

MINUTES OF THE MEETING
LABOR & EMPLOYMENT RELATIONS COMMITTEE
MONTANA STATE SENATE

March 1, 1979

The meeting of the Labor and Employment Relations Committee was called to order by Chairman Lowe on March 1, 1979, in Room 404 of the State Capitol at 1:00 p.m.

ROLL CALL: Chairman Lowe asked that the roll be noted by the secretary and all members were present with the exception of Senators Mehrens and Palmer who were excused.

Chairman Lowe opened the hearing on House Bill #306 and introduced Representative Budd Gould of District #98 to address the Committee as sponsor of the bill. Representative Gould explained that this bill provided for required rehabilitation programs under certain conditions for individuals receiving Workers' Compensation benefits. Representative Gould explained that the bill was an important tool in nudging some employees who had become partially disabled to seek training and work in other fields so that they could be taken off of the unemployment rolls. Representative Gould stated that safeguards for the injured worker had been written into the law to assure him of the hearing procedure should his benefits be terminated.

Another proponent of House Bill #306 was Mr. Jim Murphy, representing the Workers' Compensation Advisory Council. Mr. Murphy's testimony is attached as Exhibit "A".

Mr. Bob Donaldson, representing the Vocational Rehabilitation Division and a member of the Workers' Compensation Advisory Council, also spoke in favor of the bill. Mr. Donaldson stated that his Division felt comfortable with the bill and also felt that there were ample safeguards in the bill to protect the injured worker.

Mr. Gerald T. Neils representing the Montana Logging Association, cited an incident in his own personal case whereby he had been injured and agreed with Representative Gould that an injured worker sometimes has to make quite an adjustment after an accident and this bill would give the Department of Workers' Compensation a means by which they could get an injured worker trained in another field if the need arised.

Mr. Tom Bugni, representing the Workers' Compensation Division of the Anaconda Company, stated that in his review of claims, there were some injured workers who could be trained to do other work, and that there were times that the company was unable to motivate the worker to attend the rehabilitation center. He felt that this bill would help in motivating some workers in attending the center.

Mr. Terry Bass, representing the Montana Contractors Association, also felt that this was a good bill and asked the Committee to support it.

There were no opponents to House Bill #306.

After a short question and answer period, Senator Dover moved to pass the bill which carried unanimously. Senator Aklestad agreed to carry the bill on the floor.

Senator Lowe then asked Representative Faberga to explain the amendments which he had submitted to House Bill #413 to the Committee. Representative Faberga explained that these amendments would enable city employees to collect all benefits paid under the Workers' Compensation in that the Workers' Compensation Division would pay two-thirds of the wages and the cities would pay one-third. Mr. Faberga's amendment is attached hereto as part of the minutes.

Senator Smith moved the amendments, seconded by Senator Dover, which carried unanimously.

Senator Dover moved the bill as amended which carried unanimously. Senator Dover also agreed to carry the bill in the Senate.

Chairman Lowe then opened the hearing on House Bill #214 and asked Representative Bob Dozier of District #61 to address the Committee on this bill.

Representative Dozier explained that this bill was designed to revise the laws relating to apprenticeship programs and to bring these laws up-to-date to conform with the Federal Standards. Representative Dozier also proposed an amendment to this bill which is attached as Exhibit "B".

The following proponents spoke to the Committee on House Bill #214. Mr. Dave Fuller, Commissioner of Labor & Industry, stated that this bill simply brought Montana laws in compliance with the Federal requirements. This was necessary as the funding for this program was 75% federal money and there would be no fiscal impact because of this bill. Ms. Carol Bush, Training Officer for the Department of Labor and Industry also testified for the bill and her testimony is attached as Exhibit "C". Mr. Terry Bass, representing the Montana Contractors' Association, spoke in favor of the bill as long as the amendment proposed by Representative Dozier was included. Mr. Sam Silverthorn, representing the Montana State Builders and Trades, also urged the Committee to pass the bill.

Since there were no opponents to House Bill #214, Chairman Lowe asked if there were any questions from the Committee. After a short discussion, Senator Dover moved the amendment which carried unanimously.

Senator Dover then moved the bill as amended which carried unanimously.

