

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Tom Berry, on January 31, 2013 at 8:30 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 308, 1/28/2013; HB 283, 1/28/2013; HB 284, 1/28/2013; SB 64, 1/28/2013
Executive Action: SB 64, HB 274, HB 308

00:15:12 Chair Berry

HEARING ON SB 64

Opening Statement by Sponsor:

00:15:20 Sen. Tom Facey (D), SD 48, opened the hearing on SB 64, Revise certain complaint provisions for professional and occupational licensing.

Proponents' Testimony:

00:19:04 Judy Bovington, Chief Counsel, Department of Labor and Industry (DLI)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:20:04 Rep. Hunter

00:20:47 Ms. Bovington, DLI

00:20:59 Rep. Hunter

00:21:18 Ms. Bovington, DLI

Closing by Sponsor:

00:21:36 Sen. Facey

00:22:18 Chair Berry

HEARING ON HB 308

Opening Statement by Sponsor:

00:22:40 Rep. Mike Lang (R), HD 35, opened the hearing on HB 308, Revise qualifications for the Montana board of real estate appraisers.

[EXHIBIT\(buh21a01\)](#)

Proponents' Testimony:

00:24:10 Brenda Deveres, Secretary/Treasurer, Montana Chapter, American Society of Appraisers and Farm Managers (ASAFM)

Opponents' Testimony: None

Informational Testimony:

00:25:18 Don Harris, Attorney, DLI

Questions from Committee Members and Responses:

00:25:45 Rep. Squires

00:26:10 Ms. Deveres, ASAFM

00:26:28 Mr. Harris, DLI

00:26:46 Rep. Squires

00:26:57 Mr. Harris, DLI

00:27:12 Rep. Squires

00:27:20 Ms. Deveres, ASAFM

Closing by Sponsor:

00:27:37 Rep. Lang

HEARING ON HB 283

Opening Statement by Sponsor:

00:28:05 Rep. Kirk Wagoner (R), HD 77, opened the hearing on HB 283, Require fiscal notes to include business impact.

Proponents' Testimony:

00:33:17 Jessica Nolan, Montana Chamber of Commerce

00:34:20 Nicole Rolf, Montana Farm Bureau (MFB) and Montana Taxpayers Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:35:49 Rep. Clark

00:36:06 Rep. Wagoner

00:36:18 Rep. Clark

00:36:31 Ms. Rolf, MFB

00:36:44 Rep. Wagoner

00:37:09 Chair Berry

00:37:14 Rep. Wagoner

00:37:22 Chair Berry

00:37:26 Rep. Wagoner

Closing by Sponsor:

00:37:40 Rep. Wagoner

HEARING ON HB 284

Opening Statement by Sponsor:

00:38:08 Rep. Rob Cook (R), HD 27, opened the hearing on HB 284, Provide increases to commissions for agency liquor stores.

Proponents' Testimony:

00:40:20 Tracy Prescott, President, Montana State Liquor Owners Association (MSLOA)

00:41:13 Beatrice Lunda, Legislative Liaison, MSLOA

00:43:51 Betty Christman, Hardin Liquor Store 37

00:45:41 Jacque Thomas, Missoula Liquor Store 170

00:48:52 Chad Ouellette, Big Sky Liquor Store 190, and Vice President, MSLOA

00:49:45 Brent Stoos, East Helena Liquor Store 83

00:50:02 Jody Stuart, Shelby Liquor Store 29

00:50:25 Lana Walker, Whitefish Liquor Store 64

Opponents' Testimony: None

Informational Testimony:

00:52:03 Shauna Helfert, Administrator, Liquor Control Division, Department of Revenue (DOR)

Questions from Committee Members and Responses:

00:52:29 Rep. Moore
00:52:43 Rep. Cook
00:52:59 Rep. McNiven
00:53:09 Ms. Helfert, DOR
00:54:39 Rep. Hunter
00:54:50 Ms. Helfert, DOR
00:57:03 Rep. Hunter
00:57:41 Rep. Cook
00:57:55 Rep. Hunter
00:58:00 Ms Christman, Hardin Liquor Store
00:58:13 Rep. Hunter
00:58:32 Ms. Christman, Hardin Liquor Store
00:59:24 Rep. Clark
00:59:54 Ms. Helfert, DOR
01:00:06 Rep. Clark
01:00:19 Ms. Helfert, DOR
01:00:43 Rep. Clark
01:00:51 Ms. Helfert, DOR

Closing by Sponsor:

01:02:07 Rep. Cook

01:03:38 Chair Berry

01:04:40 Recessed
01:34:52 Reconvened. Rep. Fitzpatrick and Rep. Moore did not return.

EXECUTIVE ACTION ON SB 64

01:35:03 **Motion/Vote:** Rep. Salomon moved that **SB 64 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Fitzpatrick and Rep. Moore voted by proxy. Rep. Hunter will carry the bill.

EXECUTIVE ACTION ON HB 308

01:36:01 **Motion:** Rep. Salomon moved that **HB 308 DO PASS**.

01:36:05 **Motion/Vote:** Rep. Lang moved that **HB 308 BE AMENDED**. Motion carried unanimously by voice vote. Rep. Fitzpatrick and Rep. Moore voted by proxy.

01:36:40 **Motion/Vote:** Rep. Salomon moved that **HB 308 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Rep. Fitzpatrick and Rep. Moore voted by proxy.

EXECUTIVE ACTION ON HB 274

01:37:10 **Motion:** Rep. Salomon moved that **HB 274 DO PASS.**
EXHIBIT(buh21a02)

01:37:15 **Motion:** Rep. Greef moved that **HB 274 BE AMENDED.**

Discussion:

01:38:19 Rep. Curtis

01:38:26 Rep. Greef

01:39:45 **Vote:** Motion carried unanimously by voice vote. Rep. Fitzpatrick and Rep. Moore voted by proxy.

01:40:17 **Motion:** Rep. Salomon moved that **HB 274 DO PASS AS AMENDED.**

Discussion:

01:40:25 Rep. Curtis

01:41:09 Rep. Hunter

01:43:05 **Vote:** Motion carried 17-3 by roll call vote with Rep. Boland, Rep. Curtis and Rep. Pierson voting no. Rep. Fitzpatrick and Rep. Moore voted by proxy.

01:43:12 Chair Berry

ADJOURNMENT

Adjournment: 01:45:46

Ellen Bush, Secretary

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Additional Documents:

EXHIBIT([buh21aad.pdf](#))