

MINUTES OF THE MEETING
BUSINESS & INDUSTRY COMMITTEE
MONTANA STATE SENATE

March 24, 1979

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 at 12:15 p.m.

ROLL CALL: All members were present.

RE: HOUSE BILL 649: The Committee met to take executive action on House Bill 649, sponsored by Representative Daniel Kemmis.

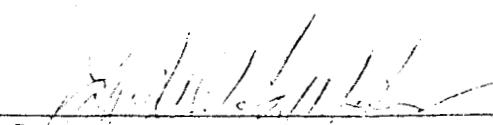
Staff Attorney Bob Pyfer explained three proposed amendments to HB 649 to the Committee. These amendments were offered by Representative Kemmis and are attached to the minutes.

DISPOSITION OF HOUSE BILL 649: Senator Dover moved the proposed amendments Do Pass. The Committee voted unanimously to adopt the amendments to HB 649.

Senator Dover moved that House Bill 649 Do Pass as so amended. The Committee voted that HOUSE BILL 649 BE CONCURRED IN AS SO AMENDED. Senator Lowe was the only "no" on the voice vote.

A Statement of Intent accompanied the bill. This Statement of Intent is attached to the minutes. Senator Blaylock moved to accept the Statement of Intent. The Committee voted to accept the Statement of Intent. Senator Lowe was the only "no" on the voice vote.

ADJOURN: There being no further business, the meeting was adjourned at 12:25 p.m.



Senator Frank Hazelbaker, Chairman

ROLL CALL

BUSINESS & INDUSTRY COMMITTEE

46TH LEGISLATIVE SESSION - - 1979

Date March 12

NAME	PRESENT	ABSENT	EXCUSED
Pat Goodover, Vice Chairman	✓		
Chet Blaylock	✓		
Harold Dover	✓		
Tom Hager	✓		
Allen Kolstad	✓		
Bill Lowe	✓		
John Mehrens	✓		
Bob Peterson	✓		
Pat Regan	✓		
Frank Hazelbaker, Chairman	✓		

STANDING COMMITTEE REPORT

March 24, 1979

MR. President:

We, your committee on Business and Industry,

having had under consideration House Bill No. 649,

Kennis (Dover)

Respectfully report as follows: That House Bill No. 649,
third reading bill, be amended as follows:

1. Page 1, line 22.

Following: "the"

Insert: "not exceeding the"

Following: "equivalent of"

Strike: "to"

Insert: "of"

Following: "rate of"

Strike: "BETWEEN 5% AND"

Insert: "of"

2. Page 1, line 23.

Following: "advanced"

Insert: "for the installation of energy conservation materials."

The utility shall charge interest equivalent to a rate between
5% and 7% per year on the declining balance of the sum advanced
for installation of recognized nonfossil forms of energy generation
systems"

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3. Page 2, line 14.
Following: "apply"
Insert: "one-half"

And, as so amended
BE CONCURRED IN

STANDING COMMITTEE REPORT

March 24, 1979

MR. President:

We, your committee on **Business and Industry**,

having had under consideration **Statement of Intent, House** Bill No. 649,

Respectfully report as follows: That **Statement of Intent, House** Bill No. 649 be adopted.

STATEMENT OF INTENT RE: HB 649

A statement of intent is required for HB 649 in that it delegates authority in section 1 which may have the effect of requiring the public service commission to adopt some additional rules relating to loans for nonfossil forms of energy generation.

It is intended that such rules set forth a mechanism for determining on a periodic basis the prevailing average interest rate for home improvement loans. In the case of new construction,

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the rules should also set forth a mechanism for apportioning the total amount of interest charged between the nonfossil form of energy generation and the value of the remainder of the structure. It is further intended that woodburning stoves are not included in the definition of nonfossil forms of energy generation for purposes of this act.

First adopted by the Senate Business and Industry Committee on the 24th day of March, 1979.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 649, THIRD READING COPY
Representative Kemmis

1. Page 1, line 22.

Following: "the"

Insert: "not exceeding the"

Following: "equivalent of"

Strike: "TO"

Insert: "of"

Following: "rate of"

Strike: "BETWEEN 5% AND"

Insert: "of"

2. Page 1, line 23.

Following: "advanced"

Strike: "."

Insert: "for the installation of energy conservation materials.

The utility shall charge interest equivalent to a rate between 5% and 7% per year on the declining balance of the sum advanced for installation of recognized nonfossil forms of energy generation systems."

3. Page 2, line 14.

Following: "apply"

Insert: "one-half"

STATEMENT OF INTENT

RE: HB #649

A Statement of Intent is required because House Bill #649 delegates authority in Section 4 which may have the effect of requiring the Public Service Commission to adopt some additional rules relating to loans for nonfossil forms of energy generation.

The Legislature intends that such rules shall set forth a mechanism for determining on a period basis the prevailing average interest rate for home improvement loans. In the case of new construction, the rules should also set forth a mechanism for apportioning the total amount of interest charged between the nonfossil form of energy generation and the value of the remainder of the structure. It is the further intention of the Legislature that woodburning stoves are not included in the definition of nonfossil forms of energy generation for purposes of this act.

END