The hearing was then opened on House Bill #331 with Representative Dozier addressing the Committee as sponsor of this bill. Mr. Dozier explained that this bill would exempt busdrivers employed by a city, town, county, or political subdivision from the limitation on work hours.

Mr. Dave Goss, representing the City of Billings, then spoke in favor of House Bill #331 and Mr. Goss' testimony is attached as Exhibit "D". Mr. Goss also presented written testimony submitted by the City of Billings Transit Department Bus Operators in support of this bill and this testimony is attached as Exhibit "E".

Mr. Chad Smith, representing the Montana School Board Association, also urged the Committee to support this bill.

There were no opponents to House Bill #331.

Senator Smith then moved the bill to pass which carried unanimously. It was agreed that Senator Severson would carry House Bill #331 and Senator Lowe would carry House Bill #214.

There being no further business, the meeting adjourned at 2:00 p.m.

WRL

Senator William R. Lowe, Chairman

Exhibit 17

**MEMORANDUM BY THE DIVISION OF WORKERS' COMPENSATION
REGARDING HOUSE BILL 306 WHICH PROVIDES FOR
REQUIRED REHABILITATION PROGRAMS UNDER CERTAIN
CONDITIONS FOR INDIVIDUALS RECEIVING WORKERS'
COMPENSATION BENEFITS**

The Division of Workers' Compensation, through an advisory council made up of representatives of various interest groups concerned with workers' compensation legislation, proposes House Bill 306.

In the 1977 Legislature, a bill was submitted regarding mandatory rehabilitation programs for individuals receiving workers' compensation benefits. Several issues were raised regarding that bill, in that it did not appear to provide the safeguards needed to protect injured workers. The House Labor Committee requested that the matter be reviewed by the Workers' Compensation Advisory Council during the interim and consider proposing revised legislation in the 1979 Legislature.

The advisory council carefully reviewed the issue regarding required rehabilitation programs under the Workers' Compensation Act. Of particular concern was providing adequate safeguards to injured workers before a required rehabilitation program is ordered by the Division of Workers' Compensation.

The advisory council carefully reviewed several proposed drafts and finally agreed to the suggested legislation as set forth in House Bill 306, with amendments. In essence, the proposed law would provide for mandatory rehabilitation in certain situations after the Division of Workers' Compensation has determined, through an extensive review of each case, whether such a program is feasible. An injured worker would have an opportunity for a hearing before the Workers' Compensation Judge prior to the implementation of any order requiring a mandatory program. Also, a worker whose benefits have been terminated due to his refusal not to enter into a rehabilitation program ordered by the Division, could request a hearing at any time and his benefits would be reinstated pending a review by the Judge.

The advisory council members believe that adequate safeguards have been placed in the law, and support the proposed bill with amendments.

The bill was submitted to the Legislative Council, but paragraphs 4 and 5 were revised by council drafters. It is the Division's understanding that the Legislative Council will submit amendments to reinstate the original language in the proposed draft. The Division and the advisory council request that the original language be reinstated as drafted by the advisory council.

If anyone has questions regarding House Bill 306, please feel free to contact Mr. Norman H. Grosfield, Administrator, Division of Workers' Compensation.

PROPOSED AMENDMENT TO HOUSE BILL 214
INTRODUCED BY ROBERT DOZIER

Page 4

Strike: page 4, line 17 after the word "AGREEMENTS" the following:
"–"

Insert: page 4, line 17 after the word "AGREEMENTS" the following:
or as established by industry practice;

