

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Tom Berry, on February 6, 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 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 345, 2/4/2013
Executive Action: HB 87, 264, 280, 321, 333, 347

00:17:02 Chair Berry

[EXHIBIT\(buh26a01\)](#)

HEARING ON HB 345

Opening Statement by Sponsor:

00:17:32 Rep. Cary Smith (R), HD 55, opened the hearing on HB 345, Revise false claims act.

Proponents' Testimony:

00:21:09 Kenneth Varns, Assistant Attorney General, Department of Justice (DOJ)

[EXHIBIT\(buh26a02\)](#)

00:29:13 Al Smith, Montana Trial Lawyers Association (MTLA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:33:19 Rep. Hunter

00:33:51 Mr. Varns, DOJ

00:34:55 Rep. Hagan

00:35:22 Mr. Varns, DOJ

00:35:41 Rep. Hagan

00:36:01 Mr. Varns, DOJ

00:37:09 Rep. Hagan

00:37:30 Mr. Varns, DOJ

00:38:37 Rep. Hagan

00:39:03 Rep. Smith

00:39:30 Mr. Varns, DOJ

00:40:30 Chair Berry

Closing by Sponsor:

00:40:43 Rep. Smith

00:42:52 Recessed

01:20:14 Reconvened

EXECUTIVE ACTION ON HB 87

01:20:21 **Motion:** Rep. Salomon moved that **HB 87 DO PASS.**

01:20:40 **Motion:** Rep. Salomon moved that **HB 87 BE AMENDED.**

[EXHIBIT\(buh26a03\)](#)

Discussion:

01:21:45 Bart Campbell, LSD

01:22:16 Jesse Laslovich, State Auditor's Office (SAO)

01:24:27 **Vote:** Motion carried unanimously by voice vote. Rep. McNiven, Rep. Peppers and Rep. Squires voted by proxy.

01:24:40 **Motion/Vote:** Rep. Salomon moved that **HB 87 DO PASS AS AMENDED**. Motion carried 19-1 by roll call vote with Rep. Smith voting no. Rep. McNiven, Rep. Peppers and Rep. Squires voted by proxy.

EXECUTIVE ACTION ON HB 264

01:26:20 **Motion/Vote:** Rep. Salomon moved that **HB 264 DO PASS**. Motion carried 18-2 by voice vote with Rep. McNiven and Rep. Reichner voting no. Rep. McNiven, Rep. Peppers and Rep. Squires voted by proxy.

EXECUTIVE ACTION ON HB 280

01:27:08 **Motion:** Rep. Salomon moved that **HB 280 DO PASS**.

01:27:39 **Motion:** Rep. Salomon moved that **HB 280 BE AMENDED**.
[EXHIBIT\(buh26a04\)](#)

Discussion:

01:28:39 Rep. Smith

01:28:44 **Vote:** Motion carried unanimously by voice vote. Rep. McNiven, Rep. Peppers and Rep. Squires voted by proxy.

01:28:55 **Motion:** Rep. Salomon moved that **HB 280 DO PASS AS AMENDED**.

Discussion:

01:29:20 Rep. Hunter

01:30:00 **Vote:** Motion carried 11-9 by roll call vote with Rep. Boland, Rep. Curtis, Rep. Hunter, Rep. Neill, Rep. Peppers, Rep. Pierson, Rep. Squires, Rep. Steenberg and Rep. Welborn voting no. Rep. McNiven, Rep. Peppers and Rep. Squires voted by proxy.

Note: HB 280 awaiting the arrival of fiscal note in Committee. Bill will remain in Committee until further notice.

EXECUTIVE ACTION ON HB 283

01:30:46 **Motion:** Rep. Salomon moved that **HB 283 DO PASS**.

Discussion:

01:30:58 Rep. Hunter

01:31:01 Rep. Salomon **WITHDREW MOTION HB 283 DO PASS**

EXECUTIVE ACTION ON HB 321

01:31:09 **Motion:** Rep. Salomon moved that **HB 321 DO PASS.**

Discussion:

01:31:31 Rep. Boland

01:31:50 **Vote:** Motion carried 12-8 by roll call vote with Rep. Boland, Rep. Curtis, Rep. Hunter, Rep. Neill, Rep. Peppers, Rep. Pierson, Rep. Squires and Rep. Steenberg voting no. Rep. McNiven, Rep. Peppers and Rep. Squires voted by proxy.

EXECUTIVE ACTION ON HB 333

01:33:05 **Motion:** Rep. Salomon moved that **HB 333 DO PASS.**

01:33:17 **Motion:** Rep. Salomon moved that **HB 333 BE AMENDED.**
EXHIBIT(buh26a05)

01:33:56 **Vote:** Motion carried unanimously by voice vote. Rep. McNiven, Rep. Peppers and Rep. Squires voted by proxy.

01:34:03 **Motion/Vote:** Rep. Salomon moved that **HB 333 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Rep. McNiven, Rep. Peppers and Rep. Squires voted by proxy.

EXECUTIVE ACTION ON HB 347

01:34:13 **Motion/Vote:** Rep. Salomon moved that **HB 347 DO PASS.** Motion carried unanimously by voice vote. Rep. McNiven, Rep. Peppers and Rep. Squires voted by proxy.

01:34:53 Chair Berry

ADJOURNMENT

Adjournment: 01:36:12

Ellen Bush, Secretary

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Additional Documents:

Additional Documents:

EXHIBIT([buh26aad.pdf](#))