

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Mark Noland, on February 5, 2021 at 08:30 AM, in Room 172 Capitol

ROLL CALL

Members Present:

Rep. Mark Noland, Chair (R)
Rep. Edward Buttrey, Vice Chair (R)
Rep. Katie Sullivan, Vice Chair (D)
Rep. Fred Anderson (R)
Rep. Willis Curdy (D)
Rep. Neil Duram (R)
Rep. Ross H. Fitzgerald (R)
Rep. Moffie Funk (D)
Rep. Steven Galloway (R)
Rep. Steve Gist (R)
Rep. Steve Gunderson (R)
Rep. Derek J. Harvey (D)
Rep. Denley M. Loge (R)
Rep. Ron Marshall (R)
Rep. Sara Novak (D)
Rep. Andrea Olsen (D)
Rep. Kerri Seekins-Crowe (R)
Rep. Rynalea Whiteman Pena (D)
Rep. Katie Zolnikov (R)

Members Excused:

Rep. Kim Abbott (D)

Members Absent: None

Staff Present:

Jordee Bomgardner, Committee Secretary
Jameson Walker, Legislative Branch
Cara Grewell, Remote Meeting Coordinator

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 139, 2/2/2021; SB 90, 2/2/2021; SB 102, 2/2/2021

Executive Action: HB 151, HB 157, HB 198, HB 217, HB 226, HB 254, SB 28, SB 66, SB 70, SB 97, SB 112

HEARING ON SB 90

Opening Statement by Sponsor:

08:32:55 Sen. Jason Small (R), SD 21, opened the hearing on SB 90, Revise psychology licensing laws.

Proponents' Testimony:

08:35:17 Stacey Anderson, Montana Primary Care Association (MPCA)

08:36:18 Matt Kuntz, National Alliance on Mental Illness (NAMI)

08:38:41 Todd Younkin, Montana Department of Labor and Industry (DLI)

[EXHIBIT\(buh25a01\)](#)

08:40:16 Dr. Sara Boilen, Montana Board of Psychologists

[EXHIBIT\(buh25a02\)](#)

08:43:10 Dr. Mary Kay Bogumill, Montana Psychological Association (MPA)

Opponents' Testimony: None

Informational Testimony:

08:46:31 Jeff Sealey, Montana Department of Labor and Industry (DLI)

Questions from Committee Members and Responses:

08:46:57 Rep. Galloway

08:47:39 Matt Kuntz, NAMI

08:48:20 Rep. Gist

08:48:27 Vice Chair Buttrey assumed the Chair

08:48:59 Stacey Anderson, MPCA

08:49:39 Rep. Galloway

08:50:23 Jeff Sealey, DLI

08:51:05 Todd Younkin, DLI

08:51:47 Chair Buttrey

08:52:14 Jeff Sealey, DLI

Closing by Sponsor:

08:54:18 Sen. Small

HEARING ON SB 102

Opening Statement by Sponsor:

08:55:02 Sen. Jason Small (R), SD 21, opened the hearing on SB 102, Revise behavioral health licensing laws.

Proponents' Testimony:

08:58:26 Matt Kuntz, National Alliance on Mental Illness (NAMI)

08:59:31 Stacey Anderson, Montanan Primary Care Association (MPCA)

09:01:00 Ann Truesdell, National Association of Social Workers (NASW)

09:02:12 Todd Younkin, Montana Department of Labor and Industry (DLI)

[EXHIBIT\(buh25a03\)](#)

Opponents' Testimony: None

Informational Testimony:

09:03:48 Lucy Richards, Montana Department of Labor and Industry (DLI)

Questions from Committee Members and Responses: None

Closing by Sponsor:

09:04:21 Sen. Small

09:04:36 Rep. Noland assumed the Chair

HEARING ON HB 139

Opening Statement by Sponsor:

09:05:47 Rep. Tom Welch (R), HD 72, opened the hearing on HB 139, Revise death certificate fees to fund board of morticians and funeral services.

