

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON BUSINESS AND LABOR

**Call to Order:** Chair Tom Berry, on March 20, 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. 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. Cary Smith (R)  
Rep. Tom Steenberg (D)  
Rep. Jeffrey W. Welborn (R)

**Members Excused:** Rep. Roger A. Hagan (R)  
Rep. Rae Peppers (D)  
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:**

Executive Action: HB 565, HB 582, SB 323, SB 127, SB 128

00:09:09 Chairman Berry

[EXHIBIT\(buh60a01\)](#)

00:11:38 Recessed.

00:36:00 Reconvened. Rep. Peppers arrived and Rep. Salomon left.

#### **EXECUTIVE ACTION ON HB 565**

00:36:14 **Motion:** Rep. Boland moved that **HB 565 DO PASS.**

#### **Discussion:**

00:36:27 Mr. Campbell, LSD

00:36:38 **Motion:** Rep. Boland moved that **HB 565 BE AMENDED.**

[EXHIBIT\(buh60a02\)](#)

#### **Discussion:**

00:37:44 Mr. Campbell, LSD

00:37:50 **Vote:** Motion carried unanimously by voice vote. Rep. Hagan, Rep. Reichner, Rep. Salomon and Rep. Squires voted by proxy.

00:38:02 **Motion/Vote:** Rep. Boland moved that **HB 565 DO PASS AS AMENDED.** Motion carried 15-5 by roll call vote with Rep. Berry, Rep. Fitzpatrick, Rep. McNiven, Rep. Moore and Rep. Smith voting no. Rep. Hagan, Rep. Reichner, Rep. Salomon and Rep. Squires voted by proxy.

#### **EXECUTIVE ACTION ON HB 582**

00:39:46 **Motion/Vote:** Rep. Boland moved that **HB 582 DO PASS.** Motion carried 12-8 by roll call vote with Rep. Boland, Rep. Curtis, Rep. Hunter, Rep. McNiven, Rep. Neill, Rep. Peppers, Rep. Squires and Rep. Steenberg voting no. Rep. Hagan, Rep. Reichner, Rep. Salomon and Rep. Squires voted by proxy.

#### **EXECUTIVE ACTION ON SB 323**

00:42:20 **Motion:** Rep. Boland moved that **HB 323 BE CONCURRED IN.**

#### **Discussion:**

00:42:37 Mr. Campbell, LSD

00:43:17 **Motion:** Rep. Boland moved that **SB 323 BE AMENDED.**

[EXHIBIT\(buh60a03\)](#)

#### **Discussion:**

00:43:21 Mr. Campbell, LSD

00:43:43 **Vote:** Motion carried unanimously by voice vote. Rep. Hagan, Rep. Reichner, Rep. Salomon and Rep. Squires voted by proxy.

00:43:49 **Motion:** Rep. Boland moved that **SB 323 BE CONCURRED IN AS AMENDED.**

**Discussion:**

00:43:59 Rep. Hunter  
00:44:19 Mr. Campbell, LSD  
00:45:32 Rep. Hunters  
00:46:00 Mr. Campbell  
00:46:45 Rep. Hunter  
00:47:02 Rep. Clark  
00:47:06 Mr. Campbell, LSD  
00:47:45 Rep. Clark  
00:47:48 Chair Berry  
00:48:03 Rep. Hunter  
00:48:15 Mr. Campbell LSD  
00:48:54 Rep. Hunter  
00:49:02 Chair Berry

00:49:21 **Motion:** Rep. Hunter moved that **SB 323 BE AMENDED.**

**Discussion:**

00:49:36 Rep. Clark  
00:49:45 Chair Berry and Mr. Campbell, LSD  
00:49:52 Rep. Fitzpatrick  
00:50:47 Rep. Hunter

00:52:37 **Vote:** Motion carried 16-4 by roll call vote with Rep. Fitzpatrick, Rep. Salomon, Rep. Smith and Rep. Welborn voting no. Rep. Hagan, Rep. Reichner, Rep. Salomon and Rep. Squires voted by proxy.

00:52:54 Mr. Campbell, LSD  
00:52:58 Rep. Boland

00:54:21 **Vote:** Motion carried unanimously by roll call vote. Rep. Hagan, Rep. Reichner, Rep. Salomon and Rep. Squires voted by proxy. Rep. Reichner will carry the bill.

**EXECUTIVE ACTION ON SB 127**

00:54:05 **Motion/Vote:** Rep. Boland moved that **SB 127 BE CONCURRED IN.** Motion failed 10-10 by roll call vote with Rep. Berry, Rep. Clark, Rep. Fitzpatrick, Rep. Greef, Rep. Hagan, Rep. Lang, Rep. Reichner, Rep. Salomon, Rep. Smith and Rep. Welborn voting aye. Rep. Hagan, Rep. Reichner, Rep. Salomon and Rep. Squires voted by proxy.

00:56:23 Mr. Campbell, LSD

00:56:26 **Motion/Vote:** Rep. Boland moved that **SB 127 BE TABLED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON SB 128**

00:56:35 **Motion:** Rep. Boland moved that **SB 128 BE CONCURRED IN.**

**Discussion:**

00:56:48 Chair Berry

00:56:54 Rep. Hunter

00:58:14 Roy Mulvaney, Unemployment Insurance Division, Department of Labor and Industry (DLI)

01:00:30 Chair Berry

01:00:35 Rep. Boland

01:00:51 Mr. Mulvaney, DLI

01:02:12 **Vote:** Motion carried 11-9 by roll call vote with Rep. Boland, Rep. Curtis, Rep. Hunter, Rep. Moore, Rep. Neill, Rep. Peppers, Rep. Pierson, Rep. Squires and Rep. Steenberg voting no. Rep. Hagan, Rep. Salomon, Rep. Smith and Rep. Squires voted by proxy. Rep. Hagan will carry the bill.

01:02:18 Chair Berry

01:03:50 Rep. Boland

01:04:00 Ellen Bush, Committee Secretary

01:04:51 Chair Berry

01:05:10 Ms. Bush, Secretary

01:05:24 Rep. Boland

01:05:28 Chair Berry

01:05:52 Rep. Boland

01:06:00 Chair Berry

**ADJOURNMENT**

Adjournment: 01:07:41

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Ellen Bush, Secretary

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Additional Documents:

**EXHIBIT([buh60aad.pdf](#))**