

MINUTES

MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Edward Buttrey, on February 20, 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. Cary Smith (R)
Sen. Sharon Stewart-Peregoy (D)
Sen. Gordon Vance (R) (arrived after roll call)
Sen. Gene Vuckovich (D)
Sen. Lea Whitford (D)

Members Excused: None

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: SB 258, 2/12/2015; SB 346, 2/17/2015; SB 307, 2/12/2015; SB 310, 2/12/2015; SB 347, 2/17/2015

Executive Action: SB 257, SB 103, SB 197, SB 337, SB 23

HEARING ON SB 258

Opening Statement by Sponsor:

00:02:15 Sen. Brian Hoven (R), SD 13, opened the hearing on SB 258. Revise workers' compensation laws relating to religious employer definition.

Proponents' Testimony:

00:02:56 Dan Vuckovich, certified public accountant (CPA), Great Falls

00:06:35 Mark Cadwallader, Montana Department of Labor and Industry (DLI)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:07:21 Sen. Connell

00:08:16 Mr. Vuckovich, CPA

00:08:39 Sen. Facey

00:08:42 Mr. Cadwallader (DLI)

00:08:53 Sen. Brown

00:09:19 Mr. Vuckovich

00:09:35 Sen. Whitford

00:11:10 Sen. Hoven

00:12:07 Chairman Buttrey

00:12:13 Mr. Vuckovich

Closing by Sponsor:

00:12:48 Sen. Hoven

00:13:00 Chairman Buttrey

HEARING ON SB 346

Opening Statement by Sponsor:

00:13:24 Sen. Elsie Arntzen (R), SD 26, opened the hearing on SB 346. Revise laws regarding mortgage loan originators.

Proponents' Testimony:

00:16:21 Greg Van Horssen, State Farm Insurance Company

[EXHIBIT\(bus39a01\)](#)

[EXHIBIT\(bus39a02\)](#)

00:21:27 Mike Miller, agent, Helena, State Farm Insurance Company

00:25:00 Lyle Mitchell, agent, Columbia Falls, State Farm Insurance Company

00:27:26 David Jensen, agent, Helena, State Farm Insurance Company
00:30:16 Daniel Corbin, agent, Bozeman, State Farm Insurance Company

Opponents' Testimony:

00:32:39 Melanie Hall, commissioner, Division of Banking and Financial Institutions,
Department of Administration (DOA)
00:36:37 Jim Brown, Montana Independent Bankers Association (MIBA)
00:41:08 Steve Turkiewicz, Montana Bankers Association (MBA)
00:42:55 Donya Parrish, Montana's Credit Unions

Informational Testimony:

00:44:24 Roger Bainbridge, State Farm Bank, Illinois

Questions from Committee Members and Responses:

00:45:24 Sen. Brown
00:46:17 Mr. Turkiewicz, MBA
00:46:52 Sen. Brown
00:47:38 Mr. Brown, MIBA
00:48:05 Chairman Buttrey
00:48:09 Jameson Walker, Legislative Services Division (LSD)
00:48:57 Sen. Facey
00:52:18 Ms. Hall, DOA

Closing by Sponsor:

00:52:40 Sen. Arntzen
00:54:11 Chairman Buttrey

HEARING ON SB 307

Opening Statement by Sponsor:

00:56:17 Sen. Sharon Stewart-Peregoy (D), SD 21, opened the hearing on SB 307.
Provide for recognition of Tribally organized business entities.

[EXHIBIT\(bus39a03\)](#)

Proponents' Testimony:

01:03:06 Shaun Realbird, Crow Nation; chair, State Tribal Economic Development
Commission (STEDC)
01:10:03 Jason Small, enrolled member, Northern Cheyenne Indian Reservation
01:11:27 Andrew Huff, Governor's Office (GOV)
01:12:59 Jesse Laslovich, Office of the Commissioner of Securities and Insurance,
Montana State Auditor (CSI)
01:13:25 Melanie Hall, Department of Administration (DOA)

Opponents' Testimony: None

Informational Testimony:

01:14:05 Tim Busby, business operations supervisor, Montana Secretary of State (SOS)

Questions from Committee Members and Responses:

