

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Tom Berry, on January 28, 2013 at 10:00 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 Services Division (LSD)

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 207, 1/21/2013; HB 232, 1/21/2013

Executive Action: HB 197, HB 226, HB 250

00:15:44 Chair Berry

HEARING ON HB 232**Opening Statement by Sponsor:**

00:15:59 Rep. Austin Knudsen (R), HD 36, opened the hearing on HB 232, Strengthen exclusive remedy laws in workers' compensation.

[EXHIBIT\(buh18a01\)](#)**Proponents' Testimony:**

00:24:49 Glenn Oppel, Montana Chamber of Commerce (MCC)

[EXHIBIT\(buh18a02\)](#)

00:27:11 Brad Griffin, Montana Retail Association and Montana Restaurant Association

00:27:39 Riley Johnson, National Federation of Independent Business

00:27:55 Steve Turkiewicz, Montana Banking Association

00:29:30 Jack Walsh, Montana Building Industry Association

00:29:51 John Alke, Montana Defense Trial Lawyers Association (MDTL)

00:33:45 Mark Baker, Kalispell Chamber of Commerce (KCC) and Plum Creek Timber Company

00:35:01 Gary Spaeth, Independent Solid Waste Contractors

00:36:07 Barry Stang, Montana Motor Carriers

00:36:35 Dick Brown, President, Montana Hospital Association

00:37:04 Kevin Braun, Montana State Fund (MSF)

00:37:25 Harold Blattie, Executive Director, Montana Association of Counties (MACo)

00:38:00 Margaret Morgan, Montana Independent Contractors Association

00:38:27 Steve Wade, Montana Self Insurers Association

Opponents' Testimony:

00:38:49 Al Smith, Montana Trial Lawyers Association

Informational Testimony: None**Questions from Committee Members and Responses:**

00:45:42 Rep. Hunter

00:46:54 Mr. Braun, MSF

00:47:48 Rep. Hunter

00:48:04 Mr. Braun, MSF

00:48:22 Rep Hunter

00:49:20 Mr. Smith, MTLA

00:49:49 Rep. Hunter

00:50:32 Mr. Smith, MTLA

00:50:36 Rep. Hunter

00:50:40 Mr. Smith, MTLA

00:51:19 Rep. Hunter
00:51:37 Mr. Smith, MTLA
00:51:56 Rep. Smith
00:52:42 Mr. Baker, KCC
00:53:23 Rep. Smith
00:53:50 Mr. Oppel, MCC
00:54:45 Rep. Hunter
00:55:25 Mr. Baker, KCC
00:55:54 Rep. Squires
00:56:23 Mr. Smith, MTLA
00:56:44 Rep. Squires
00:57:08 Mr. Smith, MTLA
00:57:38 Rep. Squires
00:58:18 Mr. Smith, MTLA
00:59:01 Rep. Squires
00:59:43 Rep. Reichner
01:00:42 Mr. Braun, MSF
01:01:10 Rep. Reichner
01:01:29 Mr. Braun, MSF
01:02:03 Rep. Reichner
01:02:20 Mr. Braun, MSF
01:03:32 Rep. Reichner
01:03:52 Mr. Braun, MSF
01:04:43 Rep. Hunter
01:05:24 Rep. Hagan
01:06:05 Mr. Braun, MSF
01:06:12 Rep. Fitzpatrick
01:07:27 Mr. Alke, MDTL
01:09:13 Rep Fitzpatrick
01:10:02 Mr. Alke, MDTL
01:10:40 Rep. Hunter
01:11:26 Mr. Alke, MDTL

Closing by Sponsor:

01:13:13 Rep. Knudson

HEARING ON HB 207

Opening Statement by Sponsor:

01:15:19 Rep. Tom Berry (R), HD 45, opened the hearing on HB 207, Revise title insurance countersignature and title exception laws.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

01:17:02 Rep. Berry
01:17:30 Recessed
01:36:57 Reconvened

EXECUTIVE ACTION ON HB 197

01:37:30 **Motion:** Rep. Salomon moved that **HB 197 DO PASS.**
01:38:04 **Motion:** Rep. Salomon moved that **HB 197 BE AMENDED.**
[EXHIBIT\(buh18a03\)](#)

Discussion:

01:38:13 Mr. Campbell, LSD
01:40:15 Rep. Squires
01:40:31 Mr. Campbell, LSD
01:41:07 Rep. Squires
01:41:45 Mr. Campbell, LSD
01:42:07 Rep. Squires
01:42:20 Mr. Campbell, LSD
01:43:30 Rep. Lang
01:44:01 Rep. Berry
01:44:23 **Vote:** Motion carried 11-9 by roll call vote with Rep. Boland, Rep. Curtis, Rep. Hunter, Rep. McNiven, Rep. Neill, Rep. Peppers, Rep. Pierson, Rep. Squires and Rep. Steenberg voting no.
01:46:01 **Motion:** Rep. Salomon moved that **HB 197 DO PASS AS AMENDED.**

Discussion

01:46:09 Rep. Smith
01:46:38 Rep. Hunter
01:46:56 Rep. Moore
01:47:09 Rep. Hagan
01:49:03 **Vote:** Motion failed 6-14 by roll call vote with Rep. Clark, Rep. Hagan, Rep. Lang, Rep. Reichner, Rep. Salomon and Rep. Welborn voting aye.
01:49:07 **Substitute Motion/Vote:** Rep. Clark made a substitute motion that **HB 197 BE TABLED AND THE VOTE REVERSED.** Substitute Motion carried unanimously by roll call vote.

EXECUTIVE ACTION ON HB 207

01:49:30 **Motion:** Rep. Salomon moved that **HB 207 DO PASS.**

01:49:45 **Substitute Motion/Vote:** Rep. Clark made a substitute motion that **HB 207 BE TABLED**. Substitute Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 226

01:49:40 **Motion:** Rep. Salomon moved that **HB 226 DO PASS**.

Discussion:

01:50:03 Rep. Smith
01:50:39 Rep. Boland
01:51:04 Rep. Squires
01:52:02 Rep. Hunter
01:53:16 Rep. Peppers
01:53:35 Rep. Clark
01:55:13 Chair Berry

EXECUTIVE ACTION ON HB 250

1:56:00 **Motion/Vote:** Rep. Salomon moved that **HB 250 DO PASS**. Motion carried unanimously by voice vote.

01:56:35 Chair Berry

ADJOURNMENT

Adjournment: 01:58:36

Ellen Bush, Secretary

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Additional Documents:

EXHIBIT([buh18aad.pdf](#))