

MINUTES OF THE MEETING  
BUSINESS AND INDUSTRY COMMITTEE  
MONTANA STATE SENATE

March 16, 1983

The meeting of the Business and Industry Committee was called to order by Chairman Allen Kolstad on March 16, 1983, at 10:00 a.m., in Room 404, State Capitol.

ROLL CALL: All members of the Committee were present.

CONSIDERATION OF HOUSE BILL 529: An act to increase the fees for examining consumer loan businesses and providing an effective date.

Representative Hal Harper stated this is an act to increase the fees for examining consumer loan business. This bill was at the request of the Department of Commerce.

PROPOSERS TO HOUSE BILL 529: Les Alke, Department of Commerce, stated this bill increases the fee which has not been changed since 1971. At the request of the Council on Management all fees pay the total cost for all services performed. This approximates the total cost of the man in the field.

There were no further proponents and no opponents.

QUESTIONS FROM THE COMMITTEE: Senator Dover asked why are they doubled? Mr. Alke stated they never did cover the full cost. The public was served by subsidizing some of the costs. We are talking about 12 years since fees have been raised.

Senator Dover asked what are your costs in this area? Mr. Alke stated according to our centralized services the cost for keeping one man in the field approximates \$100 per day.

In closing, Representative Harper stated he understands from the Department of Commerce this examination has been designed so that it will take 1/3 less time.

The hearing was closed on House Bill 529.

CONSIDERATION OF HOUSE BILL 527: An act to limit the present exemption from taxation for television district services for subscribers to a community antenna system to subscribers to such a system that does not directly or indirectly use any signal repeated by the television district.

Representative Ted Schye stated this bill was introduced at the request of the Translator Board. The rural areas has enabled people to have access to TV in remote areas. For over 20 years there has been an exemption for cable TV on the tax to the subscribers. It seems reasonable that people who do not wish to utilize cable systems should not have to support the cable system. The rural taxpayers are subsidizing the cable system which they could not use. If they are using the signal they should pay their fair share of the tax. The members of the translator district are currently upgrading by bringing in a PBS system. He asked favorable consideration of this bill.

PROPOSERS TO HOUSE BILL 527: Everett Brekenger, Chairman of the TV Tax District #1, stated for the majority of Montana residences there is no such thing as free TV unless you live within the proximity of a TV station. The rest have to bring in the signal by cable companies or transmittal systems. The original intent of the law was not to exempt cable people if they benefitted from a transmitter signal. This clarification would allow them to tax those who benefit or view the signal. In the past years the cable has used two of the signals. Recently they have dropped one signal. The people like the alternative programming that the signals here bring in. It is not fair to ask the rest of the translator people to pay for something others get for free. In the near future we hope to bring in a PBS signal as the local cable company has not provided one for their customers. They know of people who will want to use their rabbit ears to use the signal. It is only fair to tax those who use their signal. He urged the committee to concur in this bill. He read a letter from Nat Allen which he wanted to be in the record. (Exhibit No. 1)

Senator Mark Etchart offered an amendment which he hoped would help resolve the situation. (Exhibit No. 2) The problem is that the translator district has a couple signals which the cable system has been picking up. The cable operators dropped this channel and are now not supplying this signal. They are thinking of bringing in a PBS signal which would be a 100-watt signal. According to the FCC the cable people have no choice but to use the signal. His amendment would say that the TV district in some districts could charge a prorata share of the signal that they get. The way the situation would be the people in town on cable would be forced to pay the full ride on the TV district as well as the cable district. This would be double taxation. Cable is costly as it is and people will be forced to drop one service or another. He is a proponent of the bill as amended.

OPPOSERS TO HOUSE BILL 527: Tom Harrison, Montana Cable TV, stated they have quite a number of people from around the state. He pointed out this is solely a single area problem in Glasgow. He hopes that this has been resolved. Glasgow handles four channels. Microwave provides a separate source for two channels by the cable company. The problem arose with the other two and they have not been taken off. He pointed out White Sulphur Springs, Philipsburg, Boulder, Harlowton, Stanford, Ashland, Hardin and Drummond among others are on translators now and have no problems. It is our position that this is not a matter that deserves a state law. They ought not be subsidized by people who do not need that service. He asked this bill be not concurred in.

Warren O'Keefe stated he opposed this bill. His written testimony is attached to the minutes. (Exhibit No. 3)

Bonnie Hansen stated if they do not carry the signal someone could put up rabbit ears. This is going to be an administrative nightmare if we adopt Senator Etchart's amendments. She thinks the bill even with those amendments should not be passed.

Tom Austin, Western Satellite, Inc., stated they operate in small communities of 500 homes or less, Thompson Falls, Boulder, and others

because of the cost of microwave they use the transmitters. There is no cooperation. The Boulder Transmitter group had a meeting and they are making sure there is no economic hardship. Translator groups were formed to provide over the air broadcast. The new technology communications act is so outdated you cannot keep up with it. The translator group can tax everyone. In Terry, Montana, the cable subscribers totally support the translator. Boulder had the influx of people when they were putting up the power lines. If they were a renter they did not get taxed. It is a double taxation. They can scramble their system and the people can buy a decoder. There are ways to resolve this it doesn't need to be through the law.

Walter Horton stated in Sidney they have one translator and in Wolf Point they have four. Like Tom has said, we receive the microwave signals. Two are the same. Even though we are using these same signals and are paying for them, the people will be taxed for them. He asked that this bill be not concurred in.

Wesley Huffman, Helena Cable TV, stated he opposed this bill. His written testimony is attached to the minutes. (Exhibit No. 4)

Other opponents to the bill who did not have a chance to testify but stated they opposed this bill are the following: Bob Schultz, Hank Cessman, Marie Vanio, Doug Rice, Tom Glendering, Larry Brodie, Walter Horton, Ken Young, Jim Littsner, Don De Shaw, and Don Henke.