01:14:27 Sen. Connell
01:14:52 Ms. Hall, DOA
01:16:01 Chairman Buttrey
01:16:52 Ms. Hall
01:17:30 Sen. Brown (redirect)
01:18:20 Mr. Huff, GOV
01:18:46 Chairman Buttrey
01:19:40 Mr. Huff
01:19:55 Sen. Brown
01:20:17 Sen. Stewart-Peregoy (redirect)
01:20:46 Sen. Brown
01:21:30 Mr. Busby, SOS
01:21:37 Sen. Brown
01:21:41 Mr. Huff
01:23:25 Sen. Brown
01:24:04 Sen. Stewart-Peregoy
01:24:14 Sen. Brown
01:28:17 Mr. Realbird, STEDC
01:28:55 Sen. Facey
01:30:04 Mr. Huff
01:30:33 Sen. Facey
01:31:07 Sen. Stewart-Peregoy
01:31:16 Chairman Buttrey
01:33:18 Ms. Hall
01:33:55 Chairman Buttrey
01:34:00 Mr. Huff
01:34:15 Sen. Whitford
01:34:35 Chairman Buttrey
01:34:38 Sen. Facey

Closing by Sponsor:

01:34:52 Sen. Stewart-Peregoy

01:40:00 Chairman Buttrey

HEARING ON SB 310

Opening Statement by Sponsor:

01:42:54 Sen. Lea Whitford (D), SD 8, opened the hearing on SB 310. Provide unemployment benefits to certain school employees.

Proponents' Testimony:

01:54:44 Rep. Susan Webber, HD 16
01:57:02 Marco Ferro, Montana Education Association-Montana Federation of Teachers
(MEA-MFT); Montana Quality Education Commission (MQEC)
01:59:44 Dennis Parman, Office of Public Instruction (OPI)
02:00:44 Tom Schneider, Montana Public Employees Association

Opponents' Testimony:

02:01:49 Bob Vogel, Montana School Boards Association (MTSBA)

Informational Testimony:

02:04:51 Sandra Bay, Unemployment Insurance Division, Department of Labor and
Industry (DLI)

Questions from Committee Members and Responses:

02:05:15 Sen. Brown
02:06:42 Mr. Ferro, MEA-MFT
02:07:05 Sen. Vance
02:07:10 Mr. Ferro (redirect)
02:07:33 Sen. Vance
02:07:36 Mr. Vogel, MTSBA
02:07:47 Sen. Vance
02:08:10 Mr. Ferro
02:08:37 Sen. Vance
02:08:41 Mr. Vogel
02:09:07 Sen. Vance
02:09:40 Mr. Parman, OPI
02:09:54 Sen. Connell
02:11:17 Ms. Bay, DLI
02:12:04 Sen. Facey
02:12:15 Ms. Bay
02:13:19 Sen. Facey
02:13:59 Mr. Vogel
02:14:33 Sen. Brown
02:16:42 Mr. Vogel
02:17:14 Sen. Brown
02:17:45 Ms. Bay

Closing by Sponsor:

02:18:13 Sen. Whitford
02:19:50 Chairman Buttrey

02:20:18 Recess
02:33:24 Reconvene

HEARING ON SB 347

Opening Statement by Sponsor:

02:33:45 Sen. Tom Facey (D), SD 50, opened the hearing on SB 347. Revising worker compensation coverage options for emergency medical units.

Proponents' Testimony:

02:36:48 Nancy Butler, Montana State Fund

02:37:40 Bob Worthington, Montana Self Insurers Association

02:38:14 Jacqueline Lenmark, American Insurance Association; also speaking for Bruce Spencer, Property Casualty Insurers Association of America (PCIAA)

Opponents' Testimony: None

Informational Testimony:

02:39:35 Mark Cadwallader, staff attorney, Department of Labor and Industry (DLI)

Questions from Committee Members and Responses:

02:40:06 Sen. Connell

02:41:05 Mr. Cadwallader

02:42:00 Sen. Vance

02:42:25 Barry 'Spook' Stang, Motor Carriers of Montana (MCM)

Closing by Sponsor:

02:42:50 Sen. Facey

02:43:14 Recess

02:58:18 Reconvene

02:58:22 Chairman Buttrey

EXECUTIVE ACTION ON SB 257

02:58:40 **Motion:** Sen. Arntzen moved that **SB 257 DO PASS.**

02:58:55 **Substitute Motion/Vote:** Sen. Arntzen made a substitute motion that **SB 257 BE TABLED.** Substitute Motion carried 8-2 by voice vote with Sen. D. Brown and Sen. Facey voting no.

