

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Jon Sonju, on March 15, 2013 at 9:00 AM, in Room 422 Capitol

ROLL CALL

Members Present:

Sen. Jon Sonju, Chair (R)
Sen. Elsie Arntzen (R)
Sen. Debby Barrett (R)
Sen. Dee Brown (R)
Sen. Sharon Stewart-Peregoy (D)
Sen. Gene Vuckovich (D)

Members Excused:

Sen. Verdell Jackson, Vice Chair (R)
Sen. Tom Facey (D)
Sen. Frederick (Eric) Moore (R)
Sen. Kendall Van Dyk (D)

Members Absent: None

Staff Present: Prudence Gildroy, Committee Secretary
Pat Murdo, 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 545, 3/11/2013; HB 297, 3/11/2013; HB 462, 3/11/2013;

Executive Action: HB 65 Be Concurred In As Amended; HB 323 Be Concurred In;
HB 22 Be Concurred In As Amended

HEARING ON HB 545

Opening Statement by Sponsor:

00:11:45 Rep. Scott Reichner (R), HD 9, opened the hearing on HB 545, Allow employer to fund total cost of qualifying employee's health insurance.

Proponents' Testimony:

00:13:02 Frank Cote, Blue Cross Blue Shield of Montana (BCBSMT)

Opponents' Testimony: None

Informational Testimony:

00:14:19 Adam Schafer, Office of Commissioner of Securities and Insurance, State Auditor (CSI)

Questions from Committee Members and Responses:

00:14:42 Sen. Brown
00:14:58 Mr. Cote, BCBSMT
00:15:59 Sen. Brown
00:16:29 Mr. Cote

Closing by Sponsor:

00:17:01 Rep. Reichner

HEARING ON HB 297

Opening Statement by Sponsor:

00:17:44 Rep. David Howard (R), HD 60, opened the hearing on HB 297, Provide that employment of an unauthorized alien is unlawful.

[EXHIBIT\(bus56a01\)](#)

Proponents' Testimony:

00:23:21 Brad Griffin, Montana Retail Association (MRA)
00:26:35 Sen. Moore entered the meeting.
00:28:48 Mark Baker, Kalispell Chamber of Commerce (KCC)
00:29:52 Cary Hegreberg, Montana Contractors Association (MCA)
00:31:37 Bruce Spencer, Montana Automobile Dealers Association (MADA)

Opponents' Testimony:

00:33:12 Shahid Haque-Hausrath, Immigration Attorney
[EXHIBIT\(bus56a02\)](#)

Informational Testimony: None

Questions from Committee Members and Responses:

00:45:00 Sen. Stewart-Peregoy
00:45:47 Mr. Haque-Hausrath, Attorney
00:46:35 Sen. Stewart-Peregoy
00:46:48 Mr. Haque-Hausrath
00:47:44 Sen. Moore
00:48:31 Mr. Baker, KCC
00:50:56 Sen. Moore
00:51:20 Rep. Howard
00:52:55 Sen. Barrett
00:53:13 Mr. Haque-Hausrath
00:55:49 Sen. Barrett
00:55:58 Mr. Haque-Hausrath
00:56:16 Sen. Arntzen
00:57:11 Mr. Griffin, MMA
00:59:01 Sen. Arntzen
00:59:25 Mr. Griffin
00:59:37 Sen. Arntzen
01:00:08 Rep. Howard
01:01:31 Sen. Van Dyk entered the meeting.
01:02:32 Sen. Arntzen
01:02:43 Rep. Howard
01:02:48 Sen. Arntzen
01:02:53 Rep. Howard
01:03:04 Chairman Sonju
01:03:42 Rep. Howard
01:04:09 Sen. Jackson entered the meeting.
01:04:18 Chairman Sonju
01:04:35 Rep. Howard
01:04:39 Sen. Brown
01:05:02 Mr. Haque-Hausrath
01:09:04 Sen. Brown
01:09:14 Mr. Haque-Hausrath
01:10:13 Chairman Sonju
01:10:32 Rep. Howard
01:11:26 Chairman Sonju
01:11:47 Rep. Howard

Closing by Sponsor:

01:12:07 Rep. Howard

01:14:13 Recess
01:26:04 Reconvene

01:26:06 Sen. Facey entered the meeting.

HEARING ON HB 462

Opening Statement by Sponsor:

01:26:13 Rep. Donald Jones (R), HD 56, opened the hearing on HB 462, Revise lien laws for due process considerations.