QUESTIONS FROM THE COMMITTEE: Senator Fuller stated I think you suggested that people from cable would in in effect breaking the law. Isn't there some requirement that after 100-watts they are mandated to carry that signal? Representative Schye stated yes, they would but they didn't have to pay for it.

Senator Goodover asked someone suggested that they in effect were stealing it in that situation they would be required to carry it? Representative Schye stated yes in that situation. Mr. Brekenger stated none of the signals that we have now are 100-watts.

Senator Christiaens asked how do you feel about Senator Etchart's amendments? Representative Schye stated we would have to look at them a little more.

Senator Goodover asked how would you address the problem of the Wolf Point cable that has it available either from cable or microwave? Representative Schye stated the microwaves are on the little rockies and belong to those people not to the translators. If they don't use the translators they should not be taxed for it.

Senator Regan asked I wanted to clear up one point on the amendment. She thought the collection would be through the cable company but it would be through the taxing authority? Ms. Hansen stated this is going to go through the assessors office. This is going to be a procedure for them that they will not like.

Senator Goodover asked if the problem is as a result of the Glasgow

problem and they have dropped the station what is the need for the plan? Representative Schye stated the Translator Board now is trying to bring in a PBS station. If they bring that in, the cable could bring that off and offer that. Ms. Hansen stated she can go through satellite. She understands the system will be 100-watts and they will be forced to carry it and then the subscribers will have to pay the tax. She stated she polled the people 86% to 14% to pull the Willison transmitter if they brought in PBS.

In closing, Representative Schye stated he can appreciate the cable companies that do help the translators. Now when the cable companies come in and take that signal and use it in their program those people should be taxed if they are using it. If the people who do not want to pay the tax go to the courthouse and state they do not use the channels, they will not have to. They do not check and this has been going on for years.

The hearing was closed on House Bill 527.

CONSIDERATION OF HOUSE BILL 451: An act to require contractors on state-funded construction, renovation, or demolition projects to participate in approved apprenticeship training programs.

Representative William "Red" Menahan stated he has others to testify on the bill.

PROPOSERS TO HOUSE BILL 451: Gene Vuckovich, RMAC & WACA, stated he supports this bill. His written testimony is attached to the minutes. (Exhibit No. 5)

Ed Murphy representing the Ironworkers Local #81, stated they support this bill. His written testimony is attached to the minutes. (Exhibit No. 6)

Don Judge, Montana State AFL-CIO, stated they support this bill. His written testimony is attached to the minutes. (Exhibit No. 7)

Jim Mays, representing Local 400, stated they support this bill. His written testimony is attached to the minutes. (Exhibit No. 8)

OPPONENTS TO HOUSE BILL 451: William Olson, Montana Contractors Association, stated they opposed this bill. His written testimony is attached to the minutes. (Exhibit No. 9)

John Hollow, representing Montana Home Builders, stated this bill does nothing for apprentices. It does not require that an apprentice be on the job. It really requires only an apprentice program. There are also joint apprentice programs in effect. Those are union and individual. This is what you have this program for but this program does not include an apprentice. It requires people to go through a process that does not help anyone in the end. All the requirements for apprentice training for individuals does not apply to this bill. I am not suggesting that you add this to it and I don't think you want that either. This bill is just making work for someone but benefits no one. 80% of the programs

are individual programs. The other 20% are JAC programs and anyone who is a signatory to an economic agreement through a process becomes a participant and therefore is eligible to bid. If there is a benefit it is a benefit to the union shop. An individual before he can bid he must fill out a form. You then have to get a whole program approved. There is a considerable difference in that. There are about 240 programs in the state. Mr. Olson stated 2,000 contractors that are not independent contractors. A large percentage of those people must go through this program and for the state bidding process to go on they must become part of the program and then after you have done that you have done nothing for apprentices because this bill does not cover that. This bill talks about projects funded in whole or in part by state funds. They do both. Even the small guy who just builds homes it talks about state funded projects. There is a question whether or not everyone building houses funded through the Board of Housing may have a problem. Even after you have this simple program here one of the things it provides for is supervision, a probationary period, recordkeeping and at the end it applies to disqualifications if a person does not comply. The degree of supervision is going to increase costs on the state projects. He seriously thinks this is not a good idea.

Charles Chamberlain, Associated Builders and Contractors, Inc., stated they oppose this bill. His written testimony is attached to the minutes. (Exhibit No. 10)

Larry Lockrem, Associated Builders and Contractors, stated he is opposed to House Bill 451. He does have clarification from Mr. Driscoll that in order to be in compliance apprentices will be used. Their industry was one of the biggest employment losers in 1982. The construction industry had 1900 unemployed craftsmen last year. In a recovery year there probably won't be enough employment for the already trained personnel. What happens to these new trainees after you have trained them? He is not opposed to the training he is opposed to forced training. He urged an unfavorable vote from the committee.

Chad Smith, Montana Land Improvement Contractors, stated I think the keynote word they see is "necessary". They didn't see anything being accomplished by this bill. Those employed are now being trained on the job. They want to maintain flexibility so they can train the people on jobs as they come up. This program offers no guidelines as to how it is going to be run; however, it is going to be union oriented. At the present time there aren't too many jobs available. This is a seriously depressed industry and cannot take anymore costs. Most of the benefits are imaginary. The way to train is train the person on the job. He asked that House Bill 451 be not concurred in.

Archie Johnson, MLICA, stated he represents 3-5 employees. They do not have room for a forced apprentice program. This is another bureaucratic means of forcing something on them that they cannot afford and eliminates them from bidding on a state-funded project. They are training people at all times. It is detrimental to their organization.

Others who did not have a chance to testify but indicated they were opposed to House Bill 451 are the following: Bob Salion, Ed Alberts,

James Zion, Tom Williams, Don Pyle, Hugh Brindley, Ken Kramer, Frank Jones, Dwayne Schaeffer, Frank Armknect, Ken Robbins, Dick Anderson, Doug Baeker, Greg Sampson, Chuck Rowland, Stan Dugdale, John Long, Jerry Hamlin, Oliver Eckart.

