

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON ENERGY AND TELECOMMUNICATIONS

Call to Order: Chair Alan Olson, on February 14, 2013 at 3:00 PM, in Room 317 Capitol

ROLL CALL

Members Present:

Sen. Alan Olson, Chair (R)
Sen. Verdell Jackson, Vice Chair (R)
Sen. Ron Arthun (R)
Sen. Robyn Driscoll (D)
Sen. Greg Jergeson (D)
Sen. Llew Jones (R)
Sen. Christine Kaufmann (D)
Sen. Cliff Larsen (D)
Sen. Mitch Tropila (D)
Sen. Chas Vincent (R)
Sen. Edward Walker (R)

Members Excused:

Sen. Jeff Essmann (R)
Sen. Jason Priest (R)

Members Absent: None

Staff Present: Julie Emge, Committee Secretary
Sonja Nowakowski, 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: SB 264, 2/12/2013

Executive Action: SB 125 Do Pass as Amended
SB 247 Tabled

HEARING ON SB 264

Opening Statement by Sponsor:

00:12:25 Sen. Elsie Arntzen (R), SD 27, opened the hearing on SB 264, Revise laws related to portable electronics insurance.

Proponents' Testimony:

00:16:14 Jacqueline Lenmark, representing Asurion, LLC
[EXHIBIT\(ens33a01\)](#)

00:22:35 Adam Schafer, Officer of the Commissioner of Securities and Insurance, State Auditor (CSI)

00:23:22 Mark Baker, representing AT&T

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:24:35 Sen. Larsen
00:24:58 Mr. Schafer, CSI
00:25:23 Sen. Jergeson
00:26:08 Mr. Baker, AT&T
00:26:48 Sen. Kaufmann
00:27:15 Ms. Lenmark, Asurion
00:28:02 Sen. Tropila
00:29:15 Ms. Lenmark
00:30:15 Chairman Olson
00:30:36 Ms. Lenmark

Closing by Sponsor:

00:32:03 Sen. Arntzen

(Sen. Jones left the hearing prior to the start of executive action)

EXECUTIVE ACTION ON SB 125

00:34:50 **Motion:** Sen. Olson moved that **SB 125 DO PASS.**

00:35:00 **Motion:** Sen. Olson moved that **SB 125 BE AMENDED.**
[EXHIBIT\(ens33a02\)](#)

Discussion:

00:35:50 Sen. Larsen

- 00:36:02 Chairman Olson
 00:37:25 Sen. Vincent
 00:37:32 Chairman Olson
 00:37:45 Sen. Tropila
 00:38:00 Sen. Jergeson
 00:39:20 Sonja Nowakowski, Legislative Services Division (LSD)
 00:40:04 Chairman Olson
 00:40:19 Sen. Jergeson
 00:40:34 Chairman Olson
 00:40:39 Sen. Jergeson
 00:40:51 Ms. Nowakowski, LSD
 00:41:48 Sen. Jergeson
 00:42:20 Chairman Olson
 00:42:47 Sen. Jergeson
 00:43:00 Sen. Kaufmann
 00:43:28 Chairman Olson
 00:43:54 Sen. Kaufmann
 00:44:03 Chairman Olson
 00:44:36 Sen. Tropila
 00:44:55 Chairman Olson
 00:45:20 Sen. Kaufmann
 00:46:19 Sen. Vincent
- 00:47:04 **Vote:** Motion carried 11-2 by roll call vote with Sen. Kaufmann and Sen. Tropila voting no. Sen. Essmann, Sen. Jones and Sen. Priest voted by proxy.
- 00:47:54 **Motion:** Sen. Vincent moved that **SB 125 DO PASS AS AMENDED.**
- Discussion:**
- 00:47:58 Sen. Larsen
 00:48:42 Chairman Olson
 00:49:00 Sen. Larsen
 00:49:40 Sen. Kaufmann
 00:50:28 Sen. Tropila
 00:53:48 Sen. Vincent
 00:54:11 Sen. Jergeson
 00:56:35 Sen. Vincent
 00:57:04 Sen. Larsen
 00:59:04 Sen. Jergeson
 00:59:31 Sen. Larsen
 01:00:15 Chairman Olson
 01:01:36 Sen. Walker
 01:02:32 Sen. Tropila
 01:03:56 Sen. Arthun
 01:04:10 Sen. Tropila
- 01:04:25 **Vote:** Motion carried 8-5 by roll call vote with Sen. Driscoll, Sen. Jergeson, Sen. Kaufmann, Sen. Larsen and Sen. Tropila voting no. Sen. Essmann, Sen. Jones and Sen. Priest voted by proxy.

(Sen. Kaufmann left the hearing prior to the start of executive action)

EXECUTIVE ACTION ON SB 247

01:05:46 **Motion:** Sen. Jackson moved that **SB 247 DO PASS.**

Discussion:

01:06:25 Sen. Kaufmann
 01:07:05 Sen. Driscoll
 01:07:36 Sen. Jergeson
 01:10:47 Sen. Larsen
 01:12:52 Chairman Olson
 01:14:51 Sen. Jergeson
 01:16:13 Chairman Olson
 01:16:42 Sen. Vincent
 01:17:02 Sen. Tropila
 01:19:50 Sen. Vincent

01:21:13 **Vote:** Motion failed 5-8 by roll call vote with Sen. Driscoll, Sen. Jergeson, Sen. Kaufmann, Sen. Larsen and Sen. Tropila voting aye. Sen. Essmann, Sen. Jones, Sen. Kaufmann and Sen. Priest voted by proxy.

01:22:05 **Motion/Vote:** Sen. Jergeson moved that **SB 247 DO NOT PASS.** Motion failed 5-8 by roll call vote with Sen. Driscoll, Sen. Jergeson, Sen. Kaufmann, Sen. Tropila and Sen. Vincent voting aye. Sen. Essmann, Sen. Jones, Sen. Kaufmann and Sen. Priest voted by proxy.

01:23:58 **Motion/Vote:** Sen. Jackson moved that **SB 247 BE TABLED.** Motion carried 8-5 by roll call vote with Sen. Driscoll, Sen. Jergeson, Sen. Kaufmann, Sen. Larsen and Sen. Tropila voting no. Sen. Essmann, Sen. Jones, Sen. Kaufmann and Sen. Priest voted by proxy.

Committee Business:

01:25:20 Chairman Olson
 01:25:55 Sen. Jergeson
 01:26:05 Chairman Olson
 01:26:15 Ms. Nowakowski
 01:26:33 Chairman Olson

ADJOURNMENT

Adjournment: 4:20 pm

Julie Emge, Secretary

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Additional Documents:

EXHIBIT([ens33aad.pdf](#))