

**MINUTES**

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

**COMMITTEE ON BUSINESS & LABOR**

**Call to Order:** By **CHAIRMAN BRUCE SIMON**, on January 29, 1997, at 8:00 AM, 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 309, (1/22/97); HB 310,  
(1/23/97); HB 331, HB 332,  
(1/24/97); HB 302, (1/21/97);  
Executive Action: None

**HEARING ON HB 309**

**Opening Statement by Sponsor:** Rep. Pavlovich, H.D. 37 introduced the bill.

{Tape: 1; Side: 1; Approx. Time Count: 1.1; Comments: None.}

Proponents' Testimony:

Diane Tucker, MT Beer and Wine Assn.

{Tape: 1; Side: 1; Approx. Time Count: 2.9; Comments: None.}

Tom Hopgood, MT Beer and Wine Wholesalers, EXHIBIT 5,6,7, 8

{Tape: 1; Side: 1; Approx. Time Count: 3.6; Comments: None.}

Jim Kommers, Liquor Store Owner

{Tape: 1; Side: 1; Approx. Time Count: 12.8; Comments: None.}

Karen Devine, Pres. Devine Bros. Dist. EXHIBIT 9.

{Tape: 1; Side: 1; Approx. Time Count: 15.0; Comments: None.}

Steve Browning, Anhauser-Busch

{Tape: 1; Side: 1; Approx. Time Count: 16.7; Comments: None.}

Opponents:

David Morrison, Neibauer Dist.

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

Brian Clark, Vice Pres. Fun Beverage, Kalispell

{Tape: 1; Side: 1; Approx. Time Count: 17.5; Comments: None.}

Informational Testimony:

Gary Blewett, Dept. of Revenue, EXHIBIT 4 AND 10.

{Tape: 1; Side: 1; Approx. Time Count: 18.2; Comments: None.}

Questions From Committee Members and Responses:

{Tape: 1; Side: 1; Approx. Time Count: 19.0; Comments: None.}

Closing by Sponsor: Rep. Pavlovich closed.

{Tape: 1; Side: 2; Approx. Time Count: 5.7; Comments: None.}

HEARING ON HB 310

Opening Statement by Sponsor: Rep. Pavlovich H.D. 37 introduced the bill.

{Tape: 1; Side: 2; Approx. Time Count: 6.7; Comments: None.}

Proponents' Testimony:

Ms. Tucker, MT Beer and Wine Assn.

{Tape: 1; Side: 2; Approx. Time Count: 7.7; Comments: None.}

Tom Hopgood, MT Beer and Wing Wholesalers. EXHIBIT 11.

{Tape: 1; Side: 2; Approx. Time Count: 8.5; Comments: None.}

Steve Browning, Anhauser-Busch

{Tape: 1; Side: 2; Approx. Time Count: 11.8; Comments: None.}

Robert Zucconi, Zekes Dist.

{Tape: 1; Side: 2; Approx. Time Count: 15.1; Comments: None.}

Opponents' Testimony:None

Questions From Committee Members and Responses:None

Closing by Sponsor:Rep. Pavlovich closed.

{Tape: 1; Side: 2; Approx. Time Count: 15.9; Comments: None.}

HEARING ON HB 331

Opening Statement by Sponsor: Rep. Loren Soft, H. D. 12  
introduced the bill.

{Tape: 1; Side: 2; Approx. Time Count: 18.0; Comments: None.}

Proponents' Testimony:

Nancy David Walker

{Tape: 1; Side: 2; Approx. Time Count: 23.6; Comments: None.}

Duke Walker, EXHIBIT 12.

{Tape: 1; Side: 2; Approx. Time Count: 26.9; Comments: None.}

Kasey McKinney, Help Youth Coalition, Havre, MT. EXHIBIT 1.

{Tape: 1; Side: 2; Approx. Time Count: 27.7; Comments: None.}

Matthew Weddekind, EXHIBIT 2

{Tape: 1; Side: 2; Approx. Time Count: 30.7; Comments: None.}

Leslie Keen, Bozeman Sr. High School

{Tape: 1; Side: 2; Approx. Time Count: 32.7; Comments: None.}

Kathy Shaun, Bozeman Sr. High

{Tape: 1; Side: 2; Approx. Time Count: 34.5; Comments: None.}

Nick Ethnick, Libby, MT

{Tape: 1; Side: 2; Approx. Time Count: 35.6; Comments: None.}

Robin Morris, Dept of Health, Havre, HELP. EXHIBIT 3.