Senator Goodover gave the secretary all the mail he had received on this bill for the record. (Exhibit No. 11)

There were no further proponents nor opponents.

QUESTIONS FROM THE COMMITTEE: Senator Gage asked could those who are here in contracting business who have participated in state-funded projects over \$5,000 please raise your hand.

Senator Christiaens asked on line 24 & 25 it was alluded that possibly not both of those are necessary. Mr. Judge stated yes they are.

Senator Gage asked under this section if a subcontractor is awarded a contract that subcontractor would also need to have a program? Representative Menahan stated it could be signatory to the group.

Senator Goodover asked there was a comment made by Mr. Murphy that we should see the enthusiasm for learning? Is that true of the people that the journeymen do less and get paid less? Mr. Judge stated I think the comment that was made by Mr. Murphy was for people entering a program that will allow them to earn a higher standard of living. The statement I made was that apprentices make less not journeymen and the production is less. Mr. Murphy stated in the first place I am talking about the journeymen. He is talking about their enthusiasm for learning classes that he teaches in Butte. Yes, it is true that they start before the lunchperiod and they don't want to quit at quitting time. A lot of them worked for the Anaconda Company where they didn't do welding. After they have left they found out that is a part of the trade.

Senator Fuller asked several of the opponents have indicated the thing wrong with this bill is an additional cost? Mr. Olson stated the cost through the State of Montana is the cost of the program.

Senator Fuller asked what is the cost to the engineer? Mr. Olson stated he could not put a figure on it. You have to recognize that you are probably looking at a percentage figure of 1 or 2%. I don't know what that figure would be.

Senator Dover asked when you are working for the State is their an exception for that for wages for apprentices? Mr. Judge stated there are apprentice rates just as there are journeymen rates set. Mr. Judge stated that is the only time under the Little Davis Bacon Act that a contractor can pay below the journeymen prevailing rate. We have rates when they have this program. Both state and federal agencies check contractors when they are paying below the prevailing rate. It gives them an opportunity to pay a person at a lower rate than the going rate even though they don't do as much. Representative Menahan stated that is what I implied too. Under those provisions you can hire an

apprentice. As brought up, there are 113 nonunion programs that are signatory and do have these programs.

The hearing was closed on House Bill 451.

ACTION ON HOUSE BILL 638: Senator Dover made the motion that House Bill 638 Be Concurred In. Senator Christiaens seconded the motion.

The Committee voted unanimously, by voice vote, that HOUSE BILL 638 BE CONCURRED IN.

ACTION ON HOUSE JOINT RESOLUTION 14: Senator Dover made the motion that the proposed amendments be adopted. Senator Fuller seconded the motion. (Exhibit No. 12)

The Committee voted unanimously, by voice vote, that the proposed amendments to HOUSE JOINT RESOLUTION 14 BE ADOPTED.

ADJOURN: There being no further business, the meeting was adjourned at 11:35 a.m.

  
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ALLEN C. KOLSTAD, CHAIRMAN





STANDING COMMITTEE REPORT

March 16

19 83

PRESIDENT

MR. ....

BUSINESS AND INDUSTRY

We, your committee on .....

HOUSE

638

having had under consideration ..... Bill No. ....

HANSEN (CHRISTIAENS)

HOUSE

638

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

BE CONCURRED IN

~~XXXXXX~~  
DO PASS

CHAMBERS OF  
Judge Fourteenth Judicial District

Meagher, Wheatland, Golden Valley and Musselshell Counties

CHAMBERS AT  
ROUNDUP, MONTANA 59072  
PHONE 323-1701

DON W. LARSEN, Court Reporter

NAT ALLEN, Judge

Re: MCA 7-13-2529  
H.B. 527

~~Rep. Dan Yardley~~  
~~House of Representatives~~  
~~Capitol Building~~  
~~Helena, Montana 59601~~

~~Dear Dan:~~

I am writing to tell you why I support H.B. 527, which removes the exemption for CATV subscribers if their cable company gets some of its signals from the tax district's hardware.

It costs money to bring these signals long distances and when the tax district has performed this service, it only seems equitable that anyone who uses this signal should help pay for it.

After all, that is what cable TV is all about. If you don't pay for their service, they cut you off. I know of some cable outfits in other states that pay translator operators for using their signals. These are the exception to the rule, however.

In the Roundup TV Tax District, we bring in the three networks now. We have just signed a contract for \$28,000.00 to get Public Broadcasting Service (PBS) from a satellite. As soon as we are on the air, the local cable company will steal it from us, as they are legally allowed to do, under the Fortnightly case. That will leave 35% of this town benefitting greatly from our large expenditure and contributing nothing. H.B. 527 will correct this injustice.

Please support it. Thank you.

Very truly yours

  
NAT ALLEN

dcr

AMENDMENTS TO HOUSE BILL NO. 527 - Third Reading Copy

1. Title, line 6.

Following: "SYSTEM TO"

Strike: The remainder of line 6, line 7 in its entirety, and through "BY" on line 8.

Insert: "AN AMOUNT INVERSELY PROPORTIONAL TO THE NUMBER OF SIGNALS OF"

2. Title, line 8.

Following: "DISTRICT"

Insert: "USED BY THE COMMUNITY ANTENNA SYSTEM"

3. Page 1, line 14.

Following: line 13

Strike: lines 14 through 23 in their entirety and through "they" on line 24

Insert: "Exemption from payment of the tax for the support of television services is allowed for taxpayers in the television district who:

(a) do not receive the signal of the television translator station, or

(b) receive direct reception from the television station from which the television translator repeats a signal, or

(c) are subscribers in good standing to a community antenna system uses a signal repeated by the television district for which the community antenna system has no source independent of the television district or which the community antenna system elects to use rather than a signal received independently, the taxpayers are subject for a portion of the total tax of the television district equal to the proportion that the number of television district signals used by the community antenna systems bears to the total number of signals offered by the community antenna system.

