11:00 a.m.
March 31, 1977

MINUTES OF THE MEETING

BUSINESS AND INDUSTRY COMMITTEE

MONTANA STATE SENATE

The meeting of the Business and Industry Committee was called
to order by Chairman Frank Hazelbaker on the above date in
Room 404 of the State Capitol Building.

ROLL CALL: All members were present.

CONSIDERATION AND DISPOSITION OF HJR 90.

Representative J. Melvin Williams, District 70, stated he was
chief sponsor of this bill. This bill is similar to the bill
SR 4 of which Senator Bill Lowe is the sponsor.

Representative Williams stated HJR 90 is a joint resolution of
the Senate and House of Representatives of the State of
Montana requesting the Legislature and executive department
of the State of Washington to encourage and permit the construction
of appropriate port facilities for unloading crude oil for
shipment by pipeline to the northern states, including the
State of Montana.

He stated as most of you know through publicity and through
newspapers, hopefully by July this year, the crude will start
flowing through the Alaskan pipeline. By the end of 1977 they hope
to have 1,200,000 barrels per day through the pipeline. In 2-3
years, one million and one-half barrels will be flowing. At
the present time the mideast oil can unload at the many ports
that we have and they get to the refineries that are close to
the port. They have many proposals for pipelines.

He read a few lines from the Wellhead. The article was written
by Don Allen. In closing he stated he believes this is a most
important resolution and could be important to the oil industries
in Montana. He urged approval of this resolution.

Senator Regan made a motion that HJR 90 Be Concurred In. Senator
Kolstad seconded. All were in favor. Senator Lowe will carry
on the floor.

EXECUTIVE ACTION ON HOUSE BILL 304.

Senator Peterson stated he had an amendment. This would be to
strike Section 7 in its entirety.

Senator Kolstad seconded this amendment.   All were in favor.

Senator Lowe then stated he had an amendment.   This is to
strike Section 8 in its entirety.   Senator Kolstad seconded.
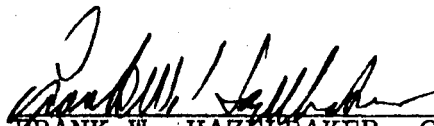Roll call vote.   6-2.   Section 8 is deleted.

Senator Goodover stated he had some amendments.   The first one
was to insert on page 3, section 2, line 1, following "retailer"
the words "and is not a maximum markup" and on page 3, section 2,
line 15, following "wholesaler" the words "and is not a maximum
markup."   Senator Goodover moved that these be adopted.

Senator Devine seconded.   All were in favor except for Senator
Regan.

Senator Goodover then moved that we adopt the amendments submitted
by Russ Livergood of the Montana Retail Association.   Senator
Kolstad seconded.   Roll call vote.   3 yes and 5 no.

Senator Regan then made a motion that HB 304 As Amended, Be
Concurred In.   Senator Peterson seconded.   Roll call vote.
5 yes and 3 no.

ADJOURN: There being no further business, Chairman Hazelbaker
adjourned the meeting at 12:00 noon.

FRANK W. HAZELBAKER,   CHAIRMAN

ROLL CALL

Business & Industry COMMITTEE

45th LEGISLATIVE SESSION - - 1977

Date 3-31-77

NAME	PRESENT	ABSENT	EXCUSED
Pat Regan, Vice Chairman	✓		
Allen Kolstad	✓		
Pat Goodover	✓		
Bill Lowe	✓		
Jack Devine	✓		
Sandy Mehrens	✓		
Bob Peterson	✓		
Frank Hazelbaker, Chairman	✓		

SENATE COMMITTEE Business & Industry

Date 3/31/77 _House_ Bill No. 304 Time 11:30

NAME	YES	NO
Pat Regan, Vice Chairman		✓
Allen Kolstad	✓	
Pat Goodover	✓	
Bill Lowe	✓	
Jack Devine	✓	
Sandy Mehrens		✓
Bob Peterson	✓	
Frank Hazelbaker, Chairman	✓	

Erminia C. Fancher   Frank W. Hazelbaker
Secretary   Chairman

Motion: _Delete Section 8_

(include enough information on motion--put with yellow copy of committee report.)

SENATE COMMITTEE Business and Industry

Date 3/31/77 *House* Bill No. 304 Time 11:50

NAME	YES	NO
Pat Regan, Vice Chairman		✓
Allen Kolstad	✓	
Pat Goodover	✓	
Bill Lowe	✓	
Jack Devine		✓
Sandy Mehrens		✓
Bob Peterson		✓
Frank Hazelbaker, Chairman		✓

Erminia C. Fancher   Frank W. Hazelbaker
Secretary   Chairman

Motion: _Engrossed Amendments_

(include enough information on motion--put with yellow copy of
committee report.)

SENATE COMMITTEE Business & Industry

Date 3/31/77 _House_ Bill No. 304 Time 11:53

NAME	YES	NO
Pat Regan, Vice Chairman	✓	
Allen Kolstad		✓
Pat Goodover		✓
Bill Lowe		✓
Jack Devine	✓	
Sandy Mehrens	✓	
Bob Peterson	✓	
Frank Hazelbaker, Chairman	✓	

Erminia C. Fancher
Secretary

Frank W. Hazelbaker
Chairman

Motion: _Be Concurred In, As Amended_

(include enough information on motion--put with yellow copy of
committee report.)

STANDING COMMITTEE REPORT

March 31 .... 19 77

MR. President

We, your committee on .... BUSINESS AND INDUSTRY
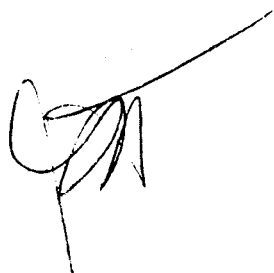
having had under consideration .... HJR .... Bill No. 90

Respectfully report as follows: That .... HJR .... Bill No. 90

BE CONCURRED IN

DO PASS X

FRANK W. HAZELBAKER, ... Chairman.

STANDING COMMITTEE REPORT

March 31 .... 19 77

MR. Preside nt

We, your committee on .... BUSINESS AND INDUSTRY

having had under consideration .... HOUSE .... Bill No. 304

Respectfully report as follows: That........... HOUSE .... Bill No. 304,
third reading, be amended as follows:

1. Amend page 1, section 1, line 22 through 24.
Following: "prevented."
Strike: the last sentence of section 1 in its entirety.

2. Amend page 3, section 2, line 1.
Following: "retailer"
Insert: "and is not a maximum markup"

3. Amend page 3, section 2, line 15.
Following: "wholesaler"
Insert: "and is not a maximum markup"

4. Amend page 3, section 2, line 17 on page 3 through line 2 on page 4.
Following: "costs,"
Strike: the balance of line 17 on page 3 through line 2 on page 4.

5. Amend page 9, section 7, line 4.
Following: Line 3
Strike: Section 7 in its entirety.

FRANK W. HAZELBAKER,   Chairman.

6. Amend page 10, section 8, line 5.
Following: Line 4.
Strike: Section 8 in its entirety.
Renumber: Following sections.

7. Amend page 22, section 17, line 25.
Following: "if injured thereby"
Insert: "or the attorney general,"

8. Amend page 31, line 14.
Following: Line 14
Insert: "Section 36. Severability. If any part of this act is
          invalid, all valid parts that are severable from the
          invalid part remain in effect. If a part of this act
          is invalid in one or more applications, the part remains
          in effect in all valid applications that are severable
          from the invalid applications,"

AND AS SO AMENDED, BE CONCURRED IN