{Tape: 1; Side: 2; Approx. Time Count: 37.1; Comments: None.}

Traci Valashis, American Cancer Society, EXHIBIT 13.

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

Ken Cummings, Missoula

{Tape: 2; Side: 1; Approx. Time Count: 2.6; Comments: None.}

Cindy Lewis, MT Advisory Council Member

{Tape: 2; Side: 1; Approx. Time Count: 4.6; Comments: None.}

**Barbara Gutnick, Libby Youth Groups**

{Tape: 2; Side: 1; Approx. Time Count: 6.0; Comments: None.}

**Beta Lovitt, MT Medical Groups**

{Tape: 2; Side: 1; Approx. Time Count: 6.4; Comments: None.}

**Steve Yeakel, MT Childrens Alliance**

{Tape: 2; Side: 1; Approx. Time Count: 7.9; Comments: None.}

**David Heinnen, MT Dental Assn.**

{Tape: 2; Side: 1; Approx. Time Count: 8.5; Comments: None.}

**Marsha Armstrong, MT Public Health and Human Services. EXHIBIT 26.**

{Tape: 2; Side: 1; Approx. Time Count: 9.3; Comments: None.}

**Bill Devine, Center for Adolescent Development.**

{Tape: 2; Side: 1; Approx. Time Count: 10.; Comments: None.}

**Mona Jamison, American Lung Assn. EXHIBIT 14,15 AND 27.**

{Tape: 2; Side: 1; Approx. Time Count: 10.5; Comments: None.}

**Don Waldner, Rural Ed Assn.**

{Tape: 2; Side: 1; Approx. Time Count: 17.4; Comments: None.}

**Opponents' Testimony:**

**Larry Akey, Reynolds Tobacco**

{Tape: 2; Side: 1; Approx. Time Count: 18.5; Comments: None.}

**Mark Staples, MT Wholesale Dist. Assn. EXHIBITS 16 AND 17.**

{Tape: 2; Side: 1; Approx. Time Count: 24.; Comments: None.}

**Sheldon Pfist, MT Wholesale Dist. Pres.**

{Tape: 2; Side: 1; Approx. Time Count: 30.3; Comments: None.}

**Joe Murphy, Big Sky Vending, Butte, MT. EXHIBIT 18 AND 19.**

{Tape: 2; Side: 1; Approx. Time Count: 33.0; Comments: None.}

**Scott LaProuse, V and R Vending. EXHIBIT 20.**

{Tape: 2; Side: 1; Approx. Time Count: 33.8; Comments: None.}

**Randy Tulle, Auto Vending Services, Billings, MT. EXHIBIT 21.**

{Tape: 2; Side: 1; Approx. Time Count: 35.6; Comments: None.}

**Ken Johanson, MT Vending, Gt. Falls, MT. EXHIBIT 22.**

{Tape: 2; Side: 1; Approx. Time Count: 37.5; Comments: None.}

**Bob Fairchild, cigarette store owner**

{Tape: 2; Side: 1; Approx. Time Count: 40.5; Comments: None.}

**Steve Visocan, Natl Assn. of Convenience Stores**

{Tape: 2; Side: 1; Approx. Time Count: 43.4; Comments: None.}

**George Gordon, Breeze Tobacco**

{Tape: 2; Side: 2; Approx. Time Count: .6; Comments: None.}

**Brad Griffin, MT Retail Assn.**

{Tape: 2; Side: 2; Approx. Time Count: 2.4; Comments: None.}

**Pat Roylance, Suta Oil Co.**

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

**Bill Stevens, MT Food Dist. Assn.**

{Tape: 2; Side: 2; Approx. Time Count: 7.7; Comments: None.}

**Bill Soren, Easy Stop Convenience Stores**

{Tape: 2; Side: 2; Approx. Time Count: 10.2; Comments: None.}

