

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

March 1, 1983

The meeting of the Labor Committee was called to order by Chairman Gary C. Aklestad on March 1, 1983, at 1:00 p.m. in Room 404, State Capitol.

ROLL CALL: All members of the Committee were present with the exception of Senator Blaylock who was excused.

CONSIDERATION OF HOUSE BILL NO. 14:

Chairman Aklestad introduced Representative Vincent, sponsor of House Bill No. 14, to the Committee and Representative Vincent presented the bill to the Committee.

Representative Vincent stated that House Bill 14 was by request of the Code Commissioner and addresses language clarification.

Representative Vincent asked Legislative Council Attorney, Greg Petesch, to further explain House Bill 14 to the Committee.

PROPOSERS OF HOUSE BILL NO. 14: None were present at the hearing.

OPPOSERS OF HOUSE BILL NO. 14: None were present at the hearing.

QUESTIONS FROM THE COMMITTEE ON HOUSE BILL NO. 14:

Senator Lynch asked about changes in the bill.

Greg Petesch stated that the repealed sections do away with massage therapist regulations.

Senator Keating: Do all the repealed sections relate to massage therapists?

Greg Petesch: Yes, they do.

Since there were no further questions from the Committee, Chairman Aklestad called the hearing closed on House Bill No. 14.

CONSIDERATION OF HOUSE BILL NO. 142:

Chairman Aklestad called on Dave Hunter from the Department of Labor to explain the bill to the Committee since the sponsor, Representative Harper, could not be present at the beginning of the hearing.

House Bill No. 142 is an act to change the provision of 50-percent reduction for the amount of pension received in calculating unemployment compensation to a proportionate amount where the claimant has contributed in part to the pension.

Dave Hunter stated that the Department is trying to bring the law in compliance with federal statutes.

QUESTIONS FROM THE COMMITTEE ON HOUSE BILL NO. 142:

Senator Goodover asked how the bill would affect funding.

Dave Hunter stated that it would have very little effect on it.

Senator Goodover questioned language in the title of the bill.

Staff Attorney, John MacMaster, stated that he thought the language in the bill was alright.

Senator Lynch: We don't call it unemployment compensation any longer, but it is now called unemployment benefits.

John MacMaster stated that this was correct.

Senator Goodover: If the bill doesn't have any real impact, what is the real purpose of the bill?

Dave Hunter: We can live without the bill, but it would be better to be in compliance with the federal changes.

Senator Aklestad: Is it mandatory that we change?

Dave Hunter: The federal office will tell you that this bill is mandatory.

Representative Harper made closing remarks in support of House Bill No. 142.

Chairman Aklestad called the hearing closed on House Bill No. 142.

ACTION ON HOUSE BILL NO. 225:

There was discussion on Representative Asay's amendment to House Bill 225 which was presented to the Committee at the hearing on February 15.

Representative Asay's amendment is as follows:

New Line 6 - (3) Before assuming the duties and responsibilities of a mine inspector a person must have satisfactorily completed the state mine inspector course.

Dave Hunter stated that the Department has had trouble hiring qualified boiler inspectors and mine inspectors, and this bill would give them the ability to hire someone under the state classification plan.

He further stated that he thought they could live with Representative Asay's amendment.

Dave Hunter stated that they would like the bill as originally intended without the amendments on page 2.

Dave Hunter told the Committee that the Department would write a job description to coincide with the state pay plan for the inspectors.


Senator Goodover moved that on page 2, lines 2 through 10 be deleted. On a Roll Call Vote, the motion carried 5-3. This Roll Call Vote is attached.

ACTION ON HOUSE BILL NO. 226:

Dave Hunter stated that the Department has the same restrictive requirement as in House Bill No. 225. The issue is pay. An inspector can get a much higher salary in the private sector than a Grade 13 the state pays.

Senator Keating moved that Senate Bill No. 226 Do Not Pass. On a Roll Call Vote, the motion tied 4-4. Therefore, SENATE BILL NO. 226 STAYS IN COMMITTEE. The Roll Call Vote is attached.

ADJOURN: There being no further business before the Committee, the meeting was adjourned at 1:50 p.m.



Senator Gary C. Aklestad, Chairman

SENATE COMMITTEE LABOR

Date 3/1/83 House Bill No. 225 Time 1:40

NAME	YES	NO
TOM KEATING, VICE-CHAIRMAN	✓	
JACK GALT	✓	
PAT GOODOVER	✓	
DELWYN GAGE	✓	
CHET BLAYLOCK	✓	
JOHN LYNCH		✓
DICK MANNING		✓
GARY AKLESTAD, CHAIRMAN		✓

Marjorie Nichols
Secretary

Senator Gary C. Aklestad
Chairman

Motion: Senator Goodover moved that on page 2,
lines 2-10 be deleted.

Motion carried 5-3.

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

SENATE COMMITTEE LABOR

Date 3/1/83 House Bill No. 226 Time 1:45

NAME	YES	NO
TOM KEATING, VICE-CHAIRMAN	✓	
JACK GALT		✓
PAT GOODOVER		✓
DELWYN GAGE		✓
CHET BLAYLOCK		✓
JOHN LYNCH	✓	
DICK MANNING	✓	
GARY AKLESTAD, CHAIRMAN	✓	

Marjorie Nichols
Secretary

Senator Gary C. Aklestad
Chairman

Motion: Senator Keating moved that HB #226
Do Not Pass.

4-4 vote. Motion fails

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

DATE 3/1/83

COMMITTEE ON LABOR & EMPLOYMENT RELATIONS

VISITORS' REGISTER

NAME	REPRESENTING	BILL #	Check One	
			Support	Oppose
<i>Greg Petesch</i>	<i>Leg Council</i>	<i>H.B. 14</i>		

(Please leave prepared statement with Secretary)