

**MINUTES**

**MONTANA HOUSE OF REPRESENTATIVES  
55th LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON BUSINESS & LABOR**

**Call to Order:** By **CHAIRMAN BRUCE T. SIMON**, on January 16, 1997,  
at 8:00 A.M., in Room 104

**ROLL CALL**

**Members Present:**

Rep. Bruce T. Simon, Chairman (R)  
Rep. Paul Sliter, Vice Chairman (Majority) (R)  
Rep. Robert J. "Bob" Pavlovich, Vice Chairman (Minority) (D)  
Rep. Joe Barnett (R)  
Rep. Rod Bitney (R)  
Rep. Sylvia Bookout-Reinicke (R)  
Rep. Charles R. Devaney (R)  
Rep. David Ewer (D)  
Rep. Kim Gillan (D)  
Rep. Billie Krenzler (D)  
Rep. Bob Lawson (R)  
Rep. Rod Marshall (R)  
Rep. Gay Ann Masolo (R)  
Rep. Wes Prouse (R)  
Rep. Carolyn M. Squires (D)  
Rep. Jay Stovall (R)  
Rep. Cliff Trexler (R)  
Rep. Joe Tropila (D)  
Rep. Carley Tuss (D)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Stephen Maly, Legislative Services Division  
Pati O'Reilly, Committee Secretary

**Committee Business Summary:**

Hearing(s) & Date(s) Posted: HB 95; HB 78; HB 172; HB 115  
Executive Action: HJR 3; HB 115 *HB 147*

**HEARING ON**

**Opening Statement by Sponsor:** REP. SAM KITZENBERG introduced the  
bill.

{Tape: 1; Side: 1; Approx. Time Count: 2.1; Comments: None.}

Proponents' Testimony: None.

Opponents' Testimony: None.

Informational Testimony: None.

Questions From Committee Members and Responses:

{Tape: 1; Side: 1; Approx. Time Count: 14.1; Comments: None.}

Closing by Sponsor: REP. KITZENBERG closes on the bill.

{Tape: 1; Side: 2; Approx. Time Count: 1.7; Comments: None.}

HEARING ON HB 78

Opening Statement by Sponsor: REP. DICK SIMPKINS, H.D. 49  
introduced the bill

{Tape: 1; Side: 2; Approx. Time Count: 3.3; Comments: None.}

Proponents' Testimony:

Phil Kiser, Triple Play.

{Tape: 1; Side: 2; Approx. Time Count: 12.7; Comments: None.}

Gary Blewett, Liquor Division, Department of Revenue.

{Tape: 1; Side: 2; Approx. Time Count: 17.1; Comments: None.}

Opponents' Testimony:

Mark Staples, Montana Tavern Association.

{Tape: 1; Side: 2; Approx. Time Count: 22.8; Comments: None.}

Informational Testimony:

Janet Jessup, Gambling Division, Department of Justice.

{Tape: 1; Side: 2; Approx. Time Count: 19.6; Comments: None.}

Questions From Committee Members and Responses:

{Tape: 1; Side: 2; Approx. Time Count: 34.4; Comments: None.}

Closing by Sponsor: REP. SIMPKINS closes on the bill.

{Tape: 2; Side: 1; Approx. Time Count: 7.5; Comments: None.}

HEARING ON HB 172

Opening Statement by Sponsor: REP. LOREN SOFT, H.D. 12  
introduced the bill. EXHIBIT 2.

{Tape: 2; Side: 1; Approx. Time Count: 12.0; Comments: None.}

Proponents' Testimony:

Mark Cress, Personnel Division, Department of Administration.  
EXHIBIT 3.

