

**MINUTES**

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

**COMMITTEE ON BUSINESS & LABOR**

**Call to Order:** By **CHAIRMAN BRUCE SIMON**, on February 18, 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 541; HB 543; HB 545  
539; (2/13/97)  
Executive Action: HB 447; HB 533; HB 532;

**EXECUTIVE ACTION ON HB 447**

**Motion:** Rep. Stovall moved do pass HB 447  
{Tape: 1; Side: 1; Approx. Time Count: 1.1; Comments: None.}

**Motion/Vote:** Rep. Stovall moved to adopt Stovall amendments.  
Motion carried unanimously.  
{Tape: 1; Side: 1; Approx. Time Count: 1.7; Comments: None.}

**Motion/Vote:** Rep. Stovall moved do pass HB 447 as amended.  
Motion carried unanimously.  
{Tape: 1; Side: 1; Approx. Time Count: 3.2; Comments: None.}

**EXECUTIVE ACTION ON HB 533**

**Motion:** Rep. Devaney moved do pass HB 533.  
{Tape: 1; Side: 1; Approx. Time Count: 4.3; Comments: None.}

**Discussion:**  
{Tape: 1; Side: 1; Approx. Time Count: 4.4; Comments: None.}

**Vote:** Motion carried 16-3. Reps. Trexler, Squires and Ewer voted no.  
{Tape: 1; Side: 1; Approx. Time Count: 7.9; Comments: None.}

**EXECUTIVE ACTION ON HB 532**

**Motion:** Rep. Barnett moved do pass HB 532.  
{Tape: 1; Side: 1; Approx. Time Count: 8.5; Comments: None.}

**Motion/Vote:** Rep. Barnett moved to adopt Barnett amendments.  
Motion carried unanimously.  
{Tape: 1; Side: 1; Approx. Time Count: 8.5; Comments: None.}

**Motion/Vote:** Rep. Barnett moved do pass HB 532 as amended.  
Motion passed 17-2. Reps. Devaney and Sliter voted no.

**EXECUTIVE ACTION ON HB 442**

**Motion:** Rep. Pavlovich moved do pass HB 442.  
{Tape: 1; Side: 1; Approx. Time Count: 10.3; Comments: None.}

**Discussion:**  
{Tape: 1; Side: 1; Approx. Time Count: 10.4; Comments: None.}

**Motion:** Rep. Pavlovich withdrew his motion.  
{Tape: 1; Side: 1; Approx. Time Count: 11.0; Comments: None.}

EXECUTIVE ACTION ON HB 513

**Motion:** Rep. Krenzler moved do pass HB 513.

{Tape: 1; Side: 1; Approx. Time Count: 12.1; Comments: None.}

**Motion:** Rep. Krenzler withdrew her motion.

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

HEARING ON HB 541

**Opening Statement by Sponsor:** Rep. Grimes, H.D. 39 introduced HB 541. EXHIBIT 2.

{Tape: 1; Side: 1; Approx. Time Count: 14.6; Comments: None.}

Proponents' Testimony:

Janet Jessup, Dept. of Justice, Gambling Division

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

Ellen ~~Angstead~~ <sup>Spelling? Engstedt</sup>, Don't Gamble with the Future. EXHIBIT 1.

{Tape: 1; Side: 1; Approx. Time Count: 26.3; Comments: None.}

Betty Waddell, MT Assn. of Churches

{Tape: 1; Side: 1; Approx. Time Count: 27.9; Comments: None.}

Louise Biggs, EXHIBIT 3.

{Tape: 1; Side: 1; Approx. Time Count: 29.0; Comments: None.}

Janice Conner, Hamilton, MT

{Tape: 1; Side: 1; Approx. Time Count: 36.0; Comments: None.}

Julie Ippilito, CAGE. EXHIBIT 4.

{Tape: 1; Side: 1; Approx. Time Count: 41.8; Comments: None.}

~~Arlette~~ Ann Randash and Laurie Koutnik

{Tape: 1; Side: 1; Approx. Time Count: 45.; Comments: None.}

Opponents' Testimony:

Dennis Casey, Gaming Industry Assn.

{Tape: 1; Side: 2; Approx. Time Count: 3.1; Comments: None.}

Mark Staples, MT Tavern Assn.

{Tape: 2; Side: 1; Approx. Time Count: 9.9; Comments: None.}

Larry Akey, MT Coin Operated Machines

{Tape: 2; Side: 1; Approx. Time Count: 13.2; Comments: None.}

Jerry Driscoll, Tavern Owner

{Tape: 2; Side: 1; Approx. Time Count: 15.7; Comments: None.}

Questions From Committee Members and Responses:

{Tape: 2; Side: 1; Approx. Time Count: 17.7; Comments: None.}

Closing by Sponsor: Rep. Grimes closed.

