

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Jon Sonju, on February 13, 2013 at 9:00 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. Dee Brown (R)
Sen. Tom Facey (D)
Sen. Sharon Stewart-Peregoy (D)
Sen. Gene Vuckovich (D)

Members Excused: Sen. Debby Barrett (R)
Sen. Frederick (Eric) Moore (R)
Sen. Kendall Van Dyk (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: SB 243, 2/7/2013; HB 94, 2/7/2013

Executive Action: HB 63, Be Concurred In; SB 128, Partial, SB 243, Partial; SB 221, Tabled; SB 244, Tabled.

HEARING ON SB 243

Opening Statement by Sponsor:

00:35:02 Sen. Scott Boulanger (R), SD 44, opened the hearing on SB 243. Licensure for geothermal well constructors.

Proponents' Testimony:

00:36:38 Ronda Wiggers, Montana Water Well Drillers Association (MWWDA)

00:37:58 Sen. Van Dyk and Sen. Barrett entered the hearing.

00:40:36 Abigail St. Lawrence, Montana Association of Realtors (MAR)

00:41:22 Joseph Veches, Director, Montana Water Well Drillers Association (MWWDA)

00:42:09 John Forkan, Montana State Association of Plumbers and Pipe Fitters (MSAPPF)

00:42:46 Dick Decker, Montana Water Well Drillers Association (MWWDA)

Opponents' Testimony:

00:44:00 Kevin Nelson, Geo Tech Incorporated, Billings heating contractor (GTI)

Informational Testimony:

00:47:40 Tim Davis, Water Resources Administrator, Department of Natural Resources and Conservation (DNRC)

Questions from Committee Members and Responses:

00:48:05 Sen. Brown

00:50:03 Mr. Davis, DNRC

00:50:09 Sen. Brown

00:51:34 Art Robinson, Program Manager, Montana Board of Water Well Contractors (BWWC)

00:51:56 Sen. Vuckovich

00:52:32 Sen. Boulanger

00:52:40 Ms. Wiggers, MWWDA

00:54:02 Sen. Facey

00:58:21 Mr. Robinson, BWWC

00:59:14 Sen. Facey

00:59:42 Mr. Nelson, GTI

01:01:06 Sen. Facey

01:01:11 Ms. Wiggers

01:01:45 Sen. Jackson

01:07:57 Mr. Nelson

01:09:05 Sen. Stewart-Peregoy

01:10:47 Ms. Wiggers

01:10:51 Sen. Arntzen

01:11:35 Mr. Nelson

01:12:22 Sen. Moore entered the hearing.

Closing by Sponsor:

01:13:47 Sen. Boulanger

HEARING ON HB 94

Opening Statement by Sponsor:

01:15:33 Rep. Ed Lieser (D), HD 4, opened the hearing on HB 94. Include naturopath as health provider in unemployment insurance law.

Proponents' Testimony:

01:17:19 Roy Mulvaney, Administrator, Unemployment Insurance Program, Department of Labor and Industry (DLI)

01:19:17 Jane Hamman, Montana Association of Naturopathic Physicians (MANP)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:21:00 Sen. Brown

01:23:44 Ms. Hamman, MANP

01:23:55 Sen. Facey

01:24:08 Ms. Hamman

01:24:23 Sen. Facey

01:26:06 Don Gilbert, Department of Labor and Industry (DLI)

01:26:34 Sen. Moore

01:27:08 Mr. Mulvaney, DLI

01:27:46 Chairman Sonju

01:27:53 Ms. Hamman

Closing by Sponsor:

01:28:15 Rep. Lieser

EXECUTIVE ACTION ON HB 63

01:29:45 **Motion:** Sen. Facey moved that **HB 63 DO PASS.**

Discussion:

01:29:59 Sen. Sonju

01:30:07 Pat Murdo, Legislative Services Division (LSD)

01:31:52 Sen. Brown

01:32:46 Sen. Facey

01:33:18 Pat Murdo, LSD

[EXHIBIT\(bus32a01\)](#)

01:34:12 Sen. Arntzen

01:34:25 Sen. Facey

01:34:42 Chairman Sonju

01:34:48 **Vote:** Motion carried 9-1 by voice vote with Sen. Brown voting no. Sen. Facey will carry the bill.

EXECUTIVE ACTION ON SB 128

01:35:29 Chairman Sonju

01:35:47 Mr. Mulvaney, DLI

01:35:52 **Motion:** Sen. De. Barrett moved that **SB 128 DO PASS.**

Discussion:

01:36:11 Sen. Brown

01:36:24 Pat Murdo

01:36:51 Chairman Sonju

01:36:59 Sen. Jackson

01:37:24 Chairman Sonju

01:37:27 **Motion/Vote:** Sen. Jackson moved to **RECONSIDER THE PREVIOUS AMENDMENT** on **SB 128**. Motion carried unanimously by voice vote.