Proponents' Testimony:

09:09:43 Chris Holt, Montana Funeral Directors Association (MFDA)

[EXHIBIT\(buh25a04\)](#)

09:14:09 Tyson Moore, Stevenson's & Sons Funeral Home

09:17:13 Chris Puyear, Montana Funeral Directors Association (MFDA)

[EXHIBIT\(buh25a05\)](#)

[EXHIBIT\(buh25a06\)](#)

Opponents' Testimony:

09:26:21 Shantil Siaperas, Montana Association of Counties (MACo); Montana Association of Clerk and Recorders

Informational Testimony:

09:27:33 Todd Younkin, Montana Department of Labor and Industry (DLI)

Questions from Committee Members and Responses:

09:28:04 Rep. Galloway

09:31:27 Todd Younkin, DLI

09:32:10 Vice Chair Buttrey

09:32:47 Todd Younkin, DLI

09:33:30 Vice Chair Buttrey

09:33:42 Rep. Welch

09:34:08 Rep. Olsen

09:44:21 Chris Puyear, MFDA

09:44:48 Rep. Duram

09:46:04 Chris Puyear, MFDA

09:46:11 Rep. Galloway

09:46:26 Chris Puyear, MFDA

09:46:53 Rep. Curdy

09:47:50 Todd Younkin, DLI

Closing by Sponsor:

09:48:16 Rep. Welch

09:48:54 Chair Noland

09:49:08 Rep. Curdy

09:49:27 Chair Noland

09:52:10 Jameson Walker, Legislative Services Division (LSD)

10:02:41 Vice Chair Sullivan

10:02:51 Jameson Walker, LSD

10:03:40 Vice Chair Sullivan

10:03:59 Vice Chair Buttrey

10:04:09 Vice Chair Sullivan

10:04:36 Chair Noland

10:04:42 Rep. Curdy

10:04:54 Chair Noland

10:05:12 Vice Chair Sullivan

10:05:54 Recess

10:37:00 Reconvened

EXECUTIVE ACTION ON HB 157

10:38:00 **Motion:** Rep. Buttrey moved that **HB 157 DO PASS.**

10:38:25 **Motion:** Rep. Buttrey moved that **HB 157 BE AMENDED.**
[EXHIBIT\(buh25a07\)](#)

Discussion:

10:38:59 Rep. Loge

10:39:21 **Vote:** Motion carried unanimously by voice vote. Rep. Abbott voted by proxy.

10:39:52 **Motion/Vote:** Rep. Buttrey moved that **HB 157 DO PASS AS AMENDED.**
Motion carried unanimously by voice vote. Rep. Abbott voted by proxy.

EXECUTIVE ACTION ON HB 198

10:40:31 **Motion:** Rep. Buttrey moved that **HB 198 DO PASS.**

10:41:01 **Motion:** Rep. Buttrey moved that **HB 198 BE AMENDED.**
[EXHIBIT\(buh25a08\)](#)

Discussion:

10:41:24 Rep. Harvey

10:41:40 **Vote:** Motion carried unanimously by voice vote. Rep. Abbott voted by proxy.

10:41:54 **Motion:** Rep. Buttrey moved that **HB 198 DO PASS AS AMENDED.**

Discussion:

10:42:01 Rep. Duram

10:42:26 **Vote:** Motion carried unanimously by voice vote. Rep. Abbott voted by proxy.

EXECUTIVE ACTION ON HB 217

10:43:18 **Motion:** Rep. Buttrey moved that **HB 217 DO PASS**.

10:43:31 **Motion/Vote:** Rep. Buttrey moved that **HB 217 BE AMENDED**. Motion carried unanimously by voice vote. Rep. Abbott voted by proxy.

[**EXHIBIT**](#)(buh25a09)

10:44:28 **Motion:** Rep. Buttrey moved that **HB 217 DO PASS AS AMENDED**.

Discussion:

10:44:36 Rep. Curdy

10:44:57 **Vote:** Motion carried unanimously by voice vote. Rep. Abbott voted by proxy.

EXECUTIVE ACTION ON HB 226

10:45:15 **Motion:** Rep. Buttrey moved that **HB 226 DO PASS**.

10:45:27 **Motion:** Rep. Buttrey moved that **HB 226 BE AMENDED**.

[**EXHIBIT**](#)(buh25a10)

Discussion:

10:46:07 Rep. Zolnikov

10:46:17 **Vote:** Motion carried unanimously by voice vote. Rep. Abbott voted by proxy.

10:46:39 **Motion:** Rep. Buttrey moved that **HB 226 DO PASS AS AMENDED**.