Proponents' Testimony:

01:26:55 Bruce Spencer, Montana Automobile Dealers Association (MADA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:30:51 Sen. Brown
01:31:33 Mr. Spencer, MADA
01:31:50 Sen. Brown
01:32:04 Mr. Spencer
01:32:15 Sen. Arntzen
01:32:27 Mr. Spencer
01:32:56 Sen. Arntzen
01:33:12 Mr. Spencer

Closing by Sponsor:

01:34:35 Rep. Jones

EXECUTIVE ACTION ON HB 65

01:37:04 Melanie Hall, Commissioner of Banking and Financial Services (CBFS)

01:39:36 **Motion:** Sen. Facey moved that **HB 65 BE CONCURRED IN.**

Discussion:

01:39:47 Sen. Facey
01:40:07 Ms. Hall, CBFS
01:41:20 Sen. Facey
01:41:39 Ms. Hall

01:42:16 **Motion/Vote:** Sen. Jackson moved that **HB 65 BE AMENDED.** Motion carried 10-0 by voice vote.

EXHIBIT(bus56a03)

01:43:00 **Motion/Vote:** Sen. Facey moved that **HB 65 BE CONCURRED IN AS AMENDED.** Motion carried 10-0 by voice vote. Sen. Facey will carry the bill.

EXECUTIVE ACTION ON HB 232

01:44:24 **Motion:** Sen. Van Dyk moved that **HB 232 BE CONCURRED IN.**

Discussion:

01:44:39 Pat Murdo, Legislative Services Division (LSD)

01:45:43 Sen. Arntzen

01:45:57 Ms. Murdo, LSD

01:46:09 Sen. Arntzen

01:46:20 Ms. Murdo

01:46:43 Sen. Brown

01:47:03 Ms. Murdo

01:47:29 Sen. Facey

01:47:52 **Vote:** Motion carried 7-3 by roll call vote with Sen. Stewart-Peregoy, Sen. Van Dyk and Sen. Vuckovich voting no. Sen. Sonju will carry the bill.

EXECUTIVE ACTION ON HB 22

01:49:59 **Motion:** Sen. D. Brown moved that **HB 22 BE CONCURRED IN.**

Discussion:

01:50:34 Adam Schafer, Office of Commissioner of Securities and Insurance, State Auditor (CSI)

01:53:15 Sen. Arntzen

01:54:49 Mr. Schafer, CSI

01:56:44 Bruce Spencer, Property Casualty Insurers Association of American (PCIAA) and Allstate Insurance

01:57:48 Jacqueline Lenmark, American Insurance Association (AIA) and representing Greg VanHorsen, State Farm Insurance

01:58:10 Bob Biskupiak, Independent Insurance Agents' Association of Montana (IIAAMT)

02:00:42 **Motion:** Sen. D. Brown moved that **HB 22 BE AMENDED.**

EXHIBIT(bus56a04)

Discussion:

02:01:44 Sen. Vuckovich

02:02:32 Mr. Spencer, PCIAA

02:02:45 Sen. Vuckovich

02:02:52 Sen. Arntzen

02:03:18 Mr. Schafer, CSI

02:03:32 Mr. Biskupiak, IIAAMT

02:04:23 Sen. Arntzen

02:04:35 Mr. Biskupiak

02:05:14 Sen. Arntzen

02:05:23 Mr. Schafer

02:06:21 **Vote:** Motion failed 3-7 by roll call vote with Sen. Barrett, Sen. Jackson and Sen. Moore voting aye.

Discussion:

02:07:23 Frank Cote, Blue Cross Blue Shield Montana (BCBSMT)
02:08:47 Chairman Sonju
02:08:53 Ms. Murdo, Legislative Services Division, (LSD)
02:09:21 Chairman Sonju
02:09:24 Ms. Murdo, LSD

02:10:14 **Motion:** Sen. Jackson moved that **HB 22 BE AMENDED.**
EXHIBIT(bus56a05)

02:10:41 **Vote:** Motion carried 10-0 by voice vote.

02:10:49 **Motion:** Sen. Van Dyk moved that **HB 22 BE CONCURRED IN AS AMENDED.**

02:11:22 **Motion:** Sen. Van Dyk moved that **HB 22 BE AMENDED.**
EXHIBIT(bus56a06)

Discussion:

02:11:59 Ms. Murdo
02:12:27 Ms. Lenmark, AIA
02:14:08 Sen. Barrett

02:14:28 **Vote:** Motion carried 10-0 by voice vote.

02:14:33 **Motion:** Sen. Van Dyk moved that **HB 22 BE CONCURRED IN AS AMENDED.**

02:14:40 **Motion:** Sen. Van Dyk moved that **HB 22 BE AMENDED.**
EXHIBIT(bus56a07)

Discussion:

02:14:50 Ms. Lenmark
02:16:49 Sen. Brown
02:17:02 Ms. Lenmark

02:17:37 **Vote:** Motion carried 10-0 by voice vote.

02:17:45 **Motion/Vote:** Sen. Van Dyk moved that **HB 22 BE CONCURRED IN AS AMENDED.** Motion carried 10-0 by voice vote. Sen. Facey will carry the bill.

ADJOURNMENT

Adjournment: 11:17 a.m.

Prudence Gildroy, Secretary

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Additional Documents:

Additional Documents:

EXHIBIT([bus56aad.pdf](#))