01:38:00 **Motion:** Sen. Jackson moved that **SB 128 BE AMENDED.**

[EXHIBIT\(bus32a02\)](#)

Discussion:

01:38:19 Mr. Mulvaney

01:38:57 Sen. Facey

01:39:14 Mr. Mulvaney

01:40:01 **Vote:** Motion carried unanimously by voice vote.

01:40:12 **Motion:** Sen. Jackson moved that **SB 128 DO PASS AS AMENDED.**

Discussion:

01:40:24 Sen. Facey

01:41:07 Sen. Arntzen

01:41:31 Mr. Mulvaney

01:41:38 Sen. Arntzen

01:42:22 Mr. Mulvaney

01:43:26 Chairman Sonju

01:43:55 Sen. Brown

01:44:25 Sen. Arntzen
01:44:30 Sen. Facey
01:45:19 Mr. Mulvaney
01:45:40 Sen. Facey
01:45:57 Chairman Sonju

Note: The committee plans to continue executive action at a later date.

EXECUTIVE ACTION ON SB 243

01:46:44 **Motion:** Sen. Facey moved that **SB 243 DO PASS.**

Discussion:

01:46:58 Pat Murdo
01:47:16 Sen. Jackson
01:47:51 Sen. Facey
01:49:22 Sen. Brown
01:50:24 Sen. Arntzen
01:52:13 Chairman Sonju
01:52:45 Sen. Stewart-Peregoy
01:53:50 Sen. Brown
01:54:02 Chairman Sonju

01:54:05 **Motion/Vote:** Sen. Stewart-Peregoy moved that **SB 243 BE AMENDED WITH A CONCEPTUAL AMENDMENT.** Motion carried unanimously by voice vote.

01:54:31 **Motion:** Sen. Facey moved that **SB 243 DO PASS AS AMENDED.**

Discussion:

01:54:45 Sen. Barrett
01:55:00 Pat Murdo
01:56:09 Sen. Jackson
01:56:55 Sen. Facey
01:57:39 Chairman Sonju
01:58:04 Sen. Arntzen
01:58:25 Pat Murdo
01:58:44 Chairman Sonju
01:58:49 Pat Murdo
01:58:52 Sen. Facey

01:59:11 **Sen. Facey WITHDREW MOTION SB 243 DO PASS AS AMENDED.**
Note: The committee plans to continue executive action at a later date.

EXECUTIVE ACTION ON SB 221

01:59:42 Pat Murdo
01:59:00 Chairman Sonju
02:00:46 Sen. Jackson

02:01:12 **Motion:** Sen. Facey moved that **SB 221 DO PASS.**

Discussion:

02:01:26 Sen. Barrett
02:01:55 Sen. Stewart-Peregoy
02:04:14 Sen. Arntzen

02:05:36 **Vote:** Motion failed 4-6 by roll call vote with Sen. Facey, Sen. Stewart-Peregoy, Sen. Van Dyk and Sen. Vuckovich voting aye.

02:06:00 **Motion/Vote:** Sen. Facey moved that **SB 221 BE TABLED AND THE VOTE REVERSED.** Motion carried 6-4 by voice vote with Sen. Facey, Sen. Stewart-Peregoy, Sen. Van Dyk and Sen. Vuckovich voting no.

EXECUTIVE ACTION ON SB 244

02:06:49 Sen. Facey
02:06:54 Chairman Sonju

02:07:04 **Motion:** Sen. Facey moved that **SB 244 DO PASS.**

02:07:38 **Motion:** Sen. Jackson moved that **SB 244 BE AMENDED.**
[EXHIBIT\(bus32a03\)](#)

Discussion:

02:07:58 Pat Murdo

02:09:40 **Vote:** Motion carried unanimously by voice vote.

02:09:46 **Motion:** Sen. Facey moved that **SB 244 DO PASS AS AMENDED.**

Discussion:

02:09:54 Sen. Facey
02:10:39 Sen. Jackson

02:11:03 **Substitute Motion/Vote:** Sen. Jackson made a substitute motion that **SB 244 BE TABLED.** Substitute Motion carried 8-2 by roll call vote with Sen. Stewart-Peregoy and Sen. Vuckovich voting no.

ADJOURNMENT

Adjournment: 10:42 A.M.

Linda Keim, Secretary

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Additional Documents:

EXHIBIT([bus32aad.pdf](#))