MINUTES

MONTANA SENATE
60th LEGISLATURE - REGULAR SESSION
COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: By CHAIRMAN VICKI COCCHIARELLA, on February 14, 2007 at 9:00 A.M., in Room 422 Capitol.

ROLL CALL

Members Present:
Sen. Vicki Cocchiarella, Chairman (D)
Sen. Joe Balyeat (R)
Sen. Roy Brown (R)
Sen. John Esp (R)
Sen. Verdell Jackson (R)
Sen. Lane L. Larson (D)
Sen. Don Ryan (D)
Sen. Frank Smith (D)
Sen. Carolyn Squires (D)
Sen. Donald J. Steinbeisser (R)
Sen. Joseph (Joe) Tropila (D)

Members Excused: None.

Members Absent: None.

Staff Present: Claudia Johnson, 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 333, 2/7/2007
Executive Action: HB 333, SB 254, SB 380, SB 276, SB 343, SB 355
HEARING ON HB 333

Opening Statement by Sponsor:

REP. BILL MCCHESNEY (D), HD 40, opened the hearing on HB 333, Parimutuel wagering for match bronc and wild horse races.

Proponents:

Gary Mathews, Commissioner, Custer County

Opponents: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

Sen. Esp to Rep. McChesney
Sen. Esp to Gary Mathews, Commissioner
Sen. Ryan to Gary Mathews, Commissioner
Sen. Tropila to Sen. Esp
Sen. Squires to Gary Mathews, Commissioner
Sen. Smith to Gary Mathews, Commissioner

Closing by Sponsor:

Rep. McChesney

EXECUTIVE ACTION ON HB 333

Motion: SEN. SQUIRES moved that HB 333 BE CONCURRED IN.

Discussion:

Sen. Larson
00:19:35 Sen. Steinbeisser

00:20:02 Sen. Tropila

00:20:15 **Vote:** Motion that HB 333 BE CONCURRED IN carried unanimously by voice vote.

**EXECUTIVE ACTION ON SB 254**

**Discussion:**

00:21:19 Sen. Cocchiarella

00:22:55 Pat Murdo, LSD

**EXHIBIT**(bus33a02)

**EXHIBIT**(bus33a03)

00:24:41 **Motion:** SEN. SQUIRES moved that SB 254 DO PASS.

**Discussion:**

00:24:54 **Motion/Vote:** SEN. BROWN moved that AMENDMENT SB025401.APM BE ADOPTED. Motion carried unanimously by voice vote.

00:25:48 **Motion/Vote:** SEN. SQUIRES moved that AMENDMENT SB0254.2.APM BE ADOPTED. Motion carried unanimously by voice vote.

**Discussion:**

00:27:53 Sen. Esp

00:28:18 Sen. Cocchiarella to Melissa Case, MEA-MFT

00:29:26 **Motion/Vote:** SEN. SQUIRES moved that SB 254 DO PASS AS AMENDED. Motion carried 6-5 by roll call vote with SEN. BALLYEBET, SEN. BROWN, SEN. ESP, SEN. JACKSON, and SEN. STEINBEISSER voting no.
EXECUTIVE ACTION ON SB 380

**Discussion:**

00:31:49 Pat Murdo, LSD

**EXHIBIT (bus33a04)**

00:32:26 **Motion:** SEN. COCCHIARELLA moved that SB 380 DO PASS.

**Discussion:**

00:32:41 **Motion:** SEN. COCCHIARELLA moved that AMENDMENT SB038001.APM BE ADOPTED.

**Discussion:**

00:34:19 Pat Murdo, LSD
00:36:36 Sen. Esp
00:36:57 Sen. Cocchiarella
00:37:26 Sen. Tropila to Sen. Cocchiarella
00:38:29 Sen. Squires to Sen. Cocchiarella
00:39:23 Sen. Balyeat
00:40:10 Sen. Jackson to Sen. Cocchiarella
00:40:50 Sen. Smith to Sen. Cocchiarella
00:41:57 Sen. Cocchiarella to Pat Murdo, LSD
00:42:27 Sen. Brown
00:42:50 Sen. Cocchiarella to Spook Stang, Montana Motor Carriers' Association (MMCA)
00:44:26 Sen. Balyeat to Spook Stang, MMCA
00:45:36 Sen. Ryan to Spook Stang, MMCA
00:49:19 Sen. Cocchiarella to Spook Stang, MMCA
00:50:32 Sen. Esp to Sen. Cocchiarella
Motion: SEN. ESP moved to segregate AMENDMENT SB038001.APM #13 BE ADOPTED.

Discussion:

Motion: SEN. COCCHIARELLA moved that a CONCEPTUAL AMENDMENT to SB038001.APM #13 BE ADOPTED.

Discussion:

Motion/Vote: SEN. BALLEYET CALLED THE QUESTION ON AMENDMENT SB038001.APM #13. Motion carried 7-4 by voice vote with SEN. LARSON, SEN. RYAN, SEN. SQUIRES, and SEN. TROPILA voting no.

Motion: SEN. SQUIRES moved that SB 380 DO PASS AS AMENDED.

