

MINUTES
MONTANA HOUSE OF REPRESENTATIVES
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (H) BUSINESS AND LABOR

Call to Order: Chair Buttrey-R, on February 02, 2023 at 8:31 AM, in Room 172

ROLL CALL

Members Present: Rep. Edward Buttrey, Chair (R)
Rep. Derek Harvey, Vice Chair (D)
Rep. Fred Anderson (R)
Rep. James Bergstrom (R)
Rep. Bob Carter (D)
Rep. Ross Fitzgerald (R)
Rep. Steven Galloway (R)
Rep. Steve Gist (R)
Rep. Steve Gunderson (R)
Rep. Jonathan Karlen (D)
Rep. Denley Loge (R)
Rep. Jennifer Lynch (D)
Rep. Ron Marshall (R)
Rep. Eric Matthews (D)
Rep. Nelly Nicol (D)
Rep. Greg Oblander (R)
Rep. Katie Sullivan (D)
Rep. Katie Zolnikov (R)

Members Excused: Rep. Kerri Seekins-Crowe (R)

Staff Present: Jolanda Songer, Secretary
Jameson Walker, Research Analyst

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 201 01/27/2023
HB 293 01/27/2023

Executive Action:

HB 154 DO PASS AS AMENDED
HB 250 TO TABLE
HB 279 DO PASS AS AMENDED
HB 297 DO PASS AS AMENDED
HB 305 DO PASS AS AMENDED
HB 127 DO PASS AS AMENDED
SB 20

HEARING ON HB 201 - Revise minimum wage laws

Opening Statement:

08:33:08 Rep. Kelly Kortum (D), HD 65, opened the hearing on HB 201, Revise minimum wage laws.

Proponent Testimony:

08:34:27 Amanda Frickle, Montana AFL-CIO
08:35:56 Vice-chair Harvey left the meeting.
08:36:29 Rep. Fitzgerald left the meeting
08:37:37 Amanda Curtis, Elected President, Montana Federation of Public Employees
08:37:58 Ethan Hanley, University of Montana, Associated Students (UofM)
08:39:15 Al Ekblad, Operating Engineers Local 400
08:39:56 Vice-chair Seekins-Crowe has arrived
08:40:31 Luke Hoffer, Assistant Business Manager, IBEW 233
08:40:51 Margaret MacDonald, Big Sky 55+
08:42:30 Linda Schmitt, Self

Opponent Testimony:

08:44:56 Brad Griffin, Executive Director, Montana Restaurant Association (MRA)
08:49:12 Wyatt Lapraim, Americans for Prosperity (AFP)
08:52:0 Dave Galt, Montana Chamber of Commerce

Informational Witness Testimony:

08:52:42 Amy Watson, State Economist, Department of Labor and Industry (DLI)

Questions from Committee:

08:53:16 Rep. Marshall

08:53:47 Margaret McDonald, Big Sky 55+

08:54:28 Rep. Marshall

08:54:47 Margaret McDonald, Big Sky 55+

08:55:06 Rep. Sullivan

08:55:37 Rep. Kortum

08:55:58 Amy Watson, DLI

08:57:17 Rep. Karlen

08:57:32 Amy Watson, DLI

08:57:47 Rep. Gist

08:58:01 Amy Watson, DLI

08:59:08 Rep. Gist

08:59:14 Amy Watson, DLI

08:59:23 Chair Buttrey

08:59:30 Amy Watson, DLI

09:00:55 Rep. Gist

09:01:30 Brad Griffin

09:03:11 Rep. Gist

09:03:36 Brad Griffin

09:04:17 Rep. Oblander

09:04:41 Amy Watson, DLI

09:04:53 Rep. Galloway

09:05:10	Amy Watson, DLI
09:06:03	Rep. Galloway
09:06:23	Amy Watson, DLI
09:06:27	Rep. Galloway
09:06:50	Amy Watson, DLI
09:07:00	Rep. Nicol
09:07:55	Amy Watson, DLI
09:08:13	Rep. Nicol
09:08:23	Amy Watson, DLI
09:09:02	Rep. Nicol
09:09:22	Amy Watson, DLI
09:10:00	Rep. Bergstrom
09:10:09	Chair Buttrey
09:10:35	Rep. Gist
09:11:00	Amy Watson, DLI
09:11:18	Rep. Galloway
09:11:27	Amy Watson, DLI
09:11:52	Rep. Galloway
09:12:17	Dave Galt, MT Chamber of Commerce
09:12:25	Rep. Loge
09:12:52	Amy Watson, DLI
09:13:09	Rep. Loge
09:13:25	Amy Watson, DLI
09:14:07	Rep. Oblander

09:14:51 Rep. Kortum
09:15:22 Rep. Galloway
09:15:31 Amanda Frickle, MT AFL-CIO
09:16:00 Rep. Galloway
09:16:07 Amanda Frickle, MT AFL-CIO
09:16:47 Rep. Galloway
09:17:27 Amanda Frickle, MT AFL-CIO

Closing Statement:

09:18:27 Rep. Kelly Kortum (D), HD 65, closed the hearing on HB 201.