Discussion:

10:46:53 Rep. Duram

10:47:41 **Vote:** Motion carried 16-4 by roll call vote with Rep. Duram, Rep. Galloway, Rep. Olsen and Rep. Whiteman Pena voting no. Rep. Abbott voted by proxy.

EXECUTIVE ACTION ON HB 254

10:48:51 **Motion:** Rep. Buttrey moved that **HB 254 DO PASS**.

10:49:19 **Motion:** Rep. Buttrey moved that **HB 254 BE AMENDED**.

[**EXHIBIT**](#)(buh25a11)

Discussion:

10:49:50 Vice Chair Sullivan
10:50:29 Rep. Fitzgerald

10:50:49 **Vote:** Motion carried 12-8 by roll call vote with Rep. Abbott, Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Novak, Rep. Olsen, Rep. Sullivan and Rep. Whiteman Pena voting no. Rep. Abbott and Rep. Whiteman Pena voted by proxy.

10:52:02 **Motion:** Rep. Buttrey moved that **HB 254 DO PASS AS AMENDED.**

Discussion:

10:52:20 Rep. Novak

10:53:17 **Vote:** Motion carried 12-8 by roll call vote with Rep. Abbott, Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Novak, Rep. Olsen, Rep. Sullivan and Rep. Whiteman Pena voting no. Rep. Abbott voted by proxy.

EXECUTIVE ACTION ON SB 28

10:54:20 **Motion/Vote:** Rep. Buttrey moved that **SB 28 BE CONCURRED IN.** Motion carried 19-1 by voice vote with Rep. Olsen voting no. Rep. Abbott voted by proxy. Rep. Anderson will carry the bill.

EXECUTIVE ACTION ON SB 66

10:55:18 **Motion/Vote:** Rep. Buttrey moved that **SB 66 BE CONCURRED IN.** Motion carried unanimously by voice vote. Rep. Abbott voted by proxy. Rep. Buttrey will carry the bill.

EXECUTIVE ACTION ON HB 70

10:56:01 **Motion/Vote:** Rep. Buttrey moved that **SB 70 BE CONCURRED IN.** Motion carried 19-1 by voice vote with Rep. Olsen voting no. Rep. Abbott voted by proxy. Rep. Buttrey will carry the bill.

EXECUTIVE ACTION ON SB 97

10:56:56 **Motion/Vote:** Rep. Buttrey moved that **SB 97 BE CONCURRED IN.** Motion carried unanimously by voice vote. Rep. Abbott voted by proxy. Rep. Buttrey will carry the bill.

EXECUTIVE ACTION ON SB 112

10:57:42 **Motion:** Rep. Buttrey moved that **SB 112 BE CONCURRED IN**.

10:58:14 **Motion:** Rep. Buttrey moved that **SB 112 BE AMENDED**.
EXHIBIT(buh25a12)

Discussion:

10:58:28 Rep. Olsen

10:59:47 Vice Chair Buttrey

11:00:30 **Vote:** Motion failed 8-12 by roll call vote with Rep. Abbott, Rep. Curdy, Rep. Funk, Rep. Harvey, Rep. Novak, Rep. Olsen, Rep. Sullivan and Rep. Whiteman Pena voting aye. Rep. Abbott voted by proxy.

11:01:40 Rep. Olsen

11:03:39 **Motion/Vote:** Rep. Noland moved that **SB 112 BE CONCURRED IN**. Motion carried 15-5 by roll call vote with Rep. Abbott, Rep. Curdy, Rep. Olsen, Rep. Sullivan and Rep. Whiteman Pena voting no. Rep. Abbott voted by proxy. Rep. Buttrey will carry the bill.

EXECUTIVE ACTION ON HB 151

11:05:11 Vice Chair Buttrey

11:05:24 **Motion/Vote:** Rep. Buttrey moved that **HB 151 BE TABLED**. Motion carried 19-0 by voice vote.

11:06:15 Chair Noland

11:06:38 Rep. Olsen

11:07:56 Chair Noland

11:09:56 Jameson Walker, LSD

11:11:30 Chair Noland

11:13:15 Rep. Loge

ADJOURNMENT

Adjournment: 11:13:26

Jordee Bomgardner, Secretary

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Additional Documents:

EXHIBIT([buh25aad.pdf](#))