mr. Campbell, LSD

01:27:18 **Motion:** Rep. Salomon moved that **HB 138 Be Amended.**

[EXHIBIT\(buh08a03\)](#)

**Discussion:**

01:27:43 Chair Berry

01:27:56 Mr. Campbell, LSD

01:29:08 Rep. Welborn

01:29:11 Chair Berry

01:29:14 Rep. Squires

01:29:25 Mr. Campbell, LSD

01:29:47 Rep. Squires  
01:30:11 Mr. Campbell, LSD  
01:30:43 Rep. Squires  
01:30:47 Chair Berry  
01:30:51 Melanie Hall, Division of Banking and Financial Institutions, Department of  
Administration (DOA)  
01:31:25 Mr. Campbell, LSD  
01:31:31 Ms. Hall, DOA  
01:32:20 Chair Berry  
01:32:34 Ms. Hall, DOA  
01:32:37 Rep. Welborn  
01:32:54 Ms. Hall, DOA  
01:33:18 Chair Berry  
01:33:21 Rep. Squires  
01:33:24 Mr. Campbell  
01:34:20 Rep. Squires  
01:34:33 Steve Turkowicz, MBI  
01:35:37 Rep. Squires  
01:35:43 Rep. Welborn  
01:35:50 Chair Berry  
  
01:35:55 **Vote:** Motion carried unanimously by voice vote. Rep. Fitzpatrick voted by  
proxy.  
  
01:36:07 **Motion/Vote:** Rep. Salomon moved that **HB 138 DO PASS AS AMENDED.**  
Motion carried unanimously by voice vote. Rep. Fitzpatrick voted by proxy.  
  
01:36:33 Chair Berry

**ADJOURNMENT**

Adjournment: 001:38:00

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Ellen Bush, Secretary

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Additional Documents:

**EXHIBIT([buh08aad.pdf](#))**