{Tape: 1; Side: 2; Approx. Time Count: 45.0; Comments: None.}

HEARING ON HB 543

Opening Statement by Sponsor: Rep. Schmidt, H.D. 42 introduced HB 543. EXHIBIT 8.

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

Proponents' Testimony:

Frank Crowley, attorney

{Tape: 2; Side: 1; Approx. Time Count: 8.0; Comments: None.}

Rep. Matt Brainard

{Tape: 2; Side: 1; Approx. Time Count: 12.4; Comments: None.}

Dick Anderson, Superior Auto Body

{Tape: 2; Side: 1; Approx. Time Count: 12.8; Comments: None.}

Mike Ortloff, Helena, MT EXHIBIT 5 AND 6.

{Tape: 2; Side: 1; Approx. Time Count: 13.2; Comments: None.}

Willis Orseck, Helena, MT

{Tape: 2; Side: 1; Approx. Time Count: 13.8; Comments: None}

Larry Deschner, Auto, Inc.

{Tape: 2; Side: 1; Approx. Time Count: 14.9; Comments: None.}

Gary Landford, Three Way Auto Body

{Tape: 2; Side: 1; Approx. Time Count: 16.0; Comments: None.}

Ted's Body Shop, Great Falls, MT. EXHIBIT 7.

{Tape: 2; Side: 1; Approx. Time Count: 17.8; Comments: None.}

E. Scott Perry, auto worker

{Tape: 2; Side: 1; Approx. Time Count: 20.; Comments: None.}

Tom Edwards

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

Pinnacle Glass Owner, Don

{Tape: 2; Side: 1; Approx. Time Count: 21.; Comments: None.}

Ken Burgett, Auto Craft Collision and Repair

{Tape: 2; Side: 1; Approx. Time Count: 21.8; Comments: None.}

Darrel Nygaard, Gt Falls, MT

{Tape: 2; Side: 1; Approx. Time Count: 22.0; Comments: None.}

Lyle's Auto Body, Gt Falls, MT

{Tape: 2; Side: 1; Approx. Time Count: 22.2; Comments: None.}

Willy Smith, Great Falls, MT

{Tape: 2; Side: 1; Approx. Time Count: 22.4; Comments: None.}

Scott Odegard, Gt. Falls, MT

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

Mark Holly, Missoula, MT

{Tape: 2; Side: 1; Approx. Time Count: 23.8; Comments: None.}

Keith Cook, Missoula, MT

{Tape: 2; Side: 1; Approx. Time Count: 24.6; Comments: None.}

Frank Cote, State Auditor's Office, Dep. Dir. of Insurance

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

Lorretta Miller, MT Auto Salvagers, Helena, MT

{Tape: 2; Side: 1; Approx. Time Count: 25.0; Comments: None.}

Opponents' Testimony:

Larry Akey, National Assn. of Independent Insurers.. EXHIBIT 9.

{Tape: 2; Side: 1; Approx. Time Count: 25.6; Comments: None.}

Ward Shanahan, Farmers Insurance Group. EXHIBIT 10.

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

Greg VanHorrssen, State Farm Insurance

{Tape: 2; Side: 1; Approx. Time Count: 39.8; Comments: None.}

Gary Harris, Billings, Collision Repair Shops

{Tape: 2; Side: 1; Approx. Time Count: 42.7; Comments: None.}

Wally Simmes, Farmers Insurance Group

{Tape: 2; Side: 2; Approx. Time Count: 2.3; Comments: None.}

Questions From Committee Members and Responses:

{Tape: 2; Side: 2; Approx. Time Count: 2.5; Comments: None.}

Closing by Sponsor: Rep. Schmidt closed.

{Tape: 2; Side: 2; Approx. Time Count: 28.6; Comments: None.}

HEARING ON HB 545

Opening Statement by Sponsor: Rep. Swanson, H.D. 30 introduced HB 545. EXHIBIT 11.

{Tape: 2; Side: 2; Approx. Time Count: 31.3; Comments: None.}

Proponents' Testimony:

Dick Berne, MT Peoples Action

{Tape: 2; Side: 2; Approx. Time Count: 35.4; Comments: None.}

Mary Bourchardt, mobile home owner, Frenchtown

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

Theresa Hertel, Missoula, MT

{Tape: 3; Side: 1; Approx. Time Count: 5.1; Comments: None.}

Russell LaVane, Montana Low Income Coalition.

