

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 55th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS & LABOR

Call to Order: By CHAIRMAN BRUCE SIMON, on February 7, 1997, at 8:00 AM, in Room 325.

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 252, (1/29/97); HB 407, HB
410 (1/31/97)
Executive Action: HB 388; HB 410; HB 240

HEARING ON HB 252

Opening Statement by Sponsor: Rep. Molnar, H. D. 22 introduced the bill. EXHIBITS 1, 9, 13, 25
{Tape: 1; Side: 1; Approx. Time Count: 2.0; Comments: None.}

Proponents' Testimony:

David Hoffman, Attorney-Intermountain Systems

{Tape: 1; Side: 1; Approx. Time Count: 12.9; Comments: None.}

Russ Penco, Bozeman, MT

{Tape: 1; Side: 1; Approx. Time Count: 20.1; Comments: None.}

Dick Greene,

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

Walt Dupea, Big Fork, MT contractor. EXHIBITS 2,3,4,5

{Tape: 1; Side: 1; Approx. Time Count: 32.1; Comments: None.}

Charles Lorentzen, Contractor. EXHIBIT 6.

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

Rich Rossingnol. EXHIBIT 7

{Tape: 1; Side: 1; Approx. Time Count: 35.4; Comments: None.}

Jenny Dodge, Ind. contractor. EXHIBIT 8.

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

Larry Brown, No. Montana Oil and Gas Assn & Ag Reservation Assn.

{Tape: 1; Side: 1; Approx. Time Count: 38.7; Comments: None.}

Paul Newby, Assn of Rural Contractors

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

Lorna Frank, Farm Bureau

{Tape: 1; Side: 1; Approx. Time Count: 42.; Comments: None.}

John Bloomquist, MT Stockgrowers Assn.

{Tape: 1; Side: 1; Approx. Time Count: 43.1; Comments: None.}

George McWilliams, Bozeman, MT. EXHIBIT 24.

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

Jim Brandon

{Tape: 1; Side: 2; Approx. Time Count: 1.4; Comments: None.}

Don Baker, Ind. Contractors of Montana. EXHIBIT 16.

{Tape: 1; Side: 2; Approx. Time Count: 2.7; Comments: None.}

Opponents' Testimony:

Rep. Vicki Cocchiarella, H. D. 64

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

Don Chance, MT Building Industry Assn.

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

Dave Cogley, Weldwood Homes, Helena Bldg Industry Assn. EXHIBIT 10.

{Tape: 1; Side: 2; Approx. Time Count: 14.2; Comments: None.}

Don Hutchins, Loss Control Specialist. EXHIBIT 11.
{Tape: 1; Side: 2; Approx. Time Count: 19.9; Comments: None.}

George Hensley, Helena Builder
{Tape: 1; Side: 2; Approx. Time Count: 23.9; Comments: None.}

Missoula Home Builders-cannot understand name and not on list.
{Tape: 1; Side: 2; Approx. Time Count: 26.8; Comments: None.}

Jeff Engle, EXHIBIT 23.
{Tape: 1; Side: 2; Approx. Time Count: 29.3; Comments: None.}

Bob Ross, Ross Const and Flathead Bldg Assn.
{Tape: 1; Side: 2; Approx. Time Count: 30.4; Comments: None.}

Gary Forrester
{Tape: 1; Side: 2; Approx. Time Count: 32.4; Comments: None.}

Chuck Hunter, MT Dept of Labor. EXHIBIT 12.
{Tape: 1; Side: 2; Approx. Time Count: 38.5; Comments: None.}

Jim Eberle, Insurance business, Bozeman. EXHIBIT 15.
{Tape: 1; Side: 2; Approx. Time Count: 39.0; Comments: None.}

Tim Dean, Bozeman, MT. EXHIBIT 14.
{Tape: 1; Side: 2; Approx. Time Count: 40.1; Comments: None.}

Jacqueline Lenmark, Am. Insurance Assn.
{Tape: 2; Side: 1; Approx. Time Count: .1; Comments: None.}

Sandi Nickel, SW Montana Building Assn.
{Tape: 2; Side: 1; Approx. Time Count: .4; Comments: None.}

Tom VanOrel, Dillon Contractor
{Tape: 2; Side: 1; Approx. Time Count: .8; Comments: None.}

Lawrence Hubbard, State Workman's Comp.
{Tape: 2; Side: 1; Approx. Time Count: 1.1; Comments: None.}

Questions From Committee Members and Responses:
{Tape: 2; Side: 1; Approx. Time Count: 1/4; Comments: None.}

Closing by Sponsor: Rep. Molnar closed. EXHIBIT 17.
{Tape: 2; Side: 2; Approx. Time Count: 20.2; Comments: None.}

HEARING ON HB 407

Opening Statement by Sponsor: Rep. Ewer, H. D. 53 introduced the bill. EXHIBIT 18.
{Tape: 3; Side: 1; Approx. Time Count: .8; Comments: None.}

Proponents' Testimony:**Alec Hanson, League of City and Towns**

{Tape: 3; Side: 1; Approx. Time Count: 5.0; Comments: None.}

Tim Burton, Chief Administrator Lewis and Clark County

{Tape: 3; Side: 1; Approx. Time Count: 6.7; Comments: None.}

John Andrew, Labor Standards Bureau, Dept. of Labor

{Tape: 3; Side: 1; Approx. Time Count: 7.2; Comments: None.}

Debra Poulton, Dept of Administration

{Tape: 3; Side: 1; Approx. Time Count: 7.8; Comments: None.}

Lance Melton, MT School Board Assn. EXHIBIT 19.

