

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Tom Berry, on March 26, 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. Rae Peppers (D)
Rep. Gordon Pierson Jr (D)
Rep. Cary Smith (R)
Rep. Tom Steenberg (D)
Rep. Jeffrey W. Welborn (R)

Members Excused: Rep. Reilly Neill (D)
Rep. Scott Reichner (R)
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 616, 3/21/2013; HJ 18, 3/21/2013; HB 630, 3/25/13
Executive Action: HB 630

00:05:00 Chair Berry

HEARING ON HB 630

Opening Statement by Sponsor:

00:05:51 Rep. Kathleen Williams (D), HD 65, opened the hearing on HB 630, Establish the Montana food policy modernization project.

[EXHIBIT\(buh65a01\)](#)

Proponents' Testimony:

00:08:59 Linda Stoll, Montana Environmental Health Association (MEHA), Association of Montana Public Health Officials (AMPHO), Montana Public Health Association (MPHA).

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:10:27 Rep. Williams

HEARING ON HB 616

Opening Statement by Sponsor:

00:11:05 Rep. Roger Hagan (R), HD 19, opened the hearing on HB 616, Revise licensing for breweries and holders of beer and all-beverages licenses.

[EXHIBIT\(buh65a02\)](#)

[EXHIBIT\(buh65a03\)](#)

[EXHIBIT\(buh65a04\)](#)

[EXHIBIT\(buh65a05\)](#)

Proponents' Testimony:

00:29:16 John Iverson, Montana Tavern Association (MTA)

[EXHIBIT\(buh65a06\)](#)

[EXHIBIT\(buh65a07\)](#)

00:35:00 Rep. Peppers and Rep. Neill arrived.

[EXHIBIT\(buh65a08\)](#)

00:46:25 Neil Peterson, Gaming Industry Association (GIA)

00:47:09 Brad Griffin, Montana Restaurant Association

00:47:39 Darrell Keck, Dixie Inn Owner, Shelby

00:48:26 Neil Leathers, Co-Founder, Big Sky Brewing Company

00:50:00 Dax Cetraro, Owner, Rialto Bar

00:51:07 Ray Thares, President, Tri County License Beverage Association

00:51:50 Steve Morris, Jorgenson's Restaurant

00:52:55 Kris Jupka, Doc's OK Korral, Lewistown

00:55:25 Ray Uland, Metals Sports Bar, Butte

00:55:55 Rep. Smith and Rep. Reichner arrive.

00:56:44 Joann Fuller, Owner, Timber Bar

00:58:38 Ronda Wiggers, Montana Coin Machine Operators (MCMO)

00:59:30 Harry Klock, Harlowtown Tavern Owner and MTA
01:00:03 John Hayes, Great Falls Insurance Agent and Director, Cascade County Tavern Association
01:01:52 Chad Yarashak, Bar 9 Bar and Tavern, Bozeman
01:02:57 Mike Hope, Business Owner, Real Estate Management Owner
01:04:30 Robert Haffer, Great Falls Business Owner
01:05:37 Rep. Squires arrived.
01:05:48 Chair Berry
01:05:51 Robert Lincoln, Sommers Bar Owner
01:06:04 Lance Foley, Howard's Pizza, Great Falls
01:06:25 Calvin McOmbler, Corvallis Business Owner
01:06:43 Janet Prescott, Owner, Office Lounge and Liquor Store, Livingston
01:07:12 Jason Grubbs, Club 90, Billings and Yellowstone Tavern Association
01:07:35 Gordon Roma, Gordy's Casino, Billings
01:07:51 Andrew Cetraro, Bozeman/Belgrade Pub Owner
01:08:19 Tammy Ursich, Iron House Bar and Grill, Missoula
01:08:33 Brad Watson, City Bar, Great Falls
01:08:54 Bruce Pinott, Great Falls Bar Owner

Opponents' Testimony:

01:09:18 Tony Herbert, Executive Director, Montana Brewers Association (MBA)
[EXHIBIT\(buh65a09\)](#)
[EXHIBIT\(buh65a10\)](#)
[EXHIBIT\(buh65a11\)](#)
[EXHIBIT\(buh65a12\)](#)
[EXHIBIT\(buh65a13\)](#)
[EXHIBIT\(buh65a14\)](#)
01:21:16 Kristi Blazer, Montana Beer and Wine Distributors Association (MBWDA)
[EXHIBIT\(buh65a15\)](#)
[EXHIBIT\(buh65a16\)](#)
01:29:25 Mike Madigan, Attorney, MBWDA
01:40:40 Chair Berry
01:40:46 Patrick Johnson, Helena, Self
01:42:03 David Hull, Attorney, Self
01:43:53 Kelley Christiansen, Co-Owner Desert Mountain Brewing,
[EXHIBIT\(buh65a17\)](#)
01:47:44 Erik Somerfeld, Montana Farmers Union (MFU)
01:49:22 Brian Smith, Blackfoot River Brewing Company
01:52:46 Shirley Beck, Sapphire Gallery and Sweet Palace, Philipsburg
01:53:15 Bill Durkiss, Philipsburg Business Owner
01:53:34 Patrick Kainz, Owner, MAP Brewing
01:53:55 Melissa Lewis, Consultant
01:54:27 Michael Urich, Owner/Brewer, Carter's Brewing, Billings
[EXHIBIT\(buh65a18\)](#)
01:55:02 Seth Swingley, Mighty Mo Brewing Company, Great Falls
01:55:25 Rob Jarvis, Co-owner, Philipsburg Brewing Company
01:55:46 Travis Dye, Self
01:56:34 Ryan Pfeifle, Pfeifle Farms
[EXHIBIT\(buh65a19\)](#)

