

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Jon Sonju, on February 14, 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. 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: SB 255, 2/8/2013; HB 138, 2/8/2013; HB 202, 2/8/2013; HB 250, 2/8/2013

Executive Action: HB 94, Be Concurred In; SB 230, Do Pass As Amended; SB 212, Do Pass; SB 190, Tabled; SB 222, Partial.

EXECUTIVE ACTION ON HB 94

00:28:49 **Motion:** Sen. Facey moved that **HB 94 BE CONCURRED IN.**

Discussion:

00:29:03 Sen. Facey
00:29:40 Sen. Jackson
00:30:01 Chairman Sonju

00:30:34 **Vote:** Motion carried 6-4 by roll call vote with Sen. Barrett, Sen. Brown, Sen. Moore and Sen. Sonju voting no. Sen. Moore and Sen. Stewart-Peregoy voted by proxy. Sen. Facey will carry the bill.

EXECUTIVE ACTION ON SB 230

00:32:01 Pat Murdo, Legislative Services Division (LSD)

00:32:45 **Motion:** Sen. Facey moved that **SB 230 DO PASS.**

00:32:56 **Motion:** Sen. Van Dyk moved that **SB 230 BE AMENDED.**
EXHIBIT(bus33a01)

Discussion:

00:33:15 Sen. Jackson
00:33:25 Chairman Sonju
00:33:53 Pat Murdo, LSD

00:33:56 **Vote:** Motion carried unanimously by voice vote. Sen. Moore and Sen. Stewart-Peregoy voted by proxy.

00:34:11 **Motion:** Sen. Jackson moved that **SB 230 BE AMENDED.**
EXHIBIT(bus33a02)

Discussion:

00:34:50 Pat Murdo
00:35:00 Sen. Arntzen
00:35:37 Pat Murdo
00:36:43 Sen. Arntzen

00:36:50 **Vote:** Motion carried unanimously by voice vote. Sen. Moore and Sen. Stewart-Peregoy voted by proxy.

Discussion:

00:37:26 Chairman Sonju
00:37:33 Sen. Stewart-Peregoy entered the hearing.

00:37:44 Sen. Arntzen
00:38:10 Chairman Sonju
00:38:24 Sen. Facey
00:39:03 Sen. Jackson
00:40:00 Sen. Facey
00:40:12 Sen. Brown

00:40:13 Sen. Moore entered the hearing.

00:41:01 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 212

00:41:22 **Motion:** Sen. Van Dyk moved that **SB 212 DO PASS.**

Discussion:

00:41:47 Chairman Sonju
00:42:13 Sen. Brown

00:43:12 **Motion/Vote:** Sen. Van Dyk moved that **SB 212 BE AMENDED WITH A CONCEPTUAL AMENDMENT.** Motion carried unanimously by voice vote.

00:44:11 **Motion/Vote:** Sen. Van Dyk moved that **SB 212 DO PASS AS AMENDED.** Motion carried 6-4 by roll call vote with Sen. Arntzen, Sen. Barrett, Sen. Moore and Sen. Sonju voting no.

EXECUTIVE ACTION ON SB 190

00:44:25 **Motion:** Sen. Jackson moved that **SB 190 DO PASS.**

00:45:55 **Substitute Motion/Vote:** Sen. Facey made a substitute motion that **SB 190 BE TABLED.** Substitute Motion carried 6-4 by voice vote with Sen. Barrett, Sen. Jackson, Sen. Moore and Sen. Sonju voting no.

EXECUTIVE ACTION ON SB 222

00:46:30 **Motion:** Sen. D. Brown moved that **SB 222 DO PASS.**

Discussion:

00:47:01 Sen. Brown
[EXHIBIT\(bus33a03\)](#)
[EXHIBIT\(bus33a04\)](#)

00:47:15 Pat Murdo
00:49:59 Sen. Brown
00:50:49 Chairman Sonju
00:51:14 Pat Murdo
00:53:02 Sen. Facey

00:53:33 Chairman Sonju
00:53:40 Sen. Facey

00:54:35 **Vote:** Motion carried unanimously by voice vote.

00:54:44 **Motion:** Sen. D. Brown moved that **SB 222 DO PASS AS AMENDED**.
Note: Committee decided to wait before taking further action on the bill.

HEARING ON HB 202

Opening Statement by Sponsor:

00:55:53 Rep. Roger Hagan (R), HD 19, opened the hearing on HB 202. Revise laws related to the deposit and investment of public money.