{Tape: 3; Side: 1; Approx. Time Count: 8.0; Comments: None.}

Don Judge, AFL-CIO

{Tape: 3; Side: 1; Approx. Time Count: 9.5; Comments: None.}

Jerry Driscoll, self Billings

{Tape: 3; Side: 1; Approx. Time Count: 9.8; Comments: None.}

Carl Schweitzer, MT Contractors Assn.

{Tape: 3; Side: 1; Approx. Time Count: 10.3; Comments: None.}

Opponents' Testimony: NoneQuestions From Committee Members and Responses:

{Tape: 3; Side: 1; Approx. Time Count: 10.5; Comments: None.}

Closing by Sponsor: Rep. Ewer closed.

{Tape: 3; Side: 1; Approx. Time Count: 11.0; Comments: None.}

HEARING ON HB 410Opening Statement by Sponsor: Rep. Ahner, H. D. 51 introduced the bill. EXHIBIT 20.

{Tape: 3; Side: 1; Approx. Time Count: 12.0; Comments: None.}

Proponents' Testimony:**Polly LaTray-Holmes, Veterans Assn.. EXHIBIT 21.**

{Tape: 3; Side: 1; Approx. Time Count: 14.0; Comments: None.}

Jim Jacobson, MT Veterans Affairs

{Tape: 3; Side: 1; Approx. Time Count: 19.8; Comments: None.}

Hal Manson, American Legion of Montana

{Tape: 3; Side: 1; Approx. Time Count: 20.5; Comments: None.}

Opponents' Testimony:**Annie Helsinger, Adm. Division MT Womens Lobby**

{Tape: 3; Side: 1; Approx. Time Count: 22.4; Comments: None.}

Renaë Erdmann, State employee.

{Tape: 3; Side: 1; Approx. Time Count: 24.1; Comments: None.}

LeRoy Schramm, MT University System

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

Lynn Egen, State Employee

{Tape: 3; Side: 1; Approx. Time Count: 30.5; Comments: None.}

Questions From Committee Members and Responses:

{Tape: 3; Side: 1; Approx. Time Count: 31.9; Comments: None.}

Closing by Sponsor: Rep. Ahner closed. EXHIBIT 22 (3 Pages)

{Tape: 3; Side: 1; Approx. Time Count: 42.4; Comments: None.}

EXECUTIVE ACTION ON HB 240

**Motion/Vote: Rep. Devaney moved to remove HB 240 from Table.
Motion carried unanimously.**

{Tape: 3; Side: 2; Approx. Time Count: 1.; Comments: None.}

Motion: Rep. Devaney moved do pass HB 240.

{Tape: 3; Side: 2; Approx. Time Count: 1.9; Comments: None.}

**Motion: Rep. Devaney moved to adopt Devaney amendments. EXHIBIT
26.**

{Tape: 3; Side: 2; Approx. Time Count: 4.3; Comments: None.}

**Discussion: {Tape: 3; Side: 2; Approx. Time Count: 4.4;
Comments: None.}**

Vote: Vote to adopt amendments carried unanimously.

{Tape: 3; Side: 2; Approx. Time Count: 8.1; Comments: None.}

Motion: Rep. Devaney moved do pass HB 240 as amended.

{Tape: 3; Side: 2; Approx. Time Count: 8.2; Comments: None.}

**Discussion: {Tape: 3; Side: 2; Approx. Time Count: 8.3; Comments:
None.}**

**Vote: Motion carried 14-5. Reps. Ewer, Gillan, Squires, Tuss and
Krenzler voted no.**

{Tape: 3; Side: 2; Approx. Time Count: 26.1; Comments: None.}

EXECUTIVE ACTION ON HB 410

Discussion: Rep. Pavlovich provided informational testimony.

{Tape: 3; Side: 2; Approx. Time Count: 26.8; Comments: None.}

**Motion/Vote: Rep. Pavlovich moved to table. Motion carried
unanimously.**

{Tape: 3; Side: 2; Approx. Time Count: 28.3; Comments: None.}

EXECUTIVE ACTION ON HB 388

Motion: Rep. Simon moved do pass HB 388.
{Tape: 3; Side: 2; Approx. Time Count: 28.9; Comments: None.}

Motion: Rep. Simon moved to adopt Simon amendments. EXHIBIT 27.
{Tape: 3; Side: 2; Approx. Time Count: 29.8; Comments: None.}

Discussion: {Tape: 3; Side: 2; Approx. Time Count: 30.;
Comments: None.}

Motion/Vote: Rep. Bookout moved to segregate amendments 1 thru 7
and adopt 1 thru 7. Motion carried unanimously.
{Tape: 3; Side: 2; Approx. Time Count: 41.7; Comments: None.}

Discussion: {Tape: 3; Side: 2; Approx. Time Count: 42.6;
Comments: None.}

Vote: Vote to adopt amendment 8 carried roll call 11-8.
{Tape: 3; Side: 2; Approx. Time Count: 43.; Comments: None.}

Motion Rep. Simon moved do pass HB 388 as amended.
{Tape: 4; Side:1; Approx. Time Count: .1; Comments: None.}

Discussion:
{Tape: 4; Side: 1; Approx. Time Count: 6.2; Comments: None.}

Vote: Motion carried roll call vote 14-4.
{Tape: 4; Side: 1; Approx. Time Count: 6.3; Comments: None.}

ADJOURNMENT

Adjournment: 12:31 AM



Rep. Bruce T. Simon, Chairman



Pati O'Reilly, Secretary

BTS/PO