(2) If a community antenna system is required by regulations of the federal communications commission to carry a signal that is repeated by a television translator, the taxpayers who are members of the community antenna system are subject to assessment by the television district for a portion of the total tax of the television district equal to the proportion that the number of signals required to be carried by federal communications commission regulations bears to the total number of signals carried by the community antenna system.

(3) To qualify for the exemptions in subsections (1) and (2), the taxpayer must"

(This sheet to be used by those testifying on a bill.)

NAME: WARREN O'KEEFE DATE: MAR 16, 83

ADDRESS: 2413 6th St. NW Great Falls

PHONE: 761-3518

REPRESENTING WHOM? Self- Fairfield Cable TV

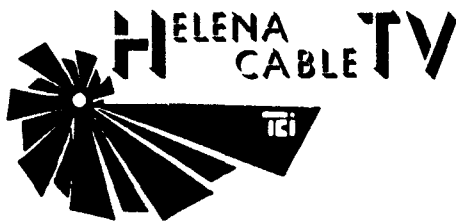
APPEARING ON WHICH PROPOSAL: HB 527

DO YOU: SUPPORT?            AMEND?            OPPOSE? ✓

COMMENT: I, OPPOSE FOR TWO REASONS:

- 1) AS A MAJORITY STOCKHOLDER IN FAIRFIELD CABLE TV,  
I INVESTED HEAVILY TO PROVIDE THE PEOPLE OF FAIRFIELD  
A SERVICE IN ENTERTAINMENT WHICH WAS NOT THEN  
AVAILABLE. I DO NOT BELIEVE IT IS THE FREE ENTERPRISE  
SYSTEM TO ~~SET UP~~ <sup>CHANGE</sup> A LAW WHICH CAN PERMIT THE  
UTILIZATION OF TAXPAYERS MONEY TO DUPLICATE  
OR COMPETE WITH AN EXISTING FREE MARKET SYSTEM.
- \* 2) I REPRESENT AND SPEAK ON BEHALF OF  
175 HOUSEHOLDS IN FAIRFIELD WHO ~~SHOULD NOT~~  
~~BE TAXED TO SHARE~~ ~~ANY~~ ~~THEIR~~ ~~OWN~~ WHO PAY FOR  
THEIR OWN MEDIA ENTERTAINMENT WITHOUT OTHER  
TAXPAYERS ASSISTANCE AND WHO RESPECT THE RIGHTS  
OF OTHERS TO TAX THEMSELVES BUT DO NOT FEEL THEY  
PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.  
SHOULD BE FORCED TO SHARE A BURDEN WITHOUT  
BENEFIT.

NOTE FAIRFIELD DOES NOT UTILIZE ANY  
TRANSLATOR EQUIPMENT OR SIGNAL. THE CHANGE TO  
THE ~~LAW~~ "INDIRECTLY" IS WIDE OPEN



613 NORTH MAIN ST.  
P.O. BOX 5509  
TELEPHONE 406/442-6221  
HELENA, MONTANA 59604

March 16, 1983


Business and Industry Committee  
Senator Allen C. Kolstad, Chairman  
Montana State Senate  
Helena, Montana 59620

Mr. Chairman, Members of the Committee;

House Bill 527 attempts to legitimize an unfair situation concerning the use of certain television signals. Montana law currently provides exemption from television district taxes for those who do not receive a translator signal, for those who receive the television signal direct from the station, and for those who receive service from a cable TV provider.

Television tax districts were created by 51% of the electors in the district based on these exemptions. To change the exemptions now would mean changing the rules after the game has started.

I respectfully urge you to maintain the existing exemptions from television district taxes.

  
Wesley V. Huffman  
System Manager

TESTIMONY OF GENE VUCKOVICH  
HOUSE BILL 451, SENATE BUSINESS AND INDUSTRY COMMITTEE

I AM GENE VUCKOVICH, CHAIRMAN OF THE ROCKY MOUNTAIN APPRENTICESHIP CONFERENCE STEERING COMMITTEE, MONTANA EXECUTIVE BOARD MEMBER OF THE WESTERN APPRENTICESHIP COORDINATORS ASSOCIATION AND DIRECTOR/COORDINATOR OF THE MONTANA IRONWORKERS' JOINT APPRENTICESHIP AND TRAINING PROGRAM.

FORMAL APPRENTICESHIP TRAINING PROGRAMS APPROVED BY THE BUREAU OF APPRENTICESHIP AND TRAINING, DEPARTMENT OF LABOR AND INDUSTRY, ARE RECOGNIZED AS THE BEST METHOD FOR TRAINING PEOPLE TO BE SKILLED JOURNEYMAN IN THE VARIOUS TRADE CATEGORIES OF THE CONSTRUCTION INDUSTRY. NOT ONLY DO FORMAL APPRENTICESHIP TRAINING PROGRAMS PROVIDE THE HIGHLY SKILLED WORKFORCE WHICH IS REQUIRED TO PROPERLY CONSTRUCT THE BUILDINGS, BRIDGES AND HIGHWAYS OF THIS COUNTRY, BUT THEY ALSO SERVE AS THE ENTRY CONDUIT TO THE BUILDING TRADES. THIS IS AN IDEAL MECHANISM TO PROVIDE FAIR AND EQUAL TREATMENT FOR ALL AMERICANS WHO WISH TO HAVE THE OPPORTUNITY TO BE PROPERLY TRAINED AS BUILDING CRAFTSMAN REGARDLESS OF RACE, COLOR, CREED, SEX, NATIONAL ORIGIN, ETC.