EXECUTIVE ACTION ON SB 103

02:59:26 **Motion:** Sen. Arntzen moved that **SB 103 DO PASS.**

Discussion:

02:59:56 Jameson Walker, Legislative Services Division (LSD)

[EXHIBIT\(bus39a04\)](#)

02:59:59 **Motion:** Sen. Arntzen moved that **SB 103 BE AMENDED.**

03:00:34 Sen. Facey

03:01:03 **Vote:** Motion carried unanimously by voice vote.

03:01:13 **Motion:** Sen. Arntzen moved that **SB 103 DO PASS AS AMENDED.**

Discussion:

03:01:24 Sen. Brown

03:02:07 Sen. Facey

03:02:28 Sen. Connell

03:03:19 Sen. Facey

03:03:48 Chairman Buttrey

03:04:50 **Vote:** Motion failed 4-6 by roll call vote with Sen. Facey, Sen. Stewart-Peregoy, Sen. Vuckovich and Sen. Whitford voting aye.

03:04:53 Sen. Facey left the hearing.

03:05:43 **Substitute Motion/Vote:** Sen. Arntzen made a substitute motion that **SB 103 BE TABLED.** Substitute Motion carried 6-3 by roll call vote with Sen. Stewart-Peregoy, Sen. Vuckovich and Sen. Whitford voting no. Sen. Facey was excused.

EXECUTIVE ACTION ON SB 197

03:06:54 **Motion:** Sen. Arntzen moved that **SB 197 DO PASS.**

03:07:03 Chairman Buttrey

[EXHIBIT\(bus39a05\)](#)

03:07:05 Sen. Facey entered the hearing.

03:07:24 **Motion:** Sen. Arntzen moved that **SB 197 BE AMENDED.**

03:07:55 Sen Brown

03:08:05 Chairman Buttrey

03:08:18 Jameson Walker, Legislative Services Division (LSD)

03:08:37 **Vote:** Motion carried unanimously by voice vote.

03:08:47 **Motion:** Sen. Arntzen moved that **SB 197 DO PASS AS AMENDED.**

Discussion:

- 03:08:56 Sen. Smith
03:09:39 Sen. Whitford
03:10:31 Sen. Brown
- 03:11:13 **Vote:** Motion failed 4-6 by roll call vote with Sen. Facey, Sen. Stewart-Peregoy, Sen. Vuckovich and Sen. Whitford voting aye.
- 03:12:24 **Substitute Motion/Vote:** Sen. Arntzen made a substitute motion that **SB 197 BE TABLED**. Substitute Motion carried 8-2 by voice vote with Sen. Vuckovich and Sen. Whitford voting no.

EXECUTIVE ACTION ON SB 337

- 03:12:51 **Motion:** Sen. Arntzen moved that **SB 337 DO PASS**.

Discussion:

- 03:13:22 Chairman Buttrey
03:13:30 Jamison Walker, Legislative Services Division (LSD)
03:13:33 Sen. Vance
03:14:12 Chairman Buttrey
03:14:36 Sen. Facey
- 03:15:33 **Vote:** Motion failed 4-6 by roll call vote with Sen. Facey, Sen. Stewart-Peregoy, Sen. Vuckovich and Sen. Whitford voting aye.
- 03:15:39 **Substitute Motion/Vote:** Sen. Arntzen made a substitute motion that **SB 337 BE TABLED**. Substitute Motion carried 9-1 by voice vote with Sen. Whitford voting no.

EXECUTIVE ACTION ON SB 23

- 03:16:57 Sen. Facey
03:17:03 Chairman Buttrey
- 03:17:17 **Motion:** Sen. Facey moved that **SB 23 BE REMOVED FROM TABLE**.
- 03:17:25 **Motion/Vote:** Sen. Facey moved that **SB 23 BE REMOVED FROM TABLE**. Motion failed 4-6 by roll call vote with Sen. Arntzen, Sen. Buttrey, Sen. Connell and Sen. Facey voting aye.

Committee Business:

- 03:19:04 Chairman Buttrey
03:19:30 Sen. Arntzen
03:19:52 Chairman Buttrey
03:19:59 Sen. Connell
03:20:01 Chairman Buttrey

03:20:50	Sen. Brown
03:21:00	Chairman Buttrey
03:21:16	Sen. Vance
03:21:19	Chairman Buttrey
03:21:35	Sen. Arntzen
03:22:47	Chairman Buttrey

ADJOURNMENT

Adjournment: 11:23 A.M.

Linda Keim, Secretary

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Additional Documents:

EXHIBIT([bus39aad.pdf](#))