{Tape: 2; Side: 1; Approx. Time Count: 20.7; Comments: None.}

**Douglas D. Denler, Department of Fish, Wildlife & Parks.**

{Tape: 2; Side: 1; Approx. Time Count: 25.4; Comments: None.}

**Russ McDonald, Human Resources Division, Department of Transportation. EXHIBIT 4.**

{Tape: 2; Side: 1; Approx. Time Count: 27.2; Comments: None.}

**Jack Holerstein, Montana Association of Counties.**

{Tape: 2; Side: 1; Approx. Time Count: 30.8; Comments: None.}

**Lance Melton, Montana School Board Association.**

{Tape: 2; Side: 1; Approx. Time Count: 33.6; Comments: None.}

**Opponents' Testimony:**

**David Holzer, AFL-CIO**

{Tape: 1; Side: 2; Approx. Time Count: 34.3; Comments: None.}

**Informational Testimony:** None.

**Questions From Committee Members and Responses:**

{Tape: 2; Side: 2; Approx. Time Count: 37.4; Comments: None.}

**Closing by Sponsor:** REP. SOFT closes on the bill.

{Tape: 2; Side: 2; Approx. Time Count: .4; Comments: None.}

**HEARING ON HB 115**

**Opening Statement by Sponsor:** REP. DUANE GRIMES, H.D. 39 introduced the bill.

{Tape: 2; Side: 2; Approx. Time Count: 1.1; Comments: None.}

**Proponents' Testimony:**

**Dennis Zeiler, Department of Labor and Industry. EXHIBIT 5.**

**Jerry Driscoll, Montana State Construction and Trades Council.**

{Tape: 2; Side: 2; Approx. Time Count: 11.5; Comments: None.}

**Opponents' Testimony:** None.

**Informational Testimony:** None.

**Questions From Committee Members and Responses:**

{Tape: 2; Side: 2; Approx. Time Count: 14.8; Comments: None.}

**Closing by Sponsor:** REP. GRIMES closes on the bill.

{Tape: 2; Side: 2; Approx. Time Count: 19.0; Comments: None.}

EXECUTIVE ACTION ON HJR 3

Motion/Vote: REP. TUSS MOVED HJR 3 DO PASS. REP. TUSS moved to adopt the Tuss amendments. Motion passed unanimously to adopt the Tuss amendments. EXHIBIT 6.

{Tape: 2; Side: 2; Approx. Time Count: 19.6; Comments: None.}

Motion/Vote: REP. TUSS MOVED HJR 3 DO PASS AS AMENDED. Motion passed unanimously.

{Tape: 2; Side: 2; Approx. Time Count: 19.6; Comments: None.}

EXECUTIVE ACTION ON HB 147

Motion: REP. EWER MOVED HB 147 DO PASS.

{Tape: 2; Side: 2; Approx. Time Count: 23.4; Comments: None.}

Motion: REP. PAVLOVICH MOVED HB 147 BE TABLED.

{Tape: 2; Side: 2; Approx. Time Count: 23.4; Comments: None.}

Discussion:

{Tape: 2; Side: 2; Approx. Time Count: 25.0; Comments: None.}

Vote: Motion carried 14-5 by roll call vote to Table HB 147.

{Tape: 2; Side: 2; Approx. Time Count: 25.0; Comments: None.}

EXECUTIVE ACTION ON HB 161

Motion: REP. EWER MOVED HB 161 DO PASS.

Motion: REP. SQUIRES moved to adopt the Barnhart amendments. EXHIBIT 7.

{Tape: 2; Side: 2; Approx. Time Count: 34.5; Comments: None.}

Discussion:

{Tape: 2; Side: 2; Approx. Time Count: 37.3; Comments: None.}

Vote: Motion failed to adopt the Barnhart amendments 10-9.

{Tape: 2; Side: 2; Approx. Time Count: 38.2; Comments: None.}

Motion/Vote: REP. SLITER MOVED HB 161 BE TABLED. Motion carried 14-5.

EXECUTIVE ACTION ON HB 115

Motion/Vote: REP. EWER moved to adopt the Ewer amendment.

Motion carried to adopt the Ewer amendments unanimously.

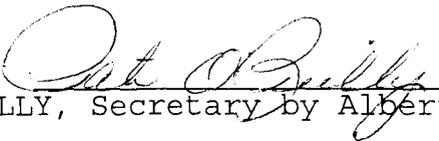
{Tape: 3; Side: 1; Approx. Time Count: 1.9; Comments: None.}

Motion/Vote: REP. EWER MOVED HB 115 DO PASS AS AMENDED. Motion carried unanimously.

ADJOURNMENT

Adjournment: 11:15 AM

  
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REP. BRUCE T. SIMON, Chairman

  
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PATI O'REILLY, Secretary by Alberta Strachan

BTS/PO