HEARING ON HB 293 - Generally revise alternative nicotine and vapor product laws relating to tobacco

Opening Statement:

09:25:07 Rep. Ron Marshall (R), HD 87, opened the hearing on HB 293, Generally revise alternative nicotine and vapor product laws relating to tobacco.

Proponent Testimony:

09:29:23 Keith Bowman, Self
09:30:37 Tommie Dobbs, Self
09:31:17 Tony Dobbs, Self
09:31:53 Devin Plant, Manager, Juicity Vapor
09:32:31 Kelly Barland, Self
09:32:58 Kevin Barland, Self
09:33:22 Robert Cracraft, Self
09:33:38 Karen Lensing, Self
09:33:55 Wesley Carroll, General Manager, Vaporology Vape Shop

09:34:2 Tim Andrews, Americans for Tax Reform

09:35:11 Lucas Anderson, Self

Opponent Testimony:

09:36:17 Liz Albers, American Heart Association (AHA)

09:36:28 EXHIBIT 1

09:39:33 Kristen Page-Nei, Director, American Cancer Society, Government Relations (ACS)

09:44:12 Coleen Smith, Executive Director, Youth Connection

09:46:55 Erin McGowan, Confluence Public Health Alliance

09:49:38 Keri Yoder, State Lead Ambassador, American Cancer Society, Cancer Action Network (ACS-CAN)

09:51:42 Beth Morrison, Self

09:53:59 Carrie Nyssen, Senior Director of Advocacy, American Lung Association (ALA)

09:55:21 Charlie Moses, Parents Against Vaping E-Cigarettes (PAVe)

10:00:25 Lauren Wilson, President, Montana Chapter American Academy of Pediatrics (AAP)

10:14:15 Meghan Boelter, Health Attorney, Preventing Tobacco Addiction Foundation

Informational Witness Testimony:

10:03:34 Jason Lay, Miscellaneous Taxes Unit Manager, Montana Department of Revenue (DOR)

Questions from Committee:

10:03:58 Rep. Gist

10:04:26 Rep. Marshall

10:04:54 Rep. Karlen

10:05:31 Rep. Marshall

10:07:48 Rep. Karlen

10:08:47	Liz Albers, AHA
10:09:16	Rep. Oblander
10:09:33	Rep. Marshall
10:09:54	Rep. Oblander
10:10:24	Rep. Marshall
10:10:38	Rep. Oblander
10:11:24	Rep. Marshall
10:12:45	Rep. Oblander
10:13:00	Rep. Marshall
10:13:52	Chair Buttrey
10:14:25	Rep. Fitzgerald joined the meeting.
10:14:29	Vice-chair Harvey joined the meeting.
10:16:43	Rep. Anderson
10:17:03	Rep. Lynch
10:17:29	Rep. Marshall
10:18:34	Chair Buttrey
10:18:51	Rep. Marshall
10:19:20	Rep. Nicol
10:20:12	Liz Albers, AHA
10:20:21	Rep. Nicol
10:21:10	Rep. Marshall
10:23:03	Rep. Sullivan
10:23:27	Jameson Walker, Legislative Service Division (LSD)
10:24:07	Rep. Carter

10:24:33	Lauren Wilson, AAP
10:26:10	Rep. Carter
10:26:43	Coleen Smith, Youth Connections
10:26:59	Liz Albers, AHA
10:27:23	Jason Lay, DOR
10:27:59	Rep. Oblander
10:28:35	Jason Lay, DOR
10:29:08	Rep. Oblander
10:29:22	Jason Lay, DOR
10:29:41	Rep. Oblander
10:29:47	Jason Lay, DOR
10:29:55	Rep. Oblander
10:30:21	Jason Lay, DOR
10:30:43	Rep. Carter
10:31:04	Rep. Marshall
10:31:30	Rep. Carter
10:32:00	Rep. Marshall
10:32:28	Rep. Gist
10:32:52	Rep. Marshall
10:34:37	Rep. Gist
10:34:56	Rep. Marshall
10:35:30	Chair Buttrey
10:36:02	Rep. Marshall
10:36:32	Chair Buttrey

10:36:45 Rep. Marshall

10:37:10 Chair Buttrey

10:37:25 Rep. Marshall

Closing Statement:

10:37:39 Rep. Ron Marshall (R), HD 87, closed the hearing on HB 293.