Exhibit 2

TESTIMONY ON HOUSE BILL 214
INTRODUCED BY REPRESENTATIVE ROBERT DOZIER

THIS BILL DEALS WITH THE ADMINISTRATION OF THE APPRENTICESHIP BUREAU WITHIN THE DEPARTMENT OF LABOR AND INDUSTRY. THE FUNCTION OF THE APPRENTICESHIP BUREAU IS TO DEVELOP, EXPAND, AND IMPROVE APPRENTICESHIP PROGRAMS IN THIS STATE SO THAT MEN AND WOMEN CAN BE PROPERLY TRAINED TO SUPPLY MONTANA'S INDUSTRIES WITH THE SKILLED WORKERS NEEDED TO REPLACE EXISTING JOURNEYWORKERS WHO DIE, RETIRE, OR LEAVE THEIR CRAFT. CURRENTLY, FUNDING FOR THE OPERATION OF THE APPRENTICESHIP BUREAU COMES PRIMARILY FROM THE FEDERAL GOVERNMENT THROUGH THE VETERANS ADMINISTRATION. ALTHOUGH THE APPRENTICESHIP BUREAU IS THE APPROVAL AGENCY FOR ON-THE-JOB TRAINING BENEFITS TO VETERANS UNDER THE G.I. BILL, THE APPRENTICESHIP BUREAU DOES NOT LIMIT ITS SERVICES TO VETERANS BUT RATHER SERVES THE ENTIRE POPULATION OF MONTANA - LABOR, MANAGEMENT, INDUSTRY, AND THE PUBLIC AT LARGE.

UNDER SECTION 1 39-6-101 MCA

A NEW PARAGRAPH (E) HAS BEEN ADDED TO THE LAW AS IT EXISTS TO ALLOW THE APPRENTICESHIP BUREAU TO "PROVIDE ASSISTANCE FOR THE DEVELOPMENT OF ON-THE-JOB TRAINING PROGRAMS IN NON-APPRENTICEABLE OCCUPATIONS." THE NEW LANGUAGE IS NECESSARY TO CLARIFY THE ROLE OF THE APPRENTICESHIP BUREAU IN DEVELOPING TRAINING PROGRAMS FOR THOSE OCCUPATIONS NOT RECOGNIZED AS APPRENTICEABLE BUT WHICH ARE RECOGNIZED AS TRAINABLE. THE LANGUAGE IS FURTHER NECESSARY BECAUSE THE APPRENTICESHIP BUREAU IS REQUIRED BY THE VETERANS ADMINISTRATION TO PROVIDE APPROVAL FOR ALL VETERANS TRAINING ASSISTANCE PROGRAMS UNDER THE G.I. BILL WHETHER VETERANS ARE IN TRAINING IN APPRENTICEABLE OR NON-APPRENTICEABLE OCCUPATIONS.

UNDER SECTION 1

PARAGRAPH (2) HAS BEEN DELETED FROM THE LAW AS IT EXISTS TO TAKE OUT THE LANGUAGE REFERRING TO THE FEDERAL COMMITTEE ON APPRENTICESHIP.

THE FEDERAL COMMITTEE ON APPRENTICESHIP (FCA) IS A PERMANENT PUBLIC ADVISORY COMMITTEE TO THE SECRETARY OF LABOR ON MATTERS OF APPRENTICESHIP AND TRAINING. IT IS NECESSARY TO DELETE THE LANGUAGE OF PARAGRAPH (2) BECAUSE THE FEDERAL COMMITTEE ON APPRENTICESHIP IS STRICTLY AN ADVISORY BODY. THE LAW, AS IT EXISTS, OBLIGATES THE DEPARTMENT OF LABOR AND INDUSTRY TO OPERATE SUBJECT TO THE APPROVAL OF AN ADVISORY COMMITTEE. THE RESPONSIBILITIES UNDER SUBPARAGRAPHS 2A, 2B, AND 2C SHOULD FALL UNDER THE DUTIES OF THE DEPARTMENT OF LABOR AND INDUSTRY. BY DELETING PARAGRAPH (2) AND CHANGING THE SUBPARAGRAPHS A, B, AND C TO F, G, AND H, THOSE DUTIES WOULD BE DELEGATED TO THE DEPARTMENT OF LABOR AND INDUSTRY.

UNDER SECTION 1

CHANGES HAVE BEEN MADE IN PARAGRAPH H TO REFLECT THE FACT THAT FEDERAL REGULATIONS REQUIRE THE DEPARTMENT OF LABOR AND INDUSTRY TO PERFORM DUTIES AS SET FORTH IN FEDERAL REGULATIONS. THE NEW LANGUAGE WOULD OBLIGATE THE DEPARTMENT OF LABOR AND INDUSTRY TO COMPLY WITH THOSE REGULATIONS OF THE FEDERAL GOVERNMENT WHEN SUCH REGULATIONS ARE NOT IN CONFLICT WITH STATE LAW. IT IS NECESSARY TO CHANGE THE EXISTING LANGUAGE FOR CLARIFICATION PURPOSES.