THERE IS NO BETTER WAY TO BRING A PROPERLY MOTIVATED PERSON INTO THE MAIN STREAM OF THE AMERICAN WORKFORCE THAN BY PROVIDING THEM WITH THE PROPER TRAINING TO BECOME A HIGHLY SKILLED CONSTRUCTION CRAFTSMAN. STEADY WORK, SUBJECT OF COURSE TO THE SEASONAL NATURE OF CONSTRUCTION AND DICTATES OF THE ECONOMY, IS USUALLY AVAILABLE AND AT WAGES WHICH PROVIDE AN OPPORTUNITY TO PURCHASE THE NECESSITIES OF LIFE DURING THE WORKING CAREER OF A BUILDING TRADESMAN. GOOD EMPLOYMENT OPPORTUNITIES WITH FAIR WAGES AND FRINGE BENEFITS ALSO CONTRIBUTE TO THE STABILITY AND WELFARE OF THE AMERICAN FAMILY, WHICH HAS LONG BEEN RECOGNIZED AS THE BASIC BUILDING BLOCK OF OUR STATE AND NATION.

THE ADVANTAGES OF PASSING THIS PIECE OF LEGISLATION ARE MANY. TO WIT:

1. This is a good program for the workers who are being trained, because apprenticeship is the best method yet devised for training. It provides standardized, in-depth training in an occupation, so the apprentice and/or trainee will be able to work anywhere in the U.S., not just for one employer doing one particular job.
2. HB 451 has good long-term results for the construction industry. When training is standardized, employers can be more sure that the employees have the skills necessary to do the job.

3. Apprenticeship is the best means of entry into non-traditional trades for women and minorities.

4. Apprenticeship is good for communities. It provides for a more highly skilled and therefore better paid workforce. That improves the local economy.

5. Apprenticeship is good for taxpayers. It adds new workers to the rolls of good-paying jobs, so the tax base is expanded. Good training also makes for better construction, both now and years into the future. That saves taxpayers money in repair and maintenance in the long run.

6. Apprenticeship is good for economic development. A skilled workforce is always mentioned as a necessity for the development of any jobs, except the most menial ones.

BECAUSE OF THESE REASONS AND IN ORDER TO GIVE MORE YOUNG PEOPLE THE OPPORTUNITY TO BECOME QUALIFIED CRAFTSMEN THROUGH APPRENTICESHIP TRAINING, WE URGE YOU TO GIVE A 'DO PASS' CONSIDERATION TO HOUSE BILL 451 AS AN INVESTMENT IN OUR STATE OF MONTANA AS A WHOLE AND TO OUR YOUNG WORKERS IN PARTICULAR.

I, ED MURPHY, AN INSTRUCTOR OF APPRENTICES AND JOURNEYMAN, AM EMPLOYED BY THE MONTANA IRONWORKERS JOINT APPRENTICE COMMITTEE.

IN MY JOURNEYMAN UP-GRADING CLASSES, I TEACH WELDING, BLUEPRINTS AND SAFETY, EXACTLY AS IN OUR APPRENTICE CLASSES. IN THE JOURNEYMAN CLASSES, HOWEVER, MY STUDENTS ARE MEN WITH AS MANY AS THIRTY YEARS EXPERIENCE IN THE TRADE. THESE MEN HAVE GONE ALL THESE YEARS WITHOUT THE BASIC SKILLS SUCH AS WELDING AND BLUEPRINT READING, BECAUSE THERE WAS NO FORMAL APPRENTICESHIP TRAINING WHEN THEY STARTED IN THE TRADE.

I WISH YOU COULD SEE THEIR ENTHUSIASM FOR LEARNING. THEY START WORKING BEFORE THE LUNCH PERIOD IS OVER AND THEY DON'T WANT TO STOP AT QUITTING TIME. IT IS SAD THEY DIDN'T HAVE THE OPPORTUNITY TO LEARN THESE THINGS TWENTY AND THIRTY YEARS AGO.

HOUSE BILL #451 WOULD HELP AT LEAST A FEW MEN LEARN THESE SKILLS AT AN EARLIER AGE. I VIGOROUSLY SUPPORT IT AND ANY PROGRAM WHICH HELPS PEOPLE IMPROVE THEMSELVES THROUGH EDUCATION.





Box 1176, Helena, Montana

JAMES W. MURRY  
EXECUTIVE SECRETARY

ZIP CODE 59624  
406/442-1708

TESTIMONY OF MONTANA STATE AFL-CIO ON HOUSE BILL 451, HEARINGS OF THE SENATE  
BUSINESS AND INDUSTRY COMMITTEE, MARCH 16, 1983

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The Montana State AFL-CIO supports House Bill 451. This bill applies ~~only~~ to construction, renovation or demolition of state buildings, and other *including state funding, and which* ~~are~~ projects ~~that~~ cost \$5,000 or more.

House Bill 451 will be a positive force in our state, for the construction industry, for young workers entering the construction field, for women and minorities, for the state's economy and for taxpayers.

House Bill 451 would be positive for the construction industry. When training is standardized, then employers can be more certain that employees will have the skills and training necessary to do the job. All economic development studies show that a skilled workforce is a requirement for expansion of desirable kinds of businesses. And apprenticeship provides a skilled workforce.

Apprenticeship is the best means of entry for women and minorities into non-traditional trades which have been the realm of white male workers. In Montana, apprentices currently are 9.6% female and 6.7% minority. We are higher than the national average for women entries. And the percentage of minorities is approximately double the percentage of minority workers in the state's workforce.

Apprenticeship is good for communities, because it provides for a better paid, more highly skilled workforce. That provides more money to buy in the stores of the main street merchants, and more money paid into taxes to support essential services like schools, fire and police protection and state services.

House Bill 451  
March 16, 1983

And last, apprenticeship is good for taxpayers, not only because it adds new workers to the rolls of good-paying jobs, so the tax base is expanded, but also because good training makes for better construction. And that saves the taxpayers money in repair and maintenance costs in the long run.

There are some things that this bill does not do. It does not require contractors to be union. There are both union and non-union apprenticeship programs approved by the Montana Bureau of Apprenticeship. In fact, there are more non-union programs than union, although the union programs involve more workers. Of course we are proud of the union programs because they are run by joint councils involving both unions and management.

House Bill 451 is not going to cost the state money in the form of higher bids on contracts. Apprentices are paid less than journeymen. They also produce less, so the cost is about the same. But in the long run, everyone benefits, from the people being trained, to the employers, to women and minorities, to the communities, to the taxpayers.