10:39:51 Recess

11:17:49 Reconvened

EXECUTIVE ACTION ON HB 154 - Remove licensure requirement for medication aides

11:18:28 **Motion:** Vice-chair Seekins-Crowe moved that **HB 154 DO PASS.**

11:19:19 **Motion:** Rep. Gist moved that **HB 154 BE AMENDED.**

Discussion:

11:19:28 Rep. Gist

11:19:58 Jameson Walker, Legislative Service Division (LSD)

11:21:00 **Vote:** Motion carried unanimously by voice vote.

11:21:14 **Motion:** Vice-chair Seekins-Crowe moved that **HB 154 DO PASS AS AMENDED.**

11:21:25 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 250 - Revise alcohol laws relating to server training

11:21:45 **Motion:** Vice-chair Seekins-Crowe moved that **HB 250 DO PASS.**

11:21:56 **Substitute Motion:** Rep. Ron Marshall moved that **HB 250 TO TABLE.**

11:22:12 **Vote:** Substitute Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 279 - Revise alcohol laws related to server training

- 11:22:30 **Motion:** Vice-chair Seekins-Crowe moved that **HB 279 DO PASS.**
- 11:22:44 **Motion:** Vice-chair Seekins-Crowe moved that **HB 279 BE AMENDED.**
- Discussion:**
- 11:23:03 Jameson Walker, Legislative Service Division (LSD)
- 11:25:22 Rep. Carter
- 11:25:48 Jameson Walker, LSD
- 11:26:39 **Vote:** Motion carried unanimously by voice vote.
- 11:27:00 **Motion:** Vice-chair Seekins-Crowe moved that **HB 279 DO PASS AS AMENDED.**
- 11:27:07 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 297 - Revise video gambling machine taxes to allow a deduction for negative income

- 11:27:30 **Motion:** Vice-chair Seekins-Crowe moved that **HB 297 DO PASS.**
- 11:27:50 **Motion:** Vice-chair Seekins-Crowe moved that **HB 297 BE AMENDED.**
- Discussion:**
- 11:28:01 Jameson Walker, Legislative Service Division (LSD)
- 11:28:51 **Vote:** Motion carried unanimously by voice vote.
- 11:29:04 **Motion:** Vice-chair Seekins-Crowe moved that **HB 297 DO PASS AS AMENDED.**
- Discussion:**
- 11:29:10 Chair Buttrey
- 11:29:33 Rep. Galloway
- 11:29:43 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 305 - Generally revise alcohol laws relating to manufacturing and retail

- 11:30:05 **Motion:** Vice-chair Seekins-Crowe moved that **HB 305 DO PASS.**

11:30:22 **Motion:** Vice-chair Seekins-Crowe moved that **HB 305 BE AMENDED.**

Discussion:

11:30:31 Jameson Walker, Legislative Service Division

11:33:51 Rep. Gunderson

11:34:06 Chair Buttrey

11:34:22 Jameson Walker, LSD

11:34:42 **Vote:** Motion carried unanimously by voice vote.

11:34:56 **Motion:** Vice-chair Seekins-Crowe moved that **HB 305 DO PASS AS AMENDED.**

11:36:04 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 127 - Creating a combined beer and table wine distributor license

11:36:42 **Motion:** Vice-chair Harvey moved that **HB 127 TO TAKE FROM THE TABLE.**

11:36:59 **Vote:** Motion carried unanimously by voice vote.

11:37:15 **Motion:** Rep. Anderson moved that **HB 127 REMOVE AMENDMENT.**

11:38:47 **Vote:** Motion carried unanimously by voice vote.

11:39:02 **Motion:** Rep. Anderson moved that **HB 127 BE AMENDED.**

11:40:53 **Vote:** Motion carried unanimously by voice vote.

11:41:07 **Motion:** Vice-chair Seekins-Crowe moved that **HB 127 DO PASS AS AMENDED.**

11:41:15 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 20 - Generally revise laws related to alcohol

11:41:32 **Motion:** Vice-chair Seekins-Crowe moved that **SB 20 BE CONCURRED IN.**

11:41:51 **Motion:** Vice-chair Seekins-Crowe moved that **SB 20 BE AMENDED.**

Discussion:

11:43:15 Rep. Galloway

11:43:25 **Vote:** Motion carried unanimously by voice vote.

11:43:37 **Motion:** Vice-chair Seekins-Crowe moved that **SB 20 BE CONCURRED IN AS AMENDED.**

11:43:48 **Vote:** Motion carried unanimously by voice vote.

11:43:38 **Carrier Assigned:** Rep. Zolnikov

ADJOURNMENT

Adjournment: 11:46:04

Jolanda Songer, Secretary

Additional Documents: [EXHIBIT\(230202BUHaad\)](#)