UNDER SECTION 2

PARAGRAPH A HAS BEEN CHANGED TO ALLOW THE APPRENTICESHIP BUREAU TO REGISTER APPRENTICESHIP PROGRAMS OF 2,000 HOURS IN

DURATION. THE LAW, AS IT EXISTS, PROHIBITS THE APPRENTICESHIP BUREAU FROM REGISTERING OCCUPATIONS REQUIRING LESS THAN 4,000 HOURS OR 2 YEARS OF TRAINING. THE CHANGE IS FURTHER NECESSARY TO CONFORM WITH 29 CFR PART 29 (CODE OF FEDERAL REGULATIONS) WHICH REQUIRES THE APPRENTICESHIP AGENCY IN THIS STATE TO ACKNOWLEDGE TRAINING PROGRAMS OF 2,000 HOURS.

UNDER SECTION 2

PARAGRAPH C HAS BEEN CHANGED TO REFLECT THE FACT THAT THE APPRENTICESHIP BUREAU WITHIN THE DEPARTMENT OF LABOR AND INDUSTRY RECOMMENDS APPRENTICES RECEIVE 144 HOURS PER YEAR OF SUPPLEMENTAL AND RELATED INSTRUCTION. IT IS NECESSARY TO CHANGE THE LAW, AS IT EXISTS, TO CONFORM WITH 29 CFR PART 29 (CODE OF FEDERAL REGULATIONS) WHICH REQUIRES THE APPRENTICESHIP AGENCY IN THIS STATE TO RECOMMEND SUCH RELATED AND SUPPLEMENTAL INSTRUCTION.

UNDER SECTION 2

PARAGRAPH F HAS BEEN CHANGED BY DELETING REDUNDANT LANGUAGE. THE LAW, AS IT EXISTS, OBLIGATES THE DEPARTMENT TO AUTHORIZE ITSELF. THIS CHANGE WOULD CLARIFY THE LAW AND REMOVE THE SUPERFLUOUS LANGUAGE.

UNDER SECTION 2

PARAGRAPH H HAS BEEN CHANGED TO REFLECT THE FACT THAT EACH INDIVIDUAL EMPLOYER, EACH TRAINING ESTABLISHMENT, OR EACH TRAINING FACILITY MUST BE APPROVED BY THE DEPARTMENT INDIVIDUALLY TO ENSURE THAT THE STANDARDS OF APPRENTICESHIP ARE BEING MET AND THAT EACH EMPLOYER HAS SUFFICIENT TRAINING CAPABILITIES TO TRAIN APPRENTICES. THE LAW, AS IT EXISTS, ALLOWS AN APPROVED EMPLOYER TO TRANSFER AN APPRENTICESHIP AGREEMENT TO ANOTHER EMPLOYER WHO

MAY NOT HAVE SUFFICIENT TRAINING CAPABILITIES TO CONFORM WITH THE STANDARDS OF APPRENTICESHIP. THE ADDITIONAL LANGUAGE IS NECESSARY SO THAT EACH APPRENTICE CAN BE ENSURED OF ADEQUATE, QUALITY TRAINING AND BECOME A SKILLED WORKER.

UNDER SECTION 2

A NEW PARAGRAPH 1 HAS BEEN ADDED TO THE LAW. THE NEW LANGUAGE REQUIRES A SPECIFIC RATIO OF APPRENTICES TO JOURNEYMEN IN ALL REGISTERED PROGRAMS. THIS ADDITION IS NECESSARY TO DEFINE SPECIFIC RATIOS IN ACCORDANCE WITH 29 CFR PART 29 (CODE OF FEDERAL REGULATIONS). RATIO PROVISIONS ARE NECESSARY TO ENSURE THAT EACH TRAINING ESTABLISHMENT APPROVED BY THE DEPARTMENT TO TRAIN APPRENTICES MUST EMPLOY SUFFICIENT JOURNEYMEN TO PROVIDE EACH APPRENTICE WITH ADEQUATE TRAINING, GUIDANCE AND ENSURE ON-THE-JOB SAFETY. THE DEPARTMENT WILL CONTINUE TO HONOR AND RECOGNIZE RATIO PROVISIONS AS ESTABLISHED IN EXISTING LABOR-MANAGEMENT BARGAINING AGREEMENTS.