01:56:56 Dale Markovich, Summit Beverage, Butte and Missoula
EXHIBIT(buh65a20)
01:57:27 John Decker, Gregs Distributing, Billings
01:57:55 David Breck, Bridger Brewing
01:58:12 Matt Muth, 406 Brewing Company, Bozeman
01:58:35 Colleen Brady, Executive Director, Big Brothers and Big Sisters

Informational Testimony:

01:59:06 Shauna Helfert, Administrator, Liquor Control Division, Department of Revenue (DOR)

Questions from Committee Members and Responses:

01:59:39 Rep. Curtis
02:00:24 Mr. Jarvis, Philipsburg Brewing Company
02:01:36 Rep. Curtis
02:01:49 Mr. Jarvis, Philipsburg Brewing Company
02:02:16 Rep. Curtis
02:02:33 Mr. Smith. Blackfoot Brewery
02:03:30 Rep. Pierson
02:03:48 Ms. Helfert, DOR
02:04:23 Rep. Fitzpatrick
02:04:59 Mr. Iverson, MTA
02:05:35 Rep. Fitzpatrick
02:05:58 Mr. Jarvis, Philipsburg Brewing Company
02:06:31 Rep. Boland
02:07:12 Mr. Jarvis, Philipsburg Brewing Company
02:07:55 Rep. Boland
02:08:16 Mr. Jarvis, Philipsburg Brewing Company
02:08:45 Rep. Boland
02:09:07 Ms. Christiansen, Desert Mountain Brewing, Columbia Falls
02:09:52 Rep. Boland
02:10:30 Mr. Iverson, MTA
02:11:20 Rep. Boland
02:11:43 Mr. Iverson, MTA
02:11:59 Rep. McNiven
02:12:48 Ms. Blazer, MBWDA
02:13:17 Rep. McNiven
02:13:38 Ms. Blazer, MBWDA
02:14:08 Rep. McNiven
02:14:44 Rep. Hagan
02:16:19 Rep. Hunter
02:17:27 Mr. Herbert, MBA
02:18:15 Mr. Iverson, MTA
02:19:00 Ms. Blazer
02:20:16 Rep. Boland
02:20:34 Mr. Iverson, MTA
02:21:13 Rep. Boland

02:21:24 Mr. Iverson, MTA
02:21:53 Rep. Boland
02:21:57 Mr. Iverson, MTA

Closing by Sponsor:

02:22:24 Rep. Hagan
02:36:30 Chair Berry

[EXHIBIT\(buh65a21\)](#)

[EXHIBIT\(buh65a22\)](#)

[EXHIBIT\(buh65a23\)](#)

02:36:45 Recessed.
02:45:00 Reconvened

HEARING ON HJ 18

Opening Statement by Sponsor:

02:45:21 Rep. Christy Clark (R), HD 17, opened the hearing on HJ 18, Interim study on alcohol control code and licensing.

Proponents' Testimony:

02:47:16 Mr. Somerfeld, MFU
02:49:29 Mr. Herbert, MBA

[EXHIBIT\(buh65a24\)](#)

[EXHIBIT\(buh65a25\)](#)

02:52:45 Ms. Blazer, MBWDA

[EXHIBIT\(buh65a26\)](#)

02:55:37 Neil Leathers, Co-founder, Big Sky Brewing Company
02:56:25 Mr. Smith, Blackfoot Brewing Co.
02:57:10 Courtney McKee, Headframe Spirits, Butte
02:59:20 Dave Ribbon, Eagle Beverage Beer Distributor
02:59:58 Paul Cartright, Self
03:00:20 Rep. Hunter, Rep. Reichner and Rep. McNiven left.
03:00:40 Ms. Wiggers, Montana Coin Machine Operators
03:02:03 J.P. Garley, Distiller, Helena
03:02:44 Steve Gillespie, Real Estate Representative
03:03:28 Ms. Helfert, DOR

Opponents' Testimony:

03:03:56 Mr. Iverson, MTA
03:04:42 Mr. Peterson, GIA
03:05:07 Mr. Griffin, Montana Restaurant Association

Proponents' Testimony:

03:07:00 Josh Townsley, Tamarack Brewing Company

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

03:08:05 Rep. Curtis

03:08:58 Chair Berry

EXECUTIVE ACTION ON HB 630

03:09:47 **Motion/Vote:** Rep. Salomon moved that **HB 630 DO PASS**. Motion carried unanimously by voice vote. Rep. Hunter, Rep. McNiven and Rep. Reichner voted by proxy.

03:10:41 Chair Berry

ADJOURNMENT

Adjournment: 03:10:50

Ellen Bush, Secretary

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Additional Documents:

EXHIBIT([buh65aad.pdf](#))