We ask that you support House Bill 451.

Thank you.

# International Union of Operating Engineers

LOCAL 400

Affiliated with AFL-CIO

Montana

JOHN SLATTERY  
President

D. F. "DAVE" JOHNSTON  
Vice President

LOUIS LAYMAN  
Treasurer

RALPH REID  
Rec. Comm. Secretary



BILL BURLINGAME  
Business Manager &  
Financial Secretary

HEADQUARTERS  
2700 Airport Road  
Helena, Montana 59601  
Telephone: (406) 442-9597

TESTIMONY OF JIM MAYES, REPRESENTATIVE, OPERATING ENGINEERS LOCAL 400 -- HOUSE BILL 451  
BEFORE THE SENATE BUSINESS AND INDUSTRY COMMITTEE ---- MARCH 16, 1983

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My name is Jim Mayes, and I am representing the Operating Engineers Local 400, the states' largest local union.

We are all for House Bill 451, but we wish it would cover highway and other construction and repair as well as state building.

Apprenticeship is a great training program. I realize that most apprenticeship programs in Montana are non-union. But the majority of the apprentices are in those union and management programs.

In an apprenticeship program, management and labor have an equal say. And both of us are under state and federal standards for training. That leads to training that really means something, and a skilled group of workers.

Right now there are not many apprentices going out on jobs, for the simple reason that there aren't many jobs to go out on. But we have to look at the future. So many of our operating engineers, for example, are in their 50s and 60s. There will be a need to replace them with skilled new workers. HB 451 would encourage the use of apprentices, but wouldn't require that apprentices be used. For the good of the state, we need to prepare for the future by encouraging good training now. HB 451 is a good way to do that.

Thank you.

March 16, 1983

TESTIMONY TO SENATE BUSINESS & INDUSTRY COMMITTEE

By: William Olson  
Secretary-Manager  
Montana Contractors' Association, Inc.

RE: HB 451

For the record I am Bill Olson, Secretary-Manager of the Montana Contractors' Association in Helena, Montana. Our association represents some 80 contractors who perform Heavy-Highway, Building and Utility Construction in the State of Montana. We also represent some 175 Associate Members who have construction related businesses. In addition, I am unofficially speaking for some 2,000 licensed contractors in the State of Montana of which the vast majority are not represented by any trade association. The point of this introduction is to emphasize the large number of businesses in the State of Montana who conceivably would be directly affected by House Bill 451.

At the outset, I would like to point out that the Montana Contractors' Association believe in Apprenticeship & Training Programs. Through the collective bargaining process, our members contribute hundreds of thousands of dollars each year to fund apprenticeship programs. Contractors participate in the management of various apprenticeship programs by serving as members of the various Joint Apprenticeship Training Committees.

Apprenticeship programs should be developed either by the Collective Bargaining process or through the initiative of individual employers, known as "In-House" programs. Apprenticeship is not something that should be mandated by legislation! That is what HB 451 does and that is one reason why we adamantly oppose it! This is a bad piece of legislation and should be killed!

Important Points:

1. Page 1, Lines 11 & 12 states "the definitions of Building and Construction in 18-2-101 (copy attached) Do Not Apply". If these definitions do not apply, What Does? Very confusing and a "Real Can of Worms".
2. At the House Hearing on February 3rd, proponents stated to me that all the bill requires is that contractors be signatory to an apprenticeship program and it does not require employment of apprentices! This points out the senselessness of the bill.

March 16, 1983

Page Two

3. In our testimony before the House we took the position that, under HB 451, any contractor doing work on projects for the Department of Administration would have to be a Union Contractor. That position has not changed.
4. Testimony by proponents at the House Hearing maintained that 85% of apprenticeship programs were non-union. The question we have is how many of these programs are applicable to construction, renovation or demolition as outlined in this bill? A cursory review of the registered programs with the State Apprenticeship Bureau shows that the trades in the non-union sector do not apply to construction. "In Plant" programs numbering 880 were reviewed and showed trades from Auto Mechanics to TV Repairmen. Of the programs managed by JATC'S 10 were strictly company type program's such as Mountain Bell would not be involved in work under this bill.
5. The time element involved in getting an apprenticeship program approved would preclude innumerable contractors from bidding work. 2-3 weeks after submittal of a program is the minimum time required for approval. If the Veterans Administration were to get involved, additional time would be needed. The aforementioned time frame would not be compatible with times for bid invitations, and bid openings. A totally unworkable situation.
6. Two crafts in the construction industry (Laborers and Teamsters) are not considered apprenticeable trades. Conceivably a demolition project using only laborers and teamsters could not be awarded under HB 451.
7. There are approximately twelve (12) crafts who would be involved in the construction, renovation and demolition referred to in HB 451. Currently, in Montana, 12 of these 12 crafts have apprenticeship programs which are the result of Union agreements. It is foolhardy to think that the Department of Labor and Industry would approve any additional programs for these crafts which did not fall within the scope mentioned.

In summary, HB 451 should be considered for what it is - a union organizing tool. The impact on small contractors wanting to bid on state projects would be devastating and the best interests of the taxpaying public would not be served. As stated previously, mandated apprenticeship should not be legislated.

Very vehemently we urge "Do Not Pass" on HB 451.

Thank you.

### Part 3 — Contract Requirements and Restrictions

- 18-2-301. Bids required — advertising.
- 18-2-302. Bid security.
- Sections 18-2-303 through 18-2-310 reserved.
- 18-2-311. Restriction on submitting additional bids when working beyond contract time.
- 18-2-312. Excusable delays.
- 18-2-313. Contract provisions necessary for federal funds.
- 18-2-314. Cost-plus system invalid.
- 18-2-315. State purchasing not affected.

