

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Jon Sonju, on January 29, 2013 at 8:30 AM, in Room 422 Capitol

ROLL CALL

Members Present:

Sen. Jon Sonju, Chair (R)
Sen. Verdell Jackson, Vice Chair (R)
Sen. Elsie Arntzen (R)
Sen. Debby Barrett (R)
Sen. Dee Brown (R)
Sen. Tom Facey (D)
Sen. Kendall Van Dyk (D)
Sen. Gene Vuckovich (D)

Members Excused: Sen. Frederick (Eric) Moore (R)
Sen. Sharon Stewart-Peregoy (D)

Members Absent: None

Staff Present: Linda Keim, Committee Secretary
Pat Murdo, Legislative Services Division

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 63, 1/25/2013; SB 120, 1/25/2013; SB 171, 1/25/2013; SB 172, 1/25/2013

Executive Action: SB 10, partial; SB 20, Do Pass As Amended; SB 103, Do Pass; SB 129, partial

EXECUTIVE ACTION ON SB 10

00:37:50 **Motion:** Sen. Facey moved that **SB 10 DO PASS.**

Discussion:

00:38:06 Pat Murdo, Legislative Services Division (LSD)

00:40:19 Sen. Brown

00:40:30 Pat Murdo, LSD

00:40:47 Chairman Sonju

00:40:54 Sen. Brown

00:41:04 Pat Murdo

00:41:26 Sen. Facey

00:42:17 Sen. Arntzen

00:42:56 **Motion/Vote:** Sen. Facey moved that **SB 10 BE AMENDED.** Motion carried unanimously by voice vote. Sen. Moore and Sen. Stewart-Peregoy voted by proxy.

EXHIBIT(bus19a01)

00:43:30 Sen. Stewart Peregoy entered the hearing.

00:43:33 **Motion:** Sen. Facey moved that **SB 10 DO PASS AS AMENDED.**

Discussion:

00:43:42 Sen. Arntzen

00:44:34 Sen. Facey

00:44:48 Sen. Arntzen

00:44:53 Pat Murdo

00:45:08 Sen. Arntzen

00:45:55 Sen. Jackson

00:46:14 **Vote:** Motion failed 5-5 by roll call vote with Sen. Arntzen, Sen. Facey, Sen. Stewart-Peregoy, Sen. Van Dyk and Sen. Vuckovich voting aye. Sen. Moore voted by proxy. (Vote not reported out of committee. Further action will be taken at a later date).

EXECUTIVE ACTION ON SB 20

00:48:06 **Motion:** Sen. Facey moved that **SB 20 DO PASS.**

00:48:22 **Motion/Vote:** Sen. Facey moved that **SB 20 BE AMENDED.** Motion carried unanimously by voice vote. Sen. Moore voted by proxy.

EXHIBIT(bus19a02)

00:50:34 **Motion:** Sen. Facey moved that **SB 20 BE AMENDED.**

EXHIBIT(bus19a03)

Discussion:

00:51:04 Chairman Sonju
00:51:08 Sen. Brown
00:51:16 Chairman Sonju

00:51:40 **Vote:** Motion carried unanimously by voice vote. Sen. Moore voted by proxy.

00:51:49 **Motion/Vote:** Sen. Facey moved that **SB 20 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Sen. Moore voted by proxy.

Committee Business:

00:52:37 Chairman Sonju
00:52:48 Pat Murdo, LSD
00:53:35 Sen. Brown

EXECUTIVE ACTION ON SB 103

00:54:16 **Motion:** Sen. Facey moved that **SB 103 DO PASS**.

Discussion:

00:54:39 Sen. Brown
00:54:49 Sen. Arntzen

00:55:12 **Vote:** Motion carried unanimously by voice vote. Sen. Moore voted by proxy.

EXECUTIVE ACTION ON SB 129

00:56:39 **Motion:** Sen. Facey moved that **SB 129 DO PASS**.

Discussion:

00:56:58 Pat Murdo
00:58:06 Sen. Brown
00:59:02 Pat Murdo
00:59:17 Sen. Facey

00:59:30 **Vote:** Motion failed 5-5 by roll call vote with Sen. Barrett, Sen. Brown, Sen. Jackson, Sen. Moore and Sen. Sonju voting aye. Sen. Moore voted by proxy. (Vote not reported out of committee. Further action will be taken at a later date).

00:1:00:15 Sen. Facey left the hearing.

01:01:30 Recess

01:10:51 Reconvene

HEARING ON HB 63

Opening Statement by Sponsor:

01:11:27 Rep. JP Pomnichowski (D), HD 66, opened the hearing on HB 63. Revise retail installment sales laws.

Proponents' Testimony:

01:17:57 Melanie Hall, Commissioner, Division of Banking and Financial Institutions, Department of Administration (DOA)

01:22:17 Bruce Spencer, Montana Automobile Dealers Association (MADA)

01:29:31 Steve Turkiewicz, President, Montana Bankers Association (MBA)

01:31:52 Donya Parrish, Montana Credit Union Network (MCUN)

Opponents' Testimony:

01:32:50 Chairman Sonju entered documents into the record on behalf of Tom Deutsch, Executive Director, American Securitization Forum.

