

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

February 17, 1981

The meeting of the Labor & Employment Relations Committee was called to order by Chairman Harold Nelson on February 17, 1981, in Room 404 of the State Capitol at 1:15 p.m.

ROLL CALL: All members of the Committee were present.

ACTION ON SENATE BILL 313:

Staff Attorney, Katherine Orr, distributed proposed amendments by Senator Aklestad to SB 313.

Senator Goodover moved that the proposed amendments to SB 313 Do Pass.

The proposed amendments were discussed by the Committee, and a Roll Call Vote was taken on Senator Goodover's motion. On a Roll Call Vote, the amendments to SB 313 passed by a unanimous vote except for Senator Norman who abstained from the vote. This Roll Call Vote is attached to the minutes.

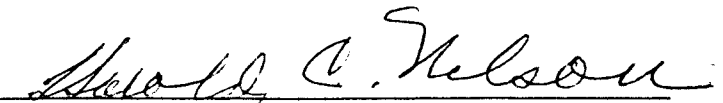
Senator Aklestad made a motion that Senate Bill 313 Do Pass As Amended. On a Roll Call Vote, the Committee voted 5-3 that SENATE BILL 313 DO PASS AS AMENDED. This Roll Call Vote is attached to the minutes.

ACTION ON SENATE BILL 360:

Senator Keating made a motion that Senate Bill 360 Do Pass. On a Roll Call Vote, the Committee voted 5-3 that SENATE BILL 360 DO PASS. The Roll Call Vote is attached to the minutes.

Senator Ryan moved that Senate Bill 378 Do Pass, but he later withdrew this motion.

ADJOURN: There being no further business, the meeting adjourned at 2:28 p.m.



Senator Harold C. Nelson, Chairman

mln

ROLL CALL

LABOR & EMPLOYMENT RELATIONS COMMITTEE

47th LEGISLATIVE SESSION - - 1981

Date Feb. 17

NAME	PRESENT	ABSENT	EXCUSED
GARY C. AKLESTAD, VICE-CH.	✓		
MIKE ANDERSON	✓		
PAT M. GOODOVER	✓		
WILLIAM HAFFERMAN	✓		
THOMAS F. KEATING	✓		
BILL NORMAN	✓		
PATRICK L. RYAN	✓		
HAROLD C. NELSON, CHAIRMAN	✓		

Each day attach to minutes.

STANDING COMMITTEE REPORT

February 17, 1981

MR. PRESIDENT

We, your committee on LABOR & EMPLOYMENT RELATIONS

having had under consideration SENATE Bill No. 313

Respectfully report as follows: That SENATE Bill No. 313
be amended as follows:

1. Title, line 7.
Following: "EMPLOYMENT"
Strike: "AND"
Insert: ";

2. Title, line 8.
Following: "ENTITY"
Insert: "AND TO REQUIRE COVERAGE UNDER THE WORKERS' COMPENSATION
ACT AND OTHER ACTS APPLYING TO 'INDEPENDENT CONTRACTORS'"

3. Page 20.
Following: line 22
Insert: "Section 7. Applicability and coverage of other acts.
(1) A business entity as provided in [section 3] is an
'independent contractor' for purposes of the Workers' Compensation
Act and the Occupational Disease Act.
(2) Any contract between a business entity and the business
for which services of the business entity are being performed

~~UNCLASSIFIED~~

(continued)

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shall contain a provision that the business entity has obtained for itself and for its employees, where applicable, coverage under the Workers' Compensation Act and the Occupational Disease Act for the duration of the contract."

HC
And, as so amended,
DO PASS

SENATE COMMITTEE LABOR & EMPLOYMENT RELATIONS

Date Feb. 17, 1981 Senate Bill No. 313 Time 1:46

NAME	YES	NO
GARY C. AKLESTAD, VICE-CHAIRMAN	✓	
MIKE ANDERSON	✓	
PAT M. GOODOVER	✓	
WILLIAM HAFFERMAN	✓	
THOMAS F. KEATING	✓	
BILL NORMAN	abstain	—
PATRICK L. RYAN	✓	
HAROLD C. NELSON, CHAIRMAN	✓	

Marpie Nichols
Secretary

Harold C. Nelson
Chairman

Motion: by Senator Goodover, to pass the amendments
to HB 313 proposed by Senator Aklestad.

The amendments passed by unanimous vote except
for Senator Norman who abstained from voting.

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

SENATE COMMITTEE LABOR & EMPLOYMENT RELATIONS

Date Feb. 17, 1981 Senate Bill No. 313 Time 2:02

NAME	YES	NO
GARY C. AKLESTAD, VICE-CHAIRMAN	✓	
MIKE ANDERSON	✓	
PAT M. GOODOVER	✓	
WILLIAM HAFFERMAN		✓
THOMAS F. KEATING	✓	
BILL NORMAN		✓
PATRICK L. RYAN		✓
HAROLD C. NELSON, CHAIRMAN	✓	

Margie Nichols
Secretary

Harold C. Nelson
Chairman

Motion: by Senator Aklestad that SB 313 do Pass as Amended.

Passed 5-3 vote.

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

STANDING COMMITTEE REPORT

February 17, 1931

MR. PRESIDENT

We, your committee on LABOR & EMPLOYMENT RELATIONS

having had under consideration SENATE Bill No. 360

Respectfully report as follows: That SENATE Bill No. 360

DO PASS

g.l.

SENATE COMMITTEE LABOR & EMPLOYMENT RELATIONS

Date Feb. 17, 1981 Senate Bill No. 360 Time 2:16

NAME	YES	NO
GARY C. AKLESTAD, VICE-CHAIRMAN	✓	
MIKE ANDERSON	✓	
PAT M. GOODOVER	✓	
WILLIAM HAFFERMAN		✓
THOMAS F. KEATING	✓	
BILL NORMAN		✓
PATRICK L. RYAN		✓
HAROLD C. NELSON, CHAIRMAN	✓	

Margie Nichols
Secretary

Harold C. Nelson
Chairman

Motion: by Senator Keating that AB 360 Do Pass.

Passed 5-3 vote.

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