### Part 4 — Special Conditions—Labor

- 18-2-401. Definitions.
- 18-2-402. Standard prevailing rate of wages.
- 18-2-403. Preference of Montana labor in public works — wages — federal exception.
- 18-2-404. Approval of contract — bond.
- 18-2-405. When fringe benefits paid as wages.
- 18-2-406. Posting wage scale.
- 18-2-407. Forfeiture for failure to pay prevailing wages.
- 18-2-408. Penalty for violation.
- Sections 18-2-409 through 18-2-420 reserved.
- 18-2-421. Notice.
- 18-2-422. Bid specification and contract to contain prevailing wage rate.
- 18-2-423. Submission of payroll records.
- 18-2-424. Enforcement.

## Part 1

### General Provisions

**18-2-101. Definitions of building and construction.** In part 1 of this chapter, with the exception of 18-2-104, 18-2-107, 18-2-113, 18-2-114, and 18-2-122:

- (1) "building" includes:
  - (a) a building, facility, or structure constructed or purchased wholly or in part with state moneys;
  - (b) a building, facility, or structure at a state institution;
  - (c) a building, facility, or structure owned or to be owned by a state agency, including the department of highways;
- (2) "building" does not include:
  - (a) a building, facility, or structure owned or to be owned by a county, city, town, school district, or special improvement district;
  - (b) a facility or structure used as a component part of a highway or water conservation project;
- (3) "construction" includes the construction, alteration, and remodeling of a building, and the equipping and furnishing of a building during construction, alteration, and remodeling, but does not include the repair or maintenance of an existing building.

**History:** En. Sec. 14, Ch. 271, L. 1963; amd. Sec. 1, Ch. 24, L. 1973; amd. Sec. 81, Ch. 326, L. 1974; R.C.M. 1947, 82-3314; amd. Sec. 4, Ch. 388, L. 1979; amd. Sec. 1, Ch. 67, L. 1981.

#### Compiler's Comments

1981 Amendment: Substituted language in (3) for "construction includes construction,

repair, alteration, and equipping and furnishing during construction, repair, or alteration".



## Montana Chapter Associated Builders & Contractors, Inc.

105 Florine Lane  
Billings, Montana 59101

Mr. Chairman, members of the Business and Industry Committee, my name is Charles Chamberlain, Executive Vice President of the Montana Chapter, Associated Builders and Contractors, Inc. The association membership would like to go on record opposing H. B. 451.

With your permission, I would like to present our associations position in written form to each member of the Committee rather than to read our full statement. Then, I would like to introduce our contractor members who have traveled from several areas across the state to speak in opposition to H. B. 451.

### HISTORY OF LAWS AND REGULATIONS GOVERNING CONTRACTORS DOING STATE WORK

We raise the question of what are the requirements for a contractor to do state work and why these requirements are set? First, a contractor must have a state license commensurate with the amount of work to be done. Further, he must have the experience doing the type of work to be performed to qualify to bid the project. The contractor must have the bonding capacity to bid the work and also carry those insurances required to protect his employees while on the project. The contractor also must abide by other regulations governing wages, etc. IN OTHER WORDS, THE LAWS NOW EXISTING DO PROTECT THE CONSTRUCTION BUYER, IN THIS CASE THE STATE, AND THE WORKERS ON THE PROJECT. H. B. 451 does none of the above things, therefore, it should not become manditory for contractors to participate in such a program.

### OUR DOWN ECONOMY DOES NOT WARRENT THIS KIND OF LEGISLATION

At the present time contractors are having a difficult time keeping their present work force employed. To be forced to employ unskilled people rather than their already skilled personnel is not in the best interest of the industry nor the existing craftsmen.

### EXTREMELY HARD TO GET APPRENTICESHIP PROGRAMS REGISTERED

Those contractors who have in the past attempted to get programs registered have had a difficult time with the Bureau of Apprenticeship and Training, Department of Labor and Industry. Some contractors have never been able to get programs registered; others have spent weeks and even months getting a program approved.

### DEPARTMENT OF LABOR AND INDUSTRY WILL HOLD A LIFE AND DEATH GRIP ON CONTRACTORS

This bill would put the Department of Labor and Industry in a position of ultimate power over the contractor. They could take the position of dictating what kind of agreement the contractor would be signatory to, they

OFFICERS: PRESIDENT - Larry A. Lockrem, 1st VICE PRESIDENT - Charles Rowland,  
2nd VICE PRESIDENT - Gilbert Mattes, SECRETARY - Steve Koontz, TREASURER - Gregory Sampson  
Charles W. Chamberlain - EXECUTIVE VICE PRESIDENT  
Tommy B. Duke - ATTORNEY

*Merit Shop Builds Montana Best*

could stop the contractors project if they did not have the paperwork required in correct order, they could stop a project if the contractor layed off an apprentice until that contractor rehired that apprentice or placed another on the job.

#### THE MOST IMPORTANT FACTOR IS THE APPRENTICE

The objective of apprenticeship training is to take an unskilled individual who has the desire to become a tradesman and train them to be a skilled individual in the craft of their choice. If a contractor is forced by this bill to train apprentices, then these young people will not receive the training they would like to have. Apprenticeship has always been a voluntary program. You cannot train by forcing an apprenticeship training program on a contractor. THEREFORE, WE ASK THIS COMMITTEE TO GIVE THIS BILL AN UNFAVORABLE REPORT.





## Montana Chapter Associated Builders & Contractors, Inc.

105 Florine Lane  
Billings, Montana 59101

March 7, 1983

Senator Pat Goodover  
Business and Industry Committee  
State Capitol Building  
Capitol Station  
Helena, Mt. 59601

Dear Senator Goodover,

Speaking for the members of the Montana Chapter, Associated Builders and Contractors, Inc., we wish to go on record opposing H.B. 451 which has been assigned to your Business and Industry Committee.

