



Economic Affairs Interim Committee
63rd Montana Legislature

SENATE MEMBERS
BRUCE TUTVEDT--Chair
ELSIE ARNTZEN
DICK BARRETT
TOM FACEY

HOUSE MEMBERS
RYAN LYNCH--Vice Chair
TOM BERRY
GREG HERTZ
LEA WHITFORD

COMMITTEE STAFF
PATRICIA MURDO, Lead Staff
BART CAMPBELL, Staff Attorney
KRISTINA LIMING, Secretary

as of Jan. 27, 2014

Economic Affairs Interim Committee Agenda

January 27-28, 2014 Room 137

All times are tentative. An issue may be discussed earlier or later than listed.

Questions from the Committee are included in the timeframes provided.

January 27, 2014

- 10:30 a.m. 1. Welcome -- Call to Order - Roll Call -- Introduction -- Sen. Tutvedt
- 10:40 a.m. 2. Agency Monitoring - Department of Livestock and Board of Livestock
-- Christian Mackay, executive officer
-- Jan French, Board chair (invited)
- 10:55 a.m. a) Transfer of horses and brand inspections
-- Representative of Helena Trail Riders Association, Heather Hollandsworth
-- Christian Mackay, Department of Livestock executive officer
Public Comment
- 11:25 a.m. b) Milk rule regarding "sell by" dates
-- Overview of "milk rule" - Introduction by Rep. Greg Hertz
-- Case history - Pat Murdo, committee staff
-- Background on milk safety determination methods
-- Dr. Obianuju Nsofor, Food and Drug Administration (by phone) and
-- Rob Ralyea, Department of Food Science, Cornell University (by phone)
Public Comment
- 12:15 p.m. c) Diagnostic Laboratory - Panel Discussion on Funding Options
-- Dr. Bill Layton, Diagnostic Laboratory director
-- Christian Mackay, Department of Livestock executive officer
-- Errol Rice, Montana Stockgrowers Association
-- John Youngberg, Montana Farm Bureau
Public Comment
- Break for Lunch*
- 1:30 p.m. 3. Agency Monitoring - Department of Agriculture
-- Director Ron de Yong
- 1:55 p.m. 4. Legislative Financial Audit Findings for Department of Labor & Industry
--Brenda Kedish, Legislative Audit Division (summary of DOLI Financial Audit)
--Pam Bucy or Adam de Yong, Department of Labor and Industry
--Kim Moog, Department of Labor and Industry
Public Comment
- 2:15 p.m. 5. Licensing Board Funding
-- Kris Wilkinson, Legislative Fiscal Division
-- Adam de Yong, Department of Labor and Industry
-- Kim Moog, Department of Labor and Industry
- 3:00 p.m. 6. Options for Licensing, Licensing Boards, and remaining HB 525

reviews

- a) Overview - Pat Murdo, committee staff
- b) Alternate Licensing Example - Shelley Nolan, DEQ Public Water Supply and Operation Certification Program Manager
- c) Panel on purpose of a board and board's relationship to department:
 - Mona Jamison, an administrative rule attorney in private practice
 - Robin Cunningham, board member for Board of Outfitters, and
 - Mark Simonich, representing Montana Association of Realtors
- d) Public Comment
- e) Committee Discussion
- f) Committee Action on HB 525 next steps

Break

4:00 p.m.

- 7. Licensing Boards/Program with Financial Problems
 - General Response - Adam de Yong, Business Standards administrator
 - a) Board of Private Alternative Adolescent Residential or Outdoor Programs
 - Mickey Manning (tentative)
 - b) Board of Hearing Aid Dispensers - Alfred McLees
 - c) Board of Funeral Services -- Richard Brown and John Tarr
 - d) Athletic Program - Review by Adam de Yong, Business Standards Div.
 - e) *Public Comment*

4:45 p.m.

- 8. Public Comment on any item not on the agenda or not yet discussed

5:10 p.m.

- 9. Rule Review -- Handout -- Bart Campbell, staff attorney

5:15 p.m.

- 10. Updates on Agencies, Areas of Interest, Jan. 28 Agenda

5:30 p.m.

- 11. Directions to staff

Recess until 8 a.m. Jan. 28

January 28, 2014

Economic Affairs Committee 2nd-Day Agenda

8:00 a.m.

- 1. Call to Order - Review of Agenda - Sen. Tutvedt

8:05 a.m.

- 2. HJR 25 - Introduction to Subrogation Issues (tentative lineup)
 - a) Overview -- Bart Campbell, EAIC legal counsel
 - b) Summary of Work Comp Subrogation - Oliver Goe, attorney in private practice
 - c) Panel discussion - Steve Wade for Montana Contractors Compensation Fund, Bob Worthington for Montana Self-Insurers Association, Kevin Braun for Montana State Fund, Ann Komac for Montana Municipal Interlocal Authority (MMIA), Al Smith for Montana Trial Lawyers, Bruce Spencer for Plan 2 private insurers, Dick Martin representing injured workers
 - d) *Public Comment*
 - e) Options for Addressing Subrogation -- Committee Discussion and Recommendations

9:30 a.m.

- 3. HJR 25 - Montana State Fund Restructuring
 - a) Part 1 on Why Restructure Montana State Fund -- Recapping WorkGroup Discussions
Rep. Tom Berry, Sen. Tom Facey

- b) Part 2 on Why Restructure Montana State Fund -- from Montana State Fund's Perspective -- And What Restructuring May Mean
-- Laurence Hubbard, Montana State Fund President and CEO
- c) Regulatory Options - Panel Discussion
--Jesse Laslovich, State Auditor's Office
-- Bruce Wood, American Insurance Association
-- Laurence Hubbard, Montana State Fund
- d) State Agency Services and Requirements - What Changes may be needed?
-- Roxanne Minnehan, PERS
-- Sheila Hogan, Department of Administration Director
-- Laurence Hubbard, Montana State Fund
- e) Case Study of Another State's Privatization Effort
-- Ann Nelson, Employers Holdings Inc., a workers' compensation carrier
- f) Public Comment
- g) Committee Discussion and Next Steps

noon

- 1:00 p.m. 4. Old Fund Valuations
 - a) Old Fund Transfers and Budgeting Overview
Scot Conrady, LFD fiscal analyst
 - b) Public Comment
 - c) Committee Discussion and Next Steps
- 2:00 p.m. 5. Old Fund Liabilities and Obligations
Julie Johnson, Legislative Services Legal Office
- 2:30 p.m. 6. Benefits Under Montana's Workers' Compensation Law
Diana Ferriter, Employment Relations Division administrator
- 3:00 p.m. 7. Public Comment on any item not on the agenda or not yet discussed
- 3:30 p.m. 8. Comparison of biennial appropriations
-- Amy Carlson, Legislative Fiscal Analyst
- 3:45 p.m. 9. Committee decisions on next steps for licensing boards
Suggested Boards to be Reviewed: Boards that have more economic and safety public purposes than health public purpose:
 - Board of Architects and Landscape Architects,
 - Board of Occupational Therapy Practice,
 - Board of Private Security,
 - Board of Real Estate Appraisers,
 - Board of Realty Regulation.
- 4:00 p.m.. 10. Directions to staff. Next meeting March 27 and proposed agenda items.
Adjourn

The Montana Legislative Services Division will make reasonable accommodations for persons with disabilities who wish to participate in a public meeting. If you plan to attend the EAIC meeting and require an accommodation for a disability, please contact Pat Murdo by email at pmurdo@mt.gov at least 3 working days before the meeting to discuss the nature of the accommodation.
C10134 4030pmxa.