UNDER SECTION 2

A NEW PARAGRAPH 2 HAS BEEN ADDED TO THE LAW AS IT EXISTS. THIS LANGUAGE HAS BEEN ADDED TO CONFORM WITH THE REQUIREMENTS OF 29 CFR PART 29 (CODE OF FEDERAL REGULATIONS) WHICH REQUIRES THE APPRENTICESHIP AGENCY IN THIS STATE TO GRANT ADVANCED STANDING OR CREDIT FOR PREVIOUSLY ACQUIRED EXPERIENCE, TRAINING, SKILLS, OR APTITUDE FOR ALL APPLICANTS EQUALLY, WITH COMMENSURATE WAGES FOR ANY PROGRESSION STEP SO GRANTED.

THE PRIMARY REASON FOR THE CHANGES, ADDITIONS, AND DELETIONS TO THE APPRENTICESHIP LAW OUTLINED AND EXPLAINED ABOVE IS TO AID THE APPRENTICESHIP BUREAU WITHIN THE DEPARTMENT OF LABOR AND INDUSTRY TO ADMINISTER APPRENTICESHIP PROGRAMS IN A UNIFORM

MANNER AND TO COMPLY WITH FEDERAL LAWS. BECAUSE PRIMARY FUNDING FOR THE APPRENTICESHIP BUREAU COMES FROM THE FEDERAL GOVERNMENT IT IS NECESSARY THAT THE APPRENTICESHIP BUREAU COMPLY WITH GUIDELINES, RULES AND REGULATIONS PROMULGATED BY THE FEDERAL GOVERNMENT. THESE CHANGES IN THE EXISTING LAW WOULD ENABLE THE APPRENTICESHIP BUREAU TO REMAIN THE RECOGNIZED APPRENTICESHIP AUTHORITY AND PROVIDE THE NECESSARY SERVICES TO THE POPULATION OF MONTANA TO ENSURE THAT THE APPRENTICES OF TODAY BECOME THE SKILLED WORKERS OF TOMORROW.



Exhibit 13

CITY OF BILLINGS

220 NORTH 27TH STREET
P. O. BOX 1178
BILLINGS, MONTANA 59103
PHONE (406) 248-7511

The City of Billings supports House Bill 331 as a measure which would allow municipalities to provide expanded bus service to the public and at the same time provide the operators of those buses the same opportunity for additional compensation as other municipal employees presently enjoy.

Currently, under 39-4-102, MCA, operators of motorbuses are prohibited from working more than 8 hours within any 24 hour period. However this law was written for operators of "long-haul" buses and does not take into consideration the special circumstances surrounding the operation of municipal bus systems. Unlike operators of "long-haul" buses, drivers of municipal buses have more breaks from behind the wheel to rest and therefore are capable of working more than 8 hours without endangering the passengers on those buses.

The ability of municipal bus drivers to work more than 8 hours in a 24 hour period as would be provided by House Bill 331 would be beneficial to the traveling public who either depend on or prefer City buses for transportation. Presently, if the need arises for municipal buses to operate more often or longer than the normal schedules call for, cities are faced with only 2 alternatives. One is to hire additional temporary drivers. This alternate means the cities must not only pay the wages of these additional part-time drivers but also the fringe benefits that are required. This alternative assumes that qualified part-time drivers can be found. At a time of rising costs and tighter funds to pay for services, this alternative is not always economically feasible and so the only

other alternative is not to provide the additional bus service to the public.

House Bill 331 would allow municipal bus drivers to chose to work overtime thus allowing cities to provide expanded bus service at times at a lower cost than the hiring of additional part-time drivers requires and insures that qualified drivers are operating the buses.

The City of Billings views House Bill 331 as a bill with only beneficial results and urges support and passage of this bill.