{Tape: 3; Side: 1; Approx. Time Count: 6.3; Comments: None.}

Chet Kinsey, MT Low Income Coalition

{Tape: 3; Side: 1; Approx. Time Count: 7.0; Comments: None.}

Opponents' Testimony:

Greg VanHorrnsen, MT Housing

{Tape: 3; Side: 1; Approx. Time Count: 7.7; Comments: None.}

Rhonda Carpenter, MT Housing Coalition.

{Tape: 3; Side: 1; Approx. Time Count: 12.6; Comments: None.}

Janine Williams, Casa Village, Billings, MT

{Tape: 3; Side: 1; Approx. Time Count: 17.0; Comments: None.}

Rich Lindfetter

{Tape: 3; Side: 1; Approx. Time Count: 20.0; Comments: None.}

Jan Rehberg/Gary Oakland

{Tape: 3; Side: 1; Approx. Time Count: 21.; Comments: None.}

Jim Hollingsworth, Lolo, MT, EXHIBIT 12.

{Tape: 3; Side: 1; Approx. Time Count: 26.7; Comments: None.}

Questions From Committee Members and Responses:

{Tape: 3; Side: 1; Approx. Time Count: 30.4; Comments: None.}

Closing by Sponsor:Rep. Swanson closed.

{Tape: 3; Side: 1; Approx. Time Count: 41.7; Comments: None.}

HEARING ON HB 539

Opening Statement by Sponsor: Rep. Tuss, H. D. 46 introduced HB 539.

{Tape: 3; Side: 2; Approx. Time Count: .0; Comments: None.}

Proponents' Testimony:

Steve Shapiro, MT Assn. of Private Nurses, EXHIBIT 13.

{Tape: 3; Side: 2; Approx. Time Count: 1.0; Comments: None.}

Kate Frye, Missoula and Mineral County

{Tape: 3; Side: 2; Approx. Time Count: 7.4; Comments: None.}

Barbara Booker, Ex. Director of Nursing Assn.

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

Sen. Eve Franklin, S. D. 21, EXHIBIT 14 AND 15.

{Tape: 3; Side: 2; Approx. Time Count: 13.8; Comments: None.}

**Frank Cote, Asst. Director Insurance Commissioner, State Auditor,**  
{Tape: 3; Side: 2; Approx. Time Count: 18.6; Comments: None.}

Opponents' Testimony:

**Jerry Loendorf, MT Medical Assn.**

{Tape: 3; Side: 2; Approx. Time Count: 19.5; Comments: None.}

**Tom Ebzery, Yellowstone Community Health Planning. EXHIBIT 16  
AND 17.**

{Tape: 3; Side: 2; Approx. Time Count: 24.5; Comments: None.}

**Tonya Ask, Blue Cross-Blue Shield. EXHIBIT 18.**

{Tape: 3; Side: 2; Approx. Time Count: 30.5; Comments: None.}

**Tom Hopgood, Health Insurance of America**

{Tape: 3; Side: 2; Approx. Time Count: 36.7; Comments: None.}

**Mary McCue, Assn. of Family Physicians**

{Tape: 3; Side: 2; Approx. Time Count: 37.4; Comments: None.}

**Anita Bennett, MLS Services. EXHIBIT 19.**

{Tape: 3; Side: 2; Approx. Time Count: 38.0; Comments: None.}

Informational Testimony:

**Mary Dalton, MT Medical Health**

{Tape: 3; Side: 2; Approx. Time Count: 19.2; Comments: None.}

Questions From Committee Members and Responses:

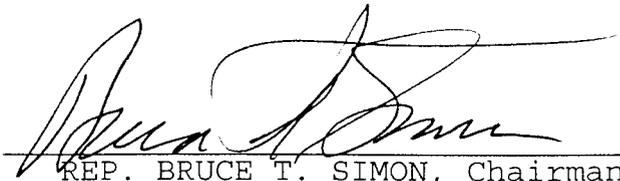
{Tape: 4; Side: 1; Approx. Time Count: 1.2; Comments: None.}

Closing by Sponsor: Rep. Tuss closed.

{Tape: 4; Side: 1; Approx. Time Count: 14.1; Comments: None.}

ADJOURNMENT

Adjournment: 11:40 AM



Handwritten signature of Bruce T. Simon in cursive script, positioned above a horizontal line.

REP. BRUCE T. SIMON, Chairman



Handwritten signature of Pat O'Reilly in cursive script, positioned above a horizontal line.

PAT O'REILLY, Secretary

BTS/PO