Discussion:

Sen. Larson

Sen. Esp

Sen. Ryan

Sen. Jackson

Sen. Squires

Sen. Esp

Sen. Ryan

Sen. Balyeat to Sen. Cocchiarella

Sen. Larson
Vote: Motion that SB 380 DO PASS AS AMENDED carried 6-5 by roll call vote with SEN. LARSON, SEN. RYAN, SEN. SMITH, SEN. SQUIRES, and SEN. TROPILA voting no.

EXECUTIVE ACTION ON SB 276

Motion: SEN. STEINBEISSE moved that SB 276 DO PASS.

Discussion:

Motion: SEN. STEINBEISSE moved that AMENDMENT SB027604.APM BE ADOPTED.

Discussion:

Vote: Motion that AMENDMENT SB027604.APM BE ADOPTED carried unanimously by voice vote.

Motion/Vote: SEN. STEINBEISSE moved that AMENDMENT SB027602.APM BE ADOPTED. Motion carried unanimously by voice vote.

Motion: SEN. STEINBEISSE moved that SB 276 DO PASS AS AMENDED.

Discussion:

Motion/Vote: SEN. JACKSON CALLED THE QUESTION ON SB 276. Motion carried 8-3 by voice vote with SEN. COCCHIARELLA, SEN. ESP, and SEN. SQUIRES voting no.

EXECUTIVE ACTION ON SB 343

Motion: SEN. ESP moved that SB 343 DO PASS.

Discussion:

Pat Murdo, LSD

EXHIBIT (bus33a05)

Vote: Motion that AMENDMENT SB027604.APM BE ADOPTED carried unanimously by voice vote.

Motion/Vote: SEN. STEINBEISSE moved that AMENDMENT SB027602.APM BE ADOPTED. Motion carried unanimously by voice vote.

Motion: SEN. STEINBEISSE moved that SB 276 DO PASS AS AMENDED.

Discussion:

Motion/Vote: SEN. JACKSON CALLED THE QUESTION ON SB 276. Motion carried 8-3 by voice vote with SEN. COCCHIARELLA, SEN. ESP, and SEN. SQUIRES voting no.
01:22:56 **Motion:** SEN. ESP moved that AMENDMENT SB034302.APM BE ADOPTED.

**Discussion:**

01:27:47 Sen. Esp to Mary Arnold, State Auditor's Office (SAO)

01:28:55 Sen. Tropila to Mary Arnold, SAO

01:29:42 **Vote:** Motion that AMENDMENT SB034302.APM BE ADOPTED carried unanimously by voice vote.

01:29:49 **Motion:** SEN. ESP moved that SB 343 DO PASS AS AMENDED.

**Discussion:**

01:31:29 Sen. Balyeat

01:34:03 Sen. Cocchiarella

01:34:24 Sen. Esp

01:34:44 **Vote:** Motion that SB 343 DO PASS AS AMENDED failed 1-10 by voice vote with SEN. ESP voting aye.

01:35:18 **Motion/Vote:** SEN. ESP moved that SB 343 BE TABLED. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON SB 355**

01:36:36 **Motion:** SEN. SQUIRES moved that SB 355 DO PASS.

**Discussion:**

01:37:17 **Motion:** SEN. SQUIRES moved that AMENDMENT SB035501.APM BE ADOPTED.

**Discussion:**

01:37:42 Pat Murdo, LSD

01:39:10 Sen. Cocchiarella to Don Gilbert, Department of Labor and Industry (DLI)

01:40:01 Sen. Squires to Sen. Cocchiarella

01:41:46 Sen. Ryan
Vote: Motion that AMENDMENT SB035501.APM BE ADOPTED carried unanimously by voice vote. SEN. JACKSON voted by proxy.

Motion: SEN. BALLYEAT moved that AMENDMENT SB035502.APM BE ADOPTED.

Discussion:

Sen. Squires

Sen. Balyeat

Sen. Cocchiarella

Sen. Larson

Sen. Squires

Sen. Balyeat

Sen. Smith to Sen. Cocchiarella

Substitute Motion: SEN. ESP made a substitute motion that CONCEPTUAL AMENDMENT to SB 355 BE ADOPTED.

Discussion:

Sen. Balyeat

Sen. Squires

Motion/Vote: SEN. TROPILA called the QUESTION that the CONCEPTUAL AMENDMENT TO SB 355 BE ADOPTED. Motion carried 6-5 by roll call vote with SEN. LARSON, SEN. SMITH, SEN. STEINBEISSER, SEN. TROPILA and SEN. COCCHIARELLA voting no. SEN. JACKSON voted by proxy.

Motion/Vote: SEN. SQUIRES moved that SB 355 DO PASS AS AMENDED. Motion carried 6-5 by roll call vote with SEN. BALLYEAT, SEN. BROWN, SEN. ESP, SEN. JACKSON, and SEN. STEINBEISSER voting no. SEN. JACKSON voted by proxy.
ADJOURNMENT

Adjournment: 11:00 A.M.

SEN. VICKI COCCHIARELLA, Chairman

CLAUDIA JOHNSON, Secretary

VC/cj

Additional Exhibits:

EXHIBIT (bus33aad.pdf)