We the undersigned, feel as Bus Drivers for the City of Billings, are being discriminated against by not being permitted to drive in excess of eight (8) hours under the present state law. Because of the present statutes, we are deprived of the opportunity to accumulate overtime hours in driving our buses for charters or any special events which would exceed our normal eight (8) hour work day.

At present, other City of Billings employees operating equipment other than buses are eligible to receive overtime if they are requested to work more than eight (8) hours per day or forty (40) hours per week. This situation alone, reflects an inadequacy in the present state statutes and we feel we should have an equal opportunity to obtain overtime work the same as any other individual employed by the City of Billings working in other than a Bus Operator capacity. In addition, under the present statutes, it has been necessary for the City of Billings to obtain drivers from the outside of City employment to operate the buses during these special charters or events so as not to be in conflict with state law.

It our belief that one of the reasons this law was inacted, is the concern for safety. As experienced Operators, we also are concerned about safety and are certain that safety would not be sacrificed to obtain overtime work. This is quite evident when one reviews the Federal Motor Carriers Safety Regulations (Part 395.3) which allows Operators to drive in excess of eight (8) hours with adequate off-duty time.

In view of these facts, it is quite evident that the present state law has imposed undue and unfair restrictions on Bus Operators who, with our present economy, want to have the opportunity to obtain a means of supplementing our income through overtime work. We sincerely, hope that our testimony has provided you the first hand information on how we feel about the inadequacies of the present state statutes.

Therefore, be it known that we, the undersigned, are in support of House Bill 331 and urge all our elected officials to pass this bill and correct the inadequacies of our present state statutes.

NAME

John P. Williams
John R. Bishop
George J. Cappello

ADDRESS
1226 Ave "D" Billings, MT

2525 Glenwood Billings, MT
2519 Silverton B1gs
1024 10th Ave Laurel

NAMEADDRESS

Jeff Blugoff

Billings MT

Terry Hedrick

1224 Peiris

Lauren Husin

108 Jefferson St

Salt Anderson

2421 Phillips

Ron Stoffel

1417 - 6th Ave. N.

Marlene Sandig

1401 Howard Avenue

John Dobrich

761 Sapphi Av.

Yale Pickens

717 No. 15th

Star Marshall

#9 Bonanza Dr.

Timothy M Robertson

427 Wyoming

ROLL CALL

LABOR & EMPLOYMENT RELATIONS COMMITTEE

46TH LEGISLATIVE SESSION -- 1979

Date March 1, 1979

NAME	PRESENT	ABSENT	EXCUSED
HAROLD C. NELSON, VICE CHAIRMAN	✓		
GARY AKLESTAD	✓		
HAROLD L. DOVER	✓		
WILLIAM F. HAFFERMAN	✓		
JOHN (SANDY) MEHRENS			✓
BOB PALMER			✓
ELMER D. SEVERSON	✓		
RICHARD G. SMITH	✓		
BILL R. LOWE, CHAIRMAN	✓		

NAME: James J Murphy

DATE: 3/1/79

ADDRESS: 815 Front

PHONE: 419-2041

REPRESENTING WHOM? Division of Workers Cgrs.

APPEARING ON WHICH PROPOSAL: HB 306

DO YOU: SUPPORT X AMEND? _____ OPPOSE? _____

COMMENTS: Well move

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: W.R. DONALDSON DATE: 3-1-79

