

## MINUTES

### MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

**Call to Order:** Chair Edward Buttrey, on February 3, 2015 at 8:00 AM, in Room 422  
Capitol

#### ROLL CALL

**Members Present:**

Sen. Edward Buttrey, Chair (R)  
Sen. Elsie Arntzen, Vice Chair (R)  
Sen. Dee Brown (R)  
Sen. Pat Connell (R)  
Sen. Tom Facey (D)  
Sen. Sharon Stewart-Peregoy (D) (arrived after roll call)  
Sen. Gordon Vance (R)  
Sen. Gene Vuckovich (D)  
Sen. Lea Whitford (D) (arrived after roll call)

**Members Excused:** Sen. Cary Smith (R)

**Members Absent:** None

**Staff Present:** Linda Keim, Committee Secretary  
Jameson Walker, 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 95, 1/27/2015; HB 81, 1/27/2015; HB 79, 1/27/2015; SB 181, 1/27/2015

Executive Action: SB 123, SB 149, HB 57, HB 66, HB 110, HB 81, HB 79, SB 132, SB 158, SB 22

**HEARING ON HB 95**

**Opening Statement by Sponsor:**

00:01:16 Rep. Kelly McCarthy (D), HD 49, opened the hearing on HB 95. Generally revise public adjuster laws.

[EXHIBIT\(bus24a01\)](#)

**Proponents' Testimony:**

00:05:25 Jesse Laslovich, office of the Commissioner of Securities and Insurance,  
Montana State Auditor (CSI)

00:08:26 Bob Biskupiak, Independent Insurance Agent's Association of Montana (IIAA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:10:04 Sen. Brown  
00:11:39 Mr. Laslovich, CSI (redirect)  
00:12:05 Sen. Brown  
00:12:08 Mr. Biskupiak, IIAA  
00:12:58 Chairman Buttrey  
00:18:29 Mr. Laslovich  
00:18:48 Sen. Connell  
00:21:38 Mr. Laslovich  
00:21:45 Sen. Arntzen  
00:22:12 Mr. Laslovich  
00:22:35 Chairman Buttrey  
00:23:08 Mr. Laslovich

**Closing by Sponsor:**

00:23:17 Rep. McCarthy

00:24:46 Chairman Buttrey

00:25:31 Recess

00:30:08 Reconvene

**HEARING ON SB 181**

**Opening Statement by Sponsor:**

00:30:26 Sen. Elsie Arntzen (R), SD 26, opened the hearing on SB 181. Require Senate confirm Board of Outfitters.

[EXHIBIT\(bus24a02\)](#)

[EXHIBIT\(bus24a03\)](#)

[EXHIBIT\(bus24a04\)](#)

[EXHIBIT\(bus24a05\)](#)

**Proponents' Testimony:**

00:35:27 Jean Johnson, Montana Outfitters and Guides Association (MOGA)

00:38:20 Judy Bovington, Department of Labor and Industry (DLI)

**Opponents' Testimony:** None

**Informational Testimony:**

00:38:48 Robin Cunningham, Board of Outfitters, Department of Labor and Industry (DLI)

**Questions from Committee Members and Responses:**

00:39:17 Sen. Connell

00:40:18 Sen. Arntzen (redirect)

00:40:28 Ms. Bovington, DLI

00:40:47 Chairman Buttrey

00:41:16 Sen. Arntzen (redirect)

00:41:52 Chairman Buttrey

00:42:21 Mr. Cunningham, DLI

**Closing by Sponsor:**

00:42:37 Sen. Arntzen

**HEARING ON HB 79**

**Opening Statement by Sponsor:**

00:43:13 Rep. Ryan Lynch (D), HD 76, opened the hearing on HB 79. Exempt certain apprentices from licensure.

**Proponents' Testimony:**

00:44:30 Judy Bovington, Department of Labor and Industry (DLI)

00:45:19 John Gordon, State Electrical Board

00:45:31 Margaret Morgan, Montana Independent Electrical Contractors (MIEC)

00:46:24 Keith Allen, International Brotherhood of Electrical Workers, #233

00:46:41 John Forkan, Montana State Association of Plumbers and Pipe Fitters

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:47:15 Chairman Buttrey  
00:47:41 Ms. Bovington, DLI

**Closing by Sponsor:**

00:48:01 Rep. Lynch

**HEARING ON HB 81**

**Opening Statement by Sponsor:**

00:48:31 Rep. Ryan Lynch (D), HD 76, opened the hearing on HB 81. Allow limited barbering license.

**Proponents' Testimony:**

00:49:51 Darlene Battaiola, president, Board of Barbers and Cosmetologists, Department of Labor and Industry (DLI)  
00:51:41 Judy Bovington, Department of Labor and Industry (DLI)

**[EXHIBIT\(bus24a06\)](#)**

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:53:15 Sen. Brown  
00:53:20 Ms. Bovington, DLI  
00:54:13 Sen. Connell  
00:54:18 Sen. Brown  
00:55:46 Ms. Battaiola, DLI

**Closing by Sponsor:**

00:56:53 Rep. Lynch  
00:57:36 Chairman Buttrey  
00:57:46 Recess  
01:23:57 Reconvened

Sen. Smith entered the hearing. Sen. Vuckovich left the hearing.

01:24:08 Chairman Buttrey  
01:24:41 Sen. Brown

**EXECUTIVE ACTION ON SB 22**

01:24:55 Sen. Arntzen  
[EXHIBIT\(bus24a07\)](#)

01:25:11 **Motion/Vote:** Sen. Stewart-Peregoy moved that **SB 22 BE REMOVED FROM TABLE**. Motion carried 8-1 by voice vote of those present and voting, with Sen. Brown voting no.

01:25:38 Sen. Arntzen

**EXECUTIVE ACTION ON SB 123**

01:25:54 **Motion:** Sen. Arntzen moved that **SB 123 DO PASS**.

**Discussion:**

01:26:17 Chairman Buttrey  
01:26:26 Sen. Brown  
01:26:44 Sen. Arntzen  
01:27:35 Sen. Whitford  
01:29:04 Sen. Arntzen  
01:30:05 Sen. Whitford  
01:31:51 Sen. Facey

01:33:16 **Motion:** Sen. Buttrey moved that **SB 123 BE AMENDED**.  
[EXHIBIT\(bus24a08\)](#)

**Discussion:**

01:33:35 Jameson Walker, Legislative Services Division (LSD)  
01:34:39 Chairman Buttrey

01:35:16 **Vote:** Motion carried 9-0 by voice vote of those present and voting.

01:35:37 **Motion:** Sen. D. Brown moved that **SB 123 DO PASS AS AMENDED**.

01:35:45 **Motion:** Sen. D. Brown moved that **SB 123 BE AMENDED**.  
[EXHIBIT\(bus24a09\)](#)

**Discussion:**

01:37:10 Sen. Facey  
01:38:03 Sen. Brown  
01:38:22 Sen. Connell  
01:39:40 Chairman Buttrey

01:39:59 Sen. Connell  
01:40:19 Chairman Buttrey  
01:41:37 Jesse Laslovich, office of Commissioner of Securities and Insurance, Montana  
State Auditor, CSI  
01:41:47 Chairman Buttrey  
01:41:51 Nancy Butler, Montana State Fund, MSF  
01:42:22 Sen. Facey  
01:42:53 Chairman Buttrey  
01:43:10 Sen. Facey  
01:43:15 Sen. Arntzen  
01:43:32 Chairman Buttrey  
01:43:38 Mr. Walker, LSD  
01:43:53 Chairman Buttrey  
01:44:01 Sen. Brown  
01:44:32 Sen. Facey  
  
01:44:48 **Substitute Motion:** Sen. D. Brown moved that **SB 123 BE AMENDED, and to add a CONCEPTUAL AMENDMENT.**

**Discussion:**

01:45:18 Sen. Arntzen  
  
01:45:42 **Vote:** Substitute Motion carried 7-2 by voice vote of those present and voting, with Sen. Connell and Sen. Stewart-Peregoy voting no.  
  
01:46:04 **Motion/Vote:** Sen. Arntzen moved that **SB 123 DO PASS AS AMENDED.** Motion carried 9-0 by voice vote of those present and voting.

**EXECUTIVE ACTION ON SB 132**

01:46:41 **Motion:** Sen. Arntzen moved that **SB 132 DO PASS.**

**Discussion:**

01:47:11 Sen. Vance  
  
01:47:54 **Motion:** Sen. Vance moved that **SB 132 BE AMENDED.**  
**EXHIBIT(bus24a10)**  
  
01:48:37 Sen. Vance  
  
01:48:50 **Vote:** Motion carried 9-0 by voice vote of those present and voting.  
  
01:49:07 **Motion:** Sen. Vance moved that **SB 132 DO PASS AS AMENDED.**

**Discussion:**

01:49:21 Sen. Brown  
01:50:06 Sen. Arntzen

01:51:05 Chairman Buttrey  
 01:52:17 Sen. Connell  
 01:53:11 Sen. Facey

01:54:20 **Vote:** Motion failed 3-7 by roll call vote with Sen. Buttrey, Sen. Smith and Sen. Vance voting aye. Sen. Vuckovich voted by proxy.

01:55:25 **Motion/Vote:** Sen. Facey moved that **SB 132 BE TABLED AND THE VOTE REVERSED**. Motion carried 9-0 by voice vote of those present and voting.

01:55:38 Sen. Arntzen

**EXECUTIVE ACTION ON SB 149**

01:55:58 **Motion:** Sen. Arntzen moved that **SB 149 DO PASS**.

01:56:34 **Motion:** Sen. Buttrey moved that **SB 149 BE AMENDED**.  
[EXHIBIT\(bus24a11\)](#)

**Discussion:**

01:56:53 Mr. Walker  
 01:57:25 Sen. Arntzen

01:57:56 **Vote:** Motion carried 7-2 by voice vote of those present and voting with Sen. Facey and Sen. Stewart-Peregoy voting no.

01:58:15 **Motion:** Sen. Arntzen moved that **SB 149 DO PASS AS AMENDED**.

**Discussion:**

01:58:49 Sen. Smith  
 01:59:00 Sen. Connell  
 01:59:25 Sen. Whitford  
 01:59:58 Sen. Facey  
 02:00:22 Sen. Stewart-Peregoy  
 02:00:57 Chairman Buttrey

02:01:23 **Vote:** Motion carried 6-4 by roll call vote with Sen. Facey, Sen. Stewart-Peregoy, Sen. Vuckovich and Sen. Whitford voting no. Sen. Vuckovich voted by proxy.

**EXECUTIVE ACTION ON HB 57**

02:02:25 **Motion:** Sen. Arntzen moved that **HB 57 BE CONCURRED IN**.

02:02:43 Chairman Buttrey  
[EXHIBIT\(bus24a12\)](#)

02:03:25 **Motion:** Sen. Buttrey moved that **HB 57 BE AMENDED**.

**Discussion:**

02:03:36 Sen. Vance  
 02:03:56 Sen. Facey  
 02:04:28 Sen. Vance  
 02:05:01 Sen. Facey  
 02:05:04 Sen. Connell  
 02:05:35 Chairman Buttrey

02:06:11 **Vote:** Motion failed 4-6 by roll call vote with Sen. Arntzen, Sen. Connell, Sen. Smith and Sen. Vance voting aye. Sen. Vuckovich voted by proxy.

**Discussion:**

02:07:27 Chairman Buttrey  
 02:07:34 Sen. Facey  
 02:07:58 Sen. Smith  
 02:08:17 Chairman Buttrey  
 02:08:36 Sen. Brown

02:09:01 **Motion/Vote:** Sen. D. Brown moved that **HB 57 BE CONCURRED IN**. Motion carried 9-0 by voice vote of those present and voting. Sen. Vuckovich will carry the bill.

**EXECUTIVE ACTION ON SB 158**

02:09:23 **Motion:** Sen. Arntzen moved that **SB 158 DO PASS**.

**Discussion:**

02:09:47 Mr. Walker  
 02:10:02 Sen. Brown  
 02:10:14 Chairman Buttrey  
 02:10:34 Sen. Brown  
 02:11:13 Chairman Buttrey  
 02:13:00 Sen. Facey  
 02:13:22 Sen. Connell

02:14:53 **Vote:** Motion failed 4-6 by roll call vote with Sen. Facey, Sen. Stewart-Peregoy, Sen. Vuckovich and Sen. Whitford voting aye. Sen. Vuckovich voted by proxy.

02:15:53 **Motion/Vote:** Sen. Arntzen moved that **SB 158 BE TABLED**. Motion carried 6-3 by voice vote of those present and voting, with Sen. Facey, Sen. Stewart-Peregoy and Sen. Whitford voting no.

**EXECUTIVE ACTION ON HB 66**

02:16:19 **Motion:** Sen. Arntzen moved that **HB 66 BE CONCURRED IN.**

**Discussion:**

02:16:24 Chairman Buttrey

02:16:42 Mr. Walker

02:16:52 Sen. Brown

02:17:29 **Vote:** Motion carried 9-0 by voice vote of those present and voting. Sen. Arntzen will carry the bill.

**EXECUTIVE ACTION ON HB 110**

02:17:40 **Motion:** Sen. Arntzen moved that **HB 110 BE CONCURRED IN.**

**Discussion:**

02:17:53 Chairman Buttrey

02:18:14 Mr. Walker

02:18:20 **Vote:** Motion carried 9-0 by voice vote of those present and voting. Sen. Facey will carry the bill.

02:18:48 Sen. Arntzen

**EXECUTIVE ACTION ON HB 81**

02:19:08 **Motion:** Sen. Arntzen moved that **HB 81 BE CONCURRED IN.**

**Discussion:**

02:19:48 Chairman Buttrey

02:20:10 Sen. Facey

02:20:22 Chairman Buttrey

02:20:44 **Vote:** Motion carried 9-0 by voice vote of those present and voting. Sen. Arntzen will carry the bill.

**EXECUTIVE ACTION ON HB 79**

02:20:58 Sen. Whitford

02:21:24 Chairman Buttrey

02:21:33 **Motion:** Sen. Whitford moved that **HB 79 BE CONCURRED IN.**

**Discussion:**

02:21:50 Sen. Arntzen

02:22:32 Chairman Buttrey

02:22:42 Sen. Connell

02:23:29 **Vote:** Motion carried 9-0 by voice vote of those present and voting. Sen. Whitford will carry the bill.

02:23:44 Chairman Buttrey

**ADJOURNMENT**

Adjournment: 10:25 A.M.

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Linda Keim, Secretary

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Additional Documents:

**EXHIBIT([bus24aad.pdf](#))**