Proponents' Testimony:

00:57:39 Alec Hansen, Montana League of Cities and Towns (MLCT)
00:59:07 Ronda Wiggers, Montana County Treasurers Association (MCTA)
00:59:26 Maureen Connor, Montana Association of Counties (MACo)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:00:01 Sen. Brown
01:00:28 Ms. Connor, MACo
01:01:15 Ms. Wiggers, MCTA
01:02:21 Sen. Jackson
01:02:55 Chairman Sonju
01:02:58 Sen. Jackson
01:03:16 Ms. Wiggers
01:03:46 Chairman Sonju

Closing by Sponsor:

01:03:56 Rep. Hagan
01:12:28 Sen. Facey and Sen. Barrett left the hearing.

HEARING ON HB 138

Opening Statement by Sponsor:

01:04:50 Rep. Greg Hertz (R), HD 11, opened the hearing on HB 138. Generally revise Bank Act merger provisions.

Proponents' Testimony:

01:06:18 Melanie Hall, Commissioner of Banking, Department of Administration (DOA)
01:08:26 Steve Turkiewicz, Montana Bankers Association (MBA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:09:53 Sen. Arntzen
01:10:30 Mr. Turkiewicz, MBA
01:10:38 Ms. Hall, DOA
01:11:34 Sen. Arntzen
01:12:04 Ms. Hall
01:12:37 Sen. Brown
01:13:45 Ms. Hall

Closing by Sponsor:

01:14:20 Rep. Hertz

HEARING ON HB 250

Opening Statement by Sponsor:

01:15:16 Rep. Liz Bangerter (R), HD 80, opened the hearing on HB 250. Require navigator, insurance producer certification for exchanges.

Proponents' Testimony:

01:17:39 Bill Warden, National Association of Insurance and Financial Advisers (NAIFA)
[EXHIBIT\(bus33a05\)](#)
01:18:47 Kathy Burton, National Association of Insurance and Financial Advisers (NAIFA)
01:20:34 Kori Dee, Independent Insurance Agent, National Association of Insurance and Financial Advisers (NAIFA)

Opponents' Testimony: None

Informational Testimony:

01:22:03 Adam Schafer, Deputy, Office of the Commissioner of Securities and Insurance, State Auditor (CSI)

Questions from Committee Members and Responses:

01:22:19 Sen. Brown
01:23:11 Mr. Warden, NAIFA

01:23:15 Ms. Burton, NAIFA
 01:24:36 Sen. Brown
 01:24:42 Ms. Burton
 01:24:51 Sen. Moore
 01:24:54 Mr. Schafer, CSI

EXHIBIT(bus33a06)

01:25:37 Sen. Arntzen
 01:26:03 Mr. Schafer
 01:26:31 Chairman Sonju
 01:26:40 Mr. Warden
 01:26:57 Pat Murdo, Legislative Services Division (LSD)
 01:27:15 Mr. Warden
 01:27:43 Ms. Burton
 01:30:02 Pat Murdo, LSD
 01:30:59 Chairman Sonju
 01:32:32 Mr. Schafer
 01:32:50 Sen. Jackson
 01:33:34 Mr. Warden
 01:35:08 Ms. Burton
 01:36:59 Sen. Arntzen
 01:38:19 Mr. Schafer
 01:38:28 Sen. Arntzen
 01:41:55 Ms. Burton
 01:42:51 Sen. Moore
 01:43:45 Mr. Warden
 01:44:18 Sen. Brown
 01:44:58 Ms. Burton

01:46:28 Sen. Facey returned to the hearing.

01:46:33 Chairman Sonju
 01:47:24 Sen. Vuckovich
 01:48:08 Mr. Schafer
 01:48:19 Sen. Brown
 01:48:32 Mr. Schafer
 01:48:39 Chairman Sonju
 01:49:04 Sen. Jackson
 01:49:36 Ms. Burton

EXHIBIT(bus33a07)

Closing by Sponsor:

01:50:42 Rep. Bangerter
 01:53:26 Recess
 02:04:34 Reconvene

HEARING ON SB 255

Opening Statement by Sponsor:

02:04:42 Sen. Sharon Stewart-Peregoy (D), SD 21, opened the hearing on SB 255.
Repeal English as official language of business.

[EXHIBIT\(bus33a08\)](#)

Proponents' Testimony:

02:21:20 Shane Morigeau, Confederated Salish and Kootenai Tribes (CSKT)

[EXHIBIT\(bus33a09\)](#)

[EXHIBIT\(bus33a10\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:24:11 Sen. Moore

02:24:58 Sen. Stewart-Peregoy

Closing by Sponsor:

02:25:12 Sen. Stewart-Peregoy

Committee Business:

02:28:49 Chairman Sonju

02:29:41 Sen. Arntzen

02:30:19 Chairman Sonju

ADJOURNMENT

Adjournment: 10:37 A.M.

Linda Keim, Secretary

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Additional Documents:

EXHIBIT([bus33aad.pdf](#))