ADDRESS: Box 4210 - Helene -

PHONE: 449-2590

REPRESENTING WHOM? DSRS

APPEARING ON WHICH PROPOSAL: HB - 306

DO YOU: SUPPORT? X AMEND? _____ OPPOSE? _____

COMMENTS: Existing system can make this proposal effective

NAME: John J. Coughlin DATE: _____

ADDRESS: 1000 1/2 12th Street

PHONE: 423-1234

REPRESENTING WHOM? John J. Coughlin

APPEARING ON WHICH PROPOSAL: 1000 1/2 12th Street

DO YOU: SUPPORT? Yes AMEND? No OPPOSE? No

COMMENTS: None

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: _____ DATE: _____

ADDRESS: _____

PHONE: _____

REPRESENTING WHOM? _____

APPEARING ON WHICH PROPOSAL: _____

DO YOU: SUPPORT? _____ AMEND? _____ OPPOSE? _____

COMMENTS: _____

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Carol Bush DATE: 3-1-79

ADDRESS: Box 202 - Capitol Station

PHONE: 449-5600

REPRESENTING WHOM? Dept of Labor & Industry

APPEARING ON WHICH PROPOSAL: HB 214

DO YOU: SUPPORT? X AMEND? _____ OPPOSE? _____

COMMENTS: _____

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Dick Michaels DATE: 3/1/77

ADDRESS: 302 3rd Police Station

PHONE: 449-5600

REPRESENTING WHOM? Montreal Association Police

APPEARING ON WHICH PROPOSAL: A.B. 214

DO YOU: SUPPORT? AMEND? _____ OPPOSE? _____

COMMENTS: in readiness to answer questions that may arise from the
Senate Law Committee

NAME: 3037 CLASS: 3000 DATE: 3/1/77

ADDRESS: Plains, Mo.

PHONE: 826-3056

REPRESENTING WHOM? Mr. & Mrs. James

APPEARING ON WHICH PROPOSAL: 314

DO YOU: SUPPORT? AMEND? OPPOSE?

COMMENTS: _____

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: CHAD SMITH DATE: 3-1-79

ADDRESS: Box 604

PHONE: 442-2952

REPRESENTING WHOM? West Side, Inc.

APPEARING ON WHICH PROPOSAL: H.B. 331

DO YOU: SUPPORT? AMEND? OPPOSE?

COMMENTS:

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

SENATE Salon & Engd. Bld. COMMITTEE

BILL 214,306,331

VISITORS' REGISTER

DATE 3-1-79

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY

STANDING COMMITTEE REPORT

March 1

19 79

MR.President:.....

We, your committee onLabor & Employment Relations.....

having had under considerationHouse..... Bill No.214.....

Respectfully report as follows: That.....House..... Bill No.214.....
consent calendar bill be concurred in as amended:

1. Page 5, line 17.

Following: "AGREEMENTS"

Insert: "or as established by an industry practice"

BE CONCURRED IN AS AMENDED

DEGRASSI J. J.
J. J.

STANDING COMMITTEE REPORT

March 1, 1979

MR. President:

We, your committee on Labor & Employment Relations,

having had under consideration House Bill No. 306,

Respectfully report as follows: That House Bill No. 306,

BE CONCURRED IN
DUNN

STANDING COMMITTEE REPORT

.....March 1,.....1979.....

MR.President:.....

We, your committee onLabor & Employment Relations.....

having had under considerationHouse..... Bill No. 331.....

Respectfully report as follows: That.....House..... Bill No. 331.....

BE CONCURRED IN

331-265X

STANDING COMMITTEE REPORT

.....March 2, 1979.

MR. President:

We, your committee on Labor & Employment Relations.....

having had under considerationHouse..... Bill No. 413.....

Respectfully report as follows: ThatHouse..... Bill No. 413,
third reading bill, be concurred in as amended:

1. Title, line 11.
Following: "7-32-4135,"
Insert: "AND"

2. Title, line 12.
Following: "7-32-4136,"
Strike: "AND 19-9-104,"

3. Page 3, line 1 through line 6 on page 6.
Strike: Section 4 in its entirety

Insert: "Section 4. THERE IS A NEW MCA SECTION THAT READS: Contributions. (1) When an officer receives compensation under [Section 1] the member contributions for retirement required under 19-9-601 will be paid on the total compensation received under [Section 1] and the employer contribution paid by the municipalities under 19-9-703 and the state contribution under 19-9-702 shall include as part of the salaries paid to police officers all compensation received under [Section 1].

(continued)

Labor & Employment Relations Committee

HB #413

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March 1 1979

The service represented by these contributions will be credited in the same manner as provided in 19-9-401.

(2) When an injured officer accepts a transfer under [Section 3] to a non-police position within the municipality covered under 19-3-401, all service and contributions previously credited with the municipal police officers' retirement system shall be transferred from the municipal police officers' retirement system retirement account in the agency fund along with the interest to the public employees' retirement system agency fund. The employer contributions and interest transferred will be equal to the amount that would have been contributed had the transferred service been normal employment covered under the public employees' retirement system."

And, as so amended,
BE CONCURRED IN