

BUSINESS AND INDUSTRY

January 14, 1977

The Business and Industry Committee meeting was called to order this date at 3:30 P.M., Room 434, Capitol, with Chairman Vincent presiding. All members were present, with the exception of Representative Fabrega. Representative Bradley was excused.

House Bill 41 was discussed. Representative Marks, sponsor, introduced Mr. Roger Tippy. Mr. Tippy gave a brief explanation for the recodifying of House Bill 41. He also proposed two amendments which would clarify the meaning of the law.

There were no opponents or proponents.

House Bill 103 was discussed. Representative Bertelsen, chief sponsor, appeared before the committee and gave a brief explanation of the amendments. Mr. Jim Madison, Department of Revenue; Miscellaneous Tax Division, explained House Bill 103 further. He said that the members of this committee could criticize this bill for it will legalize past actions of the Department of Revenue (testimony attached).

There were no opponents or proponents.

The discussion was open to questions. Mr. Madison said there was a license fee of \$11 per year which would cover all vehicles in the company. Also, the Department of Revenue generated less than \$3,000 per year on this licensing bill. The city and county licensing depends on that specific county or city ordinances. Anyone visiting Montana, regardless if they come to Montana only once a year, must purchase a license if they wish to sell goods from their motor vehicle.

Mr. Madison stated the reasoning behind this bill is not to create revenue for the state, rather to solve a main problem of legalizing a violation of the law. Mr. Madison did not know if a trailer would be included in the definition of a motor vehicle. This type of bill would not apply to companies which distribute goods, such as the Avon lady, as she is merely distributing her goods after they have been purchased.

House Bill 71 was discussed. Representative Feda, chief sponsor, briefly explained House Bill 71. He said that there had been no changes in service charges. The only substantive change is regarding the present retail installment sales interest rate to be applied to the end of the month unpaid balance.

There were no opponents or proponents.

The committee then went into executive session to consider bills.

Representative Fagg moved to pass consideration on House Bill 71. All members agreed.

January 14, 1977, page 2.

Representative Quilici moved that the amendments on House Bill No. 41 DO PASS. The motion to adopt the amendments passed unanimously. After a brief discussion, Representative Burnett moved that House Bill No. 41 DO PASS AS AMENDED. The motion passed unanimously.

Representative Fagg moved that House Bill No. 103 DO NOT PASS. The motion to DO NOT PASS House Bill No. 103 passed with all members present voting yes, with the exception of Rep. Harper and Rep. Quilici.

Chairman Vincent stated that House Bill No. 40 would be discussed in executive session, Monday, January 17, as Mr. Leo Berry, State Lands, would be present to discuss House Bill No. 40 with the committee members. House Bill No. 71 will also be discussed in executive session on this date.

Chairman Vincent asked Mr. Pyfer to supply a list of the bills that are circulating at this point which would affect the Public Service Commission.

There being no further business, the meeting was adjourned at 5:00 P.M.


JOHN C. VINCENT, Chairman