

## MINUTES

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

#### COMMITTEE ON BUSINESS AND LABOR

**Call to Order:** Chair Tom Berry, on January 18, 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. 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. Tom Steenberg (D)  
Rep. Jeffrey W. Welborn (R)

**Members Excused:** Rep. Daniel R. Salomon, Vice Chair (R)  
Rep. Carolyn Squires (D)

**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 82, 1/15/2013; HB 94, 1/15/2013;  
Executive Action HB 82, HB 94

00:18:35 Chair Berry

[EXHIBIT\(buh10a01\)](#)

### HEARING ON HB 82

#### Opening Statement by Sponsor:

00:19:14 Rep. Scott Reichner (R), HD 9, opened the hearing on HB 82, Revise applicability of extraterritorial worker's compensation agreements.

#### Proponents' Testimony:

00:22:15 Diana Ferriter, Administrator, Employment Relations Division, Department of Labor and Industry (DLI)

[EXHIBIT\(buh10a02\)](#)

00:27:20 Riley Johnson, Montana Director, National Federation of Independent Business (NFIB)

00:27:34 Webb Brown, Montana Chamber of Commerce

00:26:29 Nancy Butler, Montana State Fund

Opponents' Testimony: None

Informational Testimony: None

#### Questions from Committee Members and Responses:

00:28:02 Chair Berry

00:28:05 Rep. Smith

00:28:35 Rep. Reichner

00:29:00 Rep. Fitzpatrick

00:29:20 Ms Ferriter, DLI

00:29:40 Chair Berry

00:29:45 Rep. Hunter

#### Closing by Sponsor:

00:30:13 Rep. Reichner

### HEARING ON HB 94

#### Opening Statement by Sponsor:

00:30:43 Rep. Ed Lieser (D), HD 4, opened the hearing on HB 94, Include naturopath as health provider in unemployment insurance law.

#### Proponents' Testimony:

00:33:34 Jane Hamman, Montana Association of Naturapathic Physicians (MANP)

00:34:13 Roy Mulvaney, Administrator, Unemployment Insurance Division, Department of Labor and Industry (DOLI)

Opponents' Testimony: None

Informational Testimony: None

**Questions from Committee Members and Responses:**

00:36:26 Rep. Lang  
00:36:54 Ms. Hamman, MANP  
00:37:26 Rep. Clark  
00:37:44 Ms. Hamman, MANP  
00:37:53 Rep. Clark  
00:38:01 Judy Bovington, Chief Counsel, Department of Labor and Industry (DLI)

**Closing by Sponsor:**

00:38:27 Rep. Reichner  
00:39:02 Chair Berry  
  
00:39:50 Recessed  
01:06:33 Reconvened

**EXECUTIVE ACTION ON HB 22**

01:06:52 Chair Berry  
  
01:07:08 **Motion:** Rep. Boland moved that **HB 22 DO PASS.**  
**Discussion:**  
01:07:54 Mr. Campbell, Legislative Services Division (LSD)  
**EXHIBIT(buh10a03)**  
01:08:21 Chair Berry  
01:08:25 Mr. Campbell, LSD  
01:12:08 Chair Berry  
01:12:11 Rep. Boland **WITHDREW MOTION HB 22 DO PASS**

**EXECUTIVE ACTION ON HB 130**

01:12:30 Rep. Boland  
01:13:07 Chair Berry

**EXECUTIVE ACTION ON HB 82**

01:13:33 **Motion/Vote:** Rep. Boland moved that **HB 82 DO PASS.** Motion carried unanimously by voice vote. Rep. Squires voted by proxy.  
  
01:13:52 Chair Berry

**EXECUTIVE ACTION ON HB 94**

01:14:02 **Motion:** Rep. Boland moved that **HB 94 DO PASS.**  
**Discussion:**  
01:15:01 Ms. Bovington, DLI

01:15:56 Chair Berry  
01:16:07 Mr. Mulvaney, DLI  
01:17:05 Chair Berry  
01:17:09 Rep. Lang  
01:17:35 Mr. Mulvaney, DLI  
01:18:09 Chair Berry  
01:18:21 Rep. Hunter  
01:18:55 Rep. Clark  
01:19:32 Chair Berry  
01:19:56 Rep. Moore  
01:20:02 Mr. Mulvaney, DLI  
01:20:22 Rep. Moore  
01:20:31 Mr. Mulvaney, DLI  
01:20:55 Rep. McNiven  
01:21:05 Mr. Mulvaney, DLI  
01:21:27 Rep. McNiven  
01:21:31 Chair Berry  
01:21:43 Rep. Lang

01:23:35 **Vote:** Motion carried 17-2 by roll call vote with Rep. Fitzpatrick and Rep. Welborn voting no. Rep. Squires voted by proxy.

01:23:47 Mr. Campbell, LSD  
01:23:39 Chair Berry

**ADJOURNMENT**

Adjournment: 01:24:00

---

Ellen Bush, Secretary

eb

Additional Documents:

**EXHIBIT([buh10aad.pdf](#))**