

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Tom Berry, on February 5, 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. Gordon Pierson Jr (D)
Rep. Scott Reichner (R)
Rep. Cary Smith (R)
Rep. Tom Steenberg (D)
Rep. Jeffrey W. Welborn (R)

Members Excused: Rep. Rae Peppers (D)
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 321, 2/4/2013; HB 264, 2/4/2013; HB 333, 2/4/2013; HB 347,
2/4/2013
Executive Action: SB 30, SB 121

00:17:39 Chair Berry

HEARING ON HB 264

Opening Statement by Sponsor:

00:17:56 Rep. Pat Ingraham (R), HD 13, opened the hearing on HB 264, Exempt senior citizens' center from operator's license requirements.

Proponents' Testimony:

00:21:48 Rita Charles, Volunteer Advocate, American Association of Retired Persons (AARP)

EXHIBIT(buh25a01)

00:23:00 Jackie Burgess, Executive Director, Sanders County Council on Aging (SCCA)

EXHIBIT(buh25a02)

00:26:16 Erin McGowan Fincham, Montana Association of Area Agencies on Aging

Opponents' Testimony:

00:27:43 Rick Ask, Administrator, Gambling Control Division, Department of Justice (DOJ)

Informational Testimony: None

Questions from Committee Members and Responses:

00:29:52 Rep. Clark
00:30:16 Mr. Ask, DOJ
00:31:04 Rep. Clark
00:31:15 Mr. Ask, DOJ
00:31:23 Rep. Clark
00:31:27 Mr. Ask, DOJ
00:32:02 Rep. Salomon
00:32:32 Mr. Ask, DOJ
00:33:13 Rep. Salomon
00:33:43 Rep. Hagan
00:34:15 Ms. Burgess, SCAA
00:35:23 Rep. Hagan
00:35:28 Ms. Burgess, SCAA
00:35:47 Rep. McNiven
00:36:12 Ms. Charles, AARP
00:36:31 Rep. McNiven
00:37:04 Ms. Charles, AARP
00:37:16 Rep. McNiven
00:37:28 Ms. Charles, AARP

Closing by Sponsor:

00:38:02 Rep. Ingraham

HEARING ON HB 321**Opening Statement by Sponsor:**

00:41:14 Rep. Edward Greef (R), HD 90, opened the hearing on HB 321, Coordinate state time limits with federal law on consumer reports.

Proponents' Testimony:

00:44:16 Jessie Luther, Consumer Data Industry Association (CDIA)

Opponents' Testimony:

00:48:08 Steve Cape, Montana Coalition for Safety and Justice (MCSJ)

Informational Testimony:

00:55:32 Donya Parrish, Montana Credit Union Network (MCUN)

Questions from Committee Members and Responses:

00:57:24 Rep. Reichner
00:58:19 Ms. Luther, CDIA
00:58:59 Rep. Reichner
00:59:34 Ms. Luther, CDIA
01:00:04 Rep. Hunter
01:00:45 Ms. Luther, CDIA
01:01:37 Rep. Moore
01:02:02 Rep. Greef
01:03:18 Rep. Moore
01:04:08 Mr. Cate, MCSJ
01:06:27 Rep. Boland
01:06:53 Rep. Greef
01:08:58 Rep. Boland
01:09:12 Rep. Greef
01:09:59 Rep. Lang
01:10:26 Ms. Luther, CDIA

Closing by Sponsor:

01:12:04 Rep. Greef

HEARING ON HB 347**Opening Statement by Sponsor:**

01:13:23 Rep. Steve Fitzpatrick (R), HD 20, opened the hearing on HB 347, Revise motor carrier laws.

Proponents' Testimony:

01:18:39 Tim Burke, Sammons Trucking

[EXHIBIT\(buh25a03\)](#)

01:21:30 Barry "Spook" Stang, Executive Vice President, Motor Carriers of Montana (MCM)

[EXHIBIT\(buh25a04\)](#)

[EXHIBIT\(buh25a05\)](#)

[EXHIBIT\(buh25a06\)](#)

Opponents' Testimony: None

Informational Testimony:

01:23:50 Al Smith, Montana Trial Lawyers Association (MTLA)

Questions from Committee Members and Responses:

01:24:42 Rep. McNiven
01:25:26 Mr. Stang, MCM
01:25:42 Rep. McNiven
01:25:49 Mr. Stang, MCM
01:26:15 Rep. Lang
01:26:38 Rep. Hunter
01:27:09 Rep. Fitzpatrick
01:27:39 Rep. Hunter
01:28:32 Rep. Fitzpatrick

Closing by Sponsor:

01:28:55 Rep. Fitzpatrick

HEARING ON HB 333

Opening Statement by Sponsor:

01:29:21 Rep. Jean Price (D), HD 21, opened the hearing on HB 333, Revise laws related to exemptions to allow sale of beverages at farmers' markets.

[EXHIBIT\(buh25a07\)](#)

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

01:35:34 Jim Murphy, Bureau Chief, Communicable Disease and Prevention Bureau, Public Health and Safety Division, Department of Public Health and Human Services (DPHHS)

[EXHIBIT\(buh25a08\)](#)

Questions from Committee Members and Responses:

01:36:31 Rep. Reichner
01:37:12 Rep. Price
01:37:17 Rep. Lang
01:37:44 Rep. Price
01:38:01 Rep. Neil
01:38:19 Rep. McNiven
01:38:53 Mr. Murphy, DPHHS
01:39:11 Rep. Clark
01:39:44 Mr. Murphy, DPHHS
01:39:52 Rep. Clark
01:39:56 Mr. Murphy, DPHHS

Closing by Sponsor:

01:40:40 Rep. Price
01:41:32 Chair Berry
01:41:58 Recessed
02:00:47 Reconvened
02:00:54 Chair Berry

EXECUTIVE ACTION ON SB 30

02:00:59 **Motion/Vote:** Rep. Salomon moved that **SB 30 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Peppers and Rep. Squires voted by proxy. Rep. Fitzpatrick will carry the bill.

EXECUTIVE ACTION ON SB 121

02:01:39 **Motion:** Rep. Salomon moved that **SB 121 BE CONCURRED IN**.

Discussion:

02:01:44 Rep. Hunter
02:02:55 Rep. Fitzpatrick
02:05:55 **Vote:** Motion carried 14-6 by roll call vote with Rep. Boland, Rep. Hunter, Rep. Neill, Rep. Peppers, Rep. Pierson and Rep. Squires voting no. Rep. Peppers and Rep. Squires voted by proxy. Rep. Fitzpatrick will carry the bill.
02:06:02 Chair Berry

ADJOURNMENT

Adjournment: 02:06:34

Ellen Bush, Secretary

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Additional Documents:

EXHIBIT([buh25aad.pdf](#))