

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Tom Berry, on March 8, 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. Cary Smith (R)
Rep. Tom Steenberg (D)
Rep. Jeffrey W. Welborn (R)

Members Excused: Rep. Scott Reichner (R)
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: SB 148, 2/26/2013; SB 183, 2/26/2013; SB 235, 2/26/2013
Executive Action: SB 235, SB 120

00:06:17 Chair Berry

HEARING ON SB 183

Opening Statement by Sponsor:

00:06:42 Sen. Elsie Arntzen (R), SD 27, opened the hearing on SB 183, Revise licensing laws regarding military service experience.

Proponents' Testimony:

00:08:37 Jack Kane, Administrator, Business Standards Division, Department of Labor (DLI)

00:10:06 Jessica Nolan, Montana Chamber of Commerce

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:11:27 Rep. Hagan

00:13:07 Sen. Arntzen

00:13:19 Rep. Clark

00:13:38 Sen. Arntzen

Closing by Sponsor:

00:14:01 Sen. Arntzen

00:14:50 Chair Berry

HEARING ON SB 148

Opening Statement by Sponsor:

00:15:05 Sen. Llew Jones (R), SD 14, opened the hearing on SB 148, Limit lost wage and benefit award for wrongful discharge to 2 yrs from discharge.

Proponents' Testimony:

00:19:10 Glenn Oppel, Montana Chamber of Commerce

EXHIBIT(buh50a01)

00:22:46 Reilly Johnson, National Federation of Independent Businesses

00:22:59 Brad Griffin, Montana Retail Association

00:23:13 Aimee Grmoljez, Billings Clinic

00:23:33 Harold Blattie, Executive Directive, Montana Association of Counties (MACo)

00:24:23 Ronda Wiggers, Great Falls Chamber of Commerce and Helena Chamber of Commerce

Opponents' Testimony:

00:24:54 Chris Cavazos, Montana Co-Director, American Federation of Labor and Congress of Industrial Organizations (AFL-CIO)

00:26:03 J.C. Weingartner, Montana Education Association - Montana Federation of Teachers (MEA-MFT)

00:32:13 Phil Hohenlohe, Employment Law Attorney

00:40:35 Keith Allen, International Brotherhood of Electrical Workers (IBEW) Local 233

00:41:58 John Forkan, Montana State Association of Plumbers and Pipefitters

00:42:58 Al Smith, Montana Trial Lawyers Association (MTLA)

[EXHIBIT\(buh50a02\)](#)

[EXHIBIT\(buh50a03\)](#)

Informational Testimony: None

Questions from Committee Members and Responses:

00:54:39 Rep. Pierson
00:55:09 Mr. Hohenlohe, Attorney
00:55:53 Rep. Pierson
00:56:20 Mr. Hohenlohe, Attorney
00:56:28 Chair Berry
00:57:00 Mr. Hohenlohe, Attorney
00:57:54 Chair Berry
00:58:02 Mr. Hohenlohe, Attorney
00:58:30 Chair Berry
00:58:39 Rep. McNiven
00:59:09 Mr. Allen, IBEW
00:59:15 Rep. McNiven
00:59:52 Mr. Allen, IBEW
00:59:59 Rep. McNiven
01:00:22 Mr. Allen
01:00:32 Rep. Salomon
01:00:49 Sen. Jones
01:01:15 Rep. Boland
01:01:56 Mr. Oppel, Montana Chamber
01:02:44 Rep. Boland
01:03:02 Mr. Oppel, Montana Chamber
01:04:07 Rep. Hunter
01:04:43 Mr. Oppel, Montana Chamber
01:06:12 Rep. Hunter
01:06:25 Mr. Smith, MTLA

Closing by Sponsor:

01:06:42 Sen. Jones

HEARING ON SB 235

Opening Statement by Sponsor:

01:10:34 Sen. Edward Buttrey (R), SD 13, opened the hearing on SB 235, Establish the pharmacy audit integrity act.

Proponents' Testimony:

01:12:57 Mark Meredith, Chair, Montana Pharmacy Association (MPA)
01:14:14 Mark Staples, CVS Pharmacy and Pharmacy Benefit Management
01:15:14 Liane Taylor, Independent Pharmacy Cooperative (IPC)
01:15:45 Greg Van Horssen, PrimeTheraapeutics
01:16:10 Bruce Spencer, Express Scripts Pharmacy Management
01:18:13 Harold Blattie, MACo

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:21:00 Rep. Lang
01:21:17 Sen. Buttrey
01:21:37 Mr. Spencer, Express Scripts
01:23:04 Rep. Boland
01:23:22 Mr. Spencer, Express Scripts
01:24:36 Rep. Clark
01:24:51 Mr. Meredith, MPA
01:26:26 Rep. McNiven
01:27:31 Sen. Buttrey
01:27:57 Rep. McNiven
01:28:39 Sen. Buttrey
01:29:44 Mr. Blattie, MACo

Closing by Sponsor:

01:30:22 Sen. Buttrey

01:32:36 Recessed
01:53:26 Reconvened. Rep. Moore did not return.

EXECUTIVE ACTION ON SB 235

01:53:30 **Motion/Vote:** Rep. Salomon moved that **SB 235 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Moore, Rep. Reichner and Rep. Squires voted by proxy. Rep. Welborn will carry the bill.

EXECUTIVE ACTION ON SB 120

01:54:00 **Motion/Vote:** Rep. Salomon moved to **RECONSIDER THE MOTION** on **SB 120**. Motion carried 11-9 by roll call vote with Rep. Boland, Rep. Hunter, Rep. McNiven, Rep. Neill, Rep. Peppers, Rep. Pierson, Rep. Smith, Rep. Squires and Rep. Steenberg voting no. Rep. Moore, Rep. Reichner and Rep. Squires voted by proxy.

01:55:36 **Motion/Vote:** Rep. Salomon moved that **SB 120 BE CONCURRED IN AS AMENDED**. Motion carried 11-9 by roll call vote with Rep. Boland, Rep. Hunter, Rep. McNiven, Rep. Neill, Rep. Peppers, Rep. Pierson, Rep. Smith, Rep. Squires and Rep. Steenberg voting no. Rep. Moore, Rep. Reichner and Rep. Squires voted by proxy. Rep. Fitzpatrick will carry the bill.

01:57:15 Chair Berry

ADJOURNMENT

Adjournment: 01:58:05

Ellen Bush, Secretary

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Additional Documents:

EXHIBIT([buh50aad.pdf](#))