Speaking from the present state of Montana's economy we would like to bring to your attention that "The biggest employment losers in 1982 were the mining, oil and gas, general construction ...industries."(1)

Further, "How fast will Montana's economy move toward prosperity as compared to the national picture? History tells us Montana usually lags the nation in recovery."(2)

The construction industry has lost 1,900 job slots between December 1981 and December 1982.(3) If the legislature were to pass H.B. 451 and a ratio of 5:1 (Journeyman to apprentices) were used, most apprenticeship programs in Montana are 5:1, then of those 1,900 craftsmen unemployed 380 would remain unemployed because their jobs would be filled by new, basically unskilled, people.

We are not opposed to apprenticeship. We are opposed to forced apprenticeship as detailed by H.B. 451. Further, our opposition is supported by the fact that such a bill would cost 380 skilled people continued unemployment.

Sincerely yours,  
Larry A. Lockrem  
President

1. Montana Employment and Labor Quarterly 4th Quarter Report 1982,  
page 1.
2. Ibid., page 1 and 2
3. Ibid., chart page 21.

**OFFICERS:** PRESIDENT - Larry A. Lockrem, 1st VICE PRESIDENT - Charles Rowland,  
2nd VICE PRESIDENT - Gilbert Mattes, SECRETARY - Steve Koontz, TREASURER - Gregory Sampson  
Charles W. Chamberlain - EXECUTIVE VICE PRESIDENT  
Tommy B. Duke - ATTORNEY

*Merit Shop Builds Montana Best*

**VALLEY PAINT & GLASS**  
1236 W. Main  
BOZEMAN, MONTANA 59715  
Phone 587-1532

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena           Mt       59601

Dear Senator,

I am opposed to passage of H.B. 451 and hope that you are opposed to it too.

There are no states in our country which have apprenticeship training as a prerequisite to bid state work. This is mainly because apprenticeship has always been and still is a voluntary program.

If you analyze our laws and regulations governing prequalifications for state work you will find everything is geared to protect the state and the worker on the project. I am speaking of insurances, bonds, and past experience of the contractor.

H.B. 451 does not fulfill any of these protectionist positions.

I urge you to vote against H.B. 451.

Sincerely yours,



President

HB-51-NO

February 25, 1983

Senator Goodover  
c/o Capitol Station  
Helena, MT 59620

Dear Senator:

I am writing to express my concern over a bill which recently passed the House and which is being referred to the Senate Labor and Employment Relations Committee. The bill I am referring to is HB 451.

This bill proposes to limit the award of state funded contracts (of greater than \$5000.00) to " only contractors who participate in and are signatory to an apprenticeship training program approved by the department of labor and industry."

I feel this bill is detrimental in several regards and does not best serve the interests of the state or the free enterprise system in general. The implementation of this bill will force higher job costs by effectively limiting state bids to only union contractors and subcontractors. There are many occasions where job costs are reduced by the use of smaller subcontractors who are one or two men businesses and who certainly cannot afford to implement an approved apprenticeship training program.

I am also concerned that this bill is very discriminatory in nature. All state contracts are strictly specified as to materials and requirements. Anyone awarded a state contract must, therefore, meet certain minimum requirements to fulfill the contractual obligations. No good purpose is served by limiting who should or should not be able to bid on state funded work.

If this bill is enacted many small businesses who have, in the past, done quality work for the state would be denied the opportunity to compete for state work. This bill essentially strangles the idea of the free enter-

prise system.

I would greatly appreciate your support in defeating this bill. Thank you for your time and attention.

Respectfully yours,

A handwritten signature in cursive script that reads "Dick Anderson". The signature is written in dark ink and is positioned below the typed name.

Dick Anderson  
President  
Dick Anderson Construction Co.

DA/RF

February 25, 1983

Senator Goodover  
c/o Capitol Station  
Helena, MT 59620

Dear Senator:

I am writing to express my concern over a bill which recently passed the House and which is being referred to the Senate Labor and Employment Relations Committee. The bill I am referring to is HB 451.

This bill proposes to limit the award of state funded contracts (of greater than \$5000.00) to " only contractors who participate in and are signatory to an apprenticeship training program approved by the department of labor and industry."

I feel this bill is detrimental in several regards and does not best serve the interests of the state or the free enterprise system in general. The implementation of this bill will force higher job costs by effectively limiting state bids to only union contractors and subcontractors. There are many occasions where job costs are reduced by the use of smaller subcontractors who are one or two men businesses and who certainly cannot afford to implement an approved apprenticeship training program.

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If this bill is enacted many small businesses who have, in the past, done quality work for the state would be denied the opportunity to compete for state work. This bill essentially strangles the idea of the free enterprise system.

I would greatly appreciate your support in defeating this bill. Thank you for your time and attention.

Respectfully yours,

*Jeff Hamlin - President*

*Mark B. Linboay - Vice President*

Hamlin Construction & Development Co., Inc.

**BRUCE**

**PONTIAC**  
*Cadillac*  
**MacINTYRE MOTORS**

FIRST AVENUE NORTH at DIVISION STREET  
PHONE 252-2133 P. O. BOX 1047  
BILLINGS, MONTANA 59103

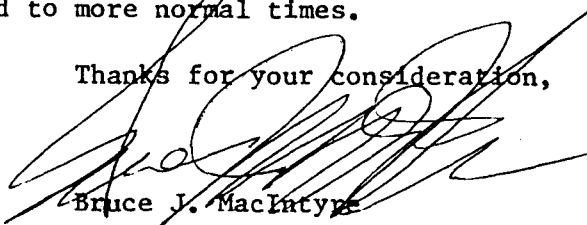
March 4, 1983

Senator Pat Goodover  
Montana Senate  
Capitol Building  
Helena, MT 59620

Dear Senator Goodover:

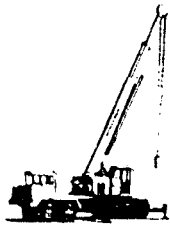
I would ask that you do not support House Bill 174 to raise the taxable wage base from it's current ceiling. While I realize that the fund must be increased, I understand that this may be borrowed from the Federal Government for the short term, and a program such as HB 174 be considered during the next biennium when we have hopefully returned to more normal times.

Thanks