**Leo Berry, Phillip Morris Co.**

{Tape: 2; Side: 2; Approx. Time Count: 11.1; Comments: None.}

**Jerome Anderson, Tobacco Industry. EXHIBIT 23.**

{Tape: 2; Side: 2; Approx. Time Count: 14.9; Comments: None.}

**Questions From Committee Members and Responses:**

{Tape: 2; Side: 2; Approx. Time Count: 16.; Comments: None.}

**Closing by Sponsor:Rep. Soft closed. EXHIBIT 24, 25, 29, 30.**

{Tape: 2; Side: 2; Approx. Time Count: 35.3; Comments: None.}

**HEARING ON HB 302**

**Opening Statement by Sponsor: Rep. Bohlinger, H. D. 14  
introduced the bill. EXHIBIT 28.**

{Tape: 3; Side: 1; Approx. Time Count: 1.1; Comments: None.}

**Proponents' Testimony:**

**Micheal Rameriz, MT Proff Program, Rehab Program. EXHIBIT 31.**

{Tape: 3; Side: 1; Approx. Time Count: 11.7; Comments: None.}

**Mary McCue, MT Dental Assn.**

{Tape: 3; Side: 1; Approx. Time Count: 20.8; Comments: None.}

**Thad Langford, Board of Dentistry**

{Tape: 3; Side: 1; Approx. Time Count: 23.0; Comments: None.}

**Opponents' Testimony:None**

**Questions From Committee Members and Responses:**

{Tape: 3; Side: 1; Approx. Time Count: 24.8; Comments: None.}

Closing by Sponsor: Rep. Bohlinger closed.

{Tape: 3; Side: 1; Approx. Time Count: 31.0; Comments: None.}

HEARING ON HB 332

Opening Statement by Sponsor: Rep. Marshall, H.D. 28 introduced the bill.

{Tape: 3; Side: 1; Approx. Time Count: 32.3; Comments: None.}

Proponents' Testimony:

Richard Anderello. EXHIBIT 32.

{Tape: 3; Side: 1; Approx. Time Count: 34.0; Comments: None.}

Allen Vanderberg, EXHIBIT 33 (4 LETTERS)

{Tape: 3; Side: 1; Approx. Time Count: 43.0; Comments: None.}

Supt. Chuck Bostrum, West Yellowstone

{Tape: 3; Side: 2; Approx. Time Count: 3.7; Comments: None.}

Al Lockes, Maintenance West Yellowstone School

{Tape: 3; Side: 2; Approx. Time Count: 6.3; Comments: None.}

James Kimbel, Mt. Tech Council, EXHIBIT 34.

{Tape: 3; Side: 2; Approx. Time Count: 10.3; Comments: None.}

Tom O'Connell, Arch. and Eng. Division, Dept. of Commerce

{Tape: 3; Side: 2; Approx. Time Count: 14.9; Comments: None.}

John McKittrick, architect

{Tape: 3; Side: 2; Approx. Time Count: 15.4; Comments: None.}

Opponents' Testimony:

Jacqueline Lenmark, American Ins. Assn.

{Tape: 3; Side: 2; Approx. Time Count: 16.7; Comments: None.}

Questions From Committee Members and Responses:

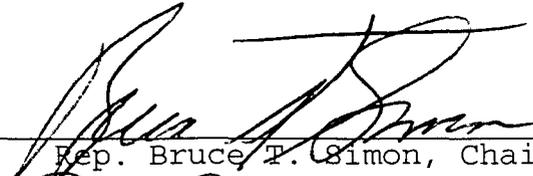
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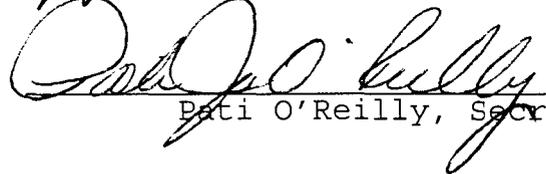
Closing by Sponsor: Rep. Marshall closed. EXHIBIT 35 AND 36.

{Tape: 3; Side: 2; Approx. Time Count: 32.1; Comments: None.}

ADJOURNMENT

Adjournment: 12:15 PM

  
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Rep. Bruce T. Simon, Chairman

  
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Patti O'Reilly, Secretary

BTS/PO