EXHIBIT(bus19a04)

Informational Testimony: None

Questions from Committee Members and Responses:

01:33:38 Sen. Brown
01:34:21 Rep. Pomnichowski
01:34:29 Ms. Hall, DOA
01:36:23 Chairman Sonju
01:37:19 Ms. Hall
01:38:27 Sen. Brown
01:38:53 Ms. Hall
01:39:21 Sen. Brown
01:39:24 Mr. Spencer, MADA
01:40:47 Sen. Arntzen
01:42:20 Mr. Spencer
01:43:17 Sen. Arntzen
01:43:54 Ms. Hall
01:47:00 Chairman Sonju
01:48:17 Ms. Hall

Closing by Sponsor:

01:49:21 Rep. Pomnichowski

HEARING ON SB 172

Opening Statement by Sponsor:

01:50:31 Sen. Edward Walker (R), SD 29, opened the hearing on SB 172. Revise laws related to dental insurance plans and services.

Proponents' Testimony:

01:52:08 Dr. Cody Haslam, Private Practice Dentist, Billings, Montana
[EXHIBIT\(bus19a05\)](#)

01:58:31 Amy Grmoljez, Delta Dental (DD)
[EXHIBIT\(bus19a06\)](#)

01:59:38 David Hemion, Executive Director, Montana Dental Association (MDA)
[EXHIBIT\(bus19a07\)](#)

02:02:24 Margaret Morgan, Montana Dental Hygienists Association (MDHA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:03:08 Sen. Vuckovich
02:04:34 Sen. Walker
02:05:02 Sen. Brown
02:05:58 Mr. Hemion, MDA

02:07:12 Sen. Facey returned to the hearing.

02:07:24 Mr. Hemion
02:07:51 Sen. Brown
02:08:11 Dr. Haslam, Billings Dentist
02:08:53 Chairman Sonju
02:11:56 Ms. Grmoljez

Closing by Sponsor:

02:12:07 Sen. Walker
02:13:02 Recess
02:24:45 Reconvene

HEARING ON SB 120

Opening Statement by Sponsor:

02:25:07 Sen. Edward Buttrey (R), SD 13, opened the hearing on SB 120. Increase from 1 to 3 the number of liquor licenses an individual may have.

[EXHIBIT\(bus19a08\)](#)

Proponents' Testimony:

02:29:10 Shane Morigaeu, The Confederated Salish and Kootenai Tribes (CSKT)

02:31:23 Brad Griffin, Montana Restaurant Association (MRA)

Opponents' Testimony:

02:32:20 Kristi Blazer, Montana Beer and Wine Distributors Association (MBWDA)

[EXHIBIT\(bus19a09\)](#)

Informational Testimony:

02:35:56 Shauna Helfert, Administrator, Liquor Control Division, Department of Revenue (DOR)

02:36:22 John Iverson, Montana Tavern Association (MTA)

02:36:52 Neil Peterson, Gaming Industry Association (GIA)

Questions from Committee Members and Responses:

02:37:33 Sen. Brown

02:39:45 Ms. Helfert, DOR

02:39:58 Sen. Arntzen

02:40:35 Mr. Iverson, MTA

02:42:02 Sen. Stewart-Peregoy

02:43:38 Ms. Helfert

02:44:04 Chairman Sonju

02:44:09 Ms. Helfert

02:44:25 Sen. Stewart-Peregoy

02:48:00 Mr. Morigeau, CSKT

02:48:35 Sen. Brown

02:49:08 Ms. Helfert

02:49:39 Sen. Facey

02:50:50 Ms. Helfert

02:51:05 Sen. Facey

02:53:28 Sen. Buttrey

02:54:48 Sen. Facey

02:55:07 Ms. Helfert

Closing by Sponsor:

02:55:31 Sen. Buttrey

HEARING ON SB 171

Opening Statement by Sponsor:

02:57:32 Sen. Gene Vuckovich (D), SD 43, opened the hearing on SB 171. Revise law on payment of subcontractors on public contracts.

Proponents' Testimony:

02:59:49 David Beck, private contractor, Anaconda, Montana

03:02:43 Quirno Nardacci, private contractor, Anaconda, Montana

Opponents' Testimony:

03:03:40 Steve Wade, Montana Contractor's Association (MCA)

Informational Testimony:

03:05:27 Sheryl Olson, Deputy Director, Department of Administration (DOA)

03:06:11 Harold Blattie, Executive Director, Montana Association of Counties (MACo)

Questions from Committee Members and Responses:

03:08:45 Sen. Jackson

03:09:43 Mr. Blattie, MACo

Closing by Sponsor:

03:10:14 Sen. Vuckovich

Committee Business:

03:11:18 Chairman Sonju

03:11:22 Sen. Brown

ADJOURNMENT

Adjournment: 11:05 A.M.

Linda Keim, Secretary

lk

Additional Documents:

EXHIBIT([bus19aad.pdf](#))