

MARCH 8, 1979
PROCEEDINGS OF THE
LABOR AND EMPLOYMENT RELATIONS COMMITTEE

The meeting was called to order at 12:30 p.m. by Chairman Williams. The secretary took roll. All members were present.

SENATE BILL 467: Senator Lowe, sponsor, said that this is the elevator bill. He said the state wide building code requires that elevators in public places are to be inspected by the Department of Administration. He said these elevators are already inspected by insurance companies and maintenance crews. He said SB 467 would allow for inspections by certified insurance companies and maintenance companies. The companies would be certified by the Department of Administration and would be required to make reports to the department.

The following spoke in favor of SB 467 and gave written testimony:

Chris Johansen, Montana Grain Elevator Association-Montana Farmers' Union (exhibit 1).

Leonard Ober, Shodair Hospital, (exhibit 2).

Chad Smith, Montana Hospital Association, said elevators are under contract with maintenance companies and are inspected by them. They are also inspected by insurance companies, and by the state. He said such inspections are redundant and unnecessary. He said the inspectors should be certified by the state to determine that they are competent and he strongly supports the bill.

Rep. Fagg spoke in favor of the bill. He said it is a necessary bill and he knows of no elevator that isn't operated without a maintenance contract.

There were no opponents.

Senator Lowe said they are not trying to avoid safety, but felt there are other people who are more competent to do the inspections than the state.

EXECUTIVE SESSION

SENATE BILL 467: It was moved by Rep. Fagg that SB 467 BE CONCURRED IN. Motion carried 16-1. Rep. Menahan voted no.

HOUSE BILL 323: It was moved by Rep. Fagg to TABLE HB 323. Motion carried 16-1. Rep. Harrington voted no.

SENATE BILL 321: It was moved by Rep. O'Connell that SB 321 BE CONCURRED IN. Motion carried 15-2. Reps. Harrington and Dassinger voted no.

SENATE BILL 208: Rep. Dassinger made a motion that the committee DO NOT ACCEPT the amendments to SB 208. Motion failed 9-7. Reps. Dassinger, Dozier, Harrington, Manning Menahan, Pavlovich, and Teague voted yes. Rep. Ellerd made a motion that the committee reverse their vote on the amendments. Motion carried 9-7. Reps. Dassinger, Dozier,

Harrington, Manning, Menahan, Pavlovich, and Teague voted no. A motion was made by Rep. Fagg that SB 208 BE CONCURRED IN. Rep. Harrington made a substitute motion that SB 208 NOT BE CONCURRED IN. Rep. O'Connell made a motion to all motions pending to reconsider their action on the amendments. It was moved by Rep. Williams that the amendments to SB 208 NOT BE CONCURRED IN. Motion carried 12-4. Reps. Seifert, Underdal, Ellerd and Porter voted no. It was moved by Rep. Harrington that SB 208 BE CONCURRED IN as is. Motion carried 14-2. Reps. Porter and Ellerd voted no.

SENATE BILL 280: It was moved by Rep. Menahan that SB 280 NOT BE CONCURRED IN. Rep. Harrington made a substitute motion to TABLE SB 280. Rep. Ellerd said he objected to tabling the bill and said he would bring it out on the house floor.

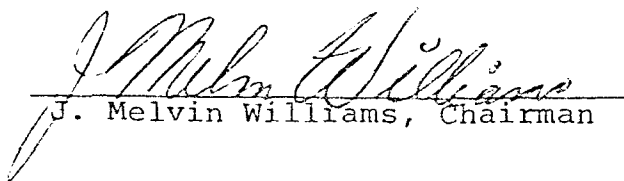
Rep. Harper arrived.

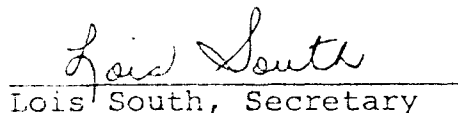
Rep. Stobie made a motion to all motions pending that SB 280 BE CONCURRED IN. There was discussion among the committee members. Rep. Williams said a motion to TABLE in nondebatable. The committee voted on the motion to TABLE SB 280. Motion carried 9-8. Reps. Ellerd, Fagg, Harper, Porter, Seifert, Stobie, Wyrick, and Underdal voted no.

Rep. Ellerd was excused.

SENATE BILL 155: Rep. O'Connell presented amendments to SB 155 (exhibit 3) and moved that they DO PASS. Motion carried 9-8. Reps. Williams, Fagg, Porter, Seifert, Stobie, Underdal, Wyrick, and Ellerd voted no. Rep. O'Connell moved that SB 155 BE CONCURRED IN. Motion carried 11-6. Reps. Ellerd, Fagg, Porter, Seifert, Underdal, and Wyrick voted no.

Meeting adjourned at 2:00 p.m.


J. Melvin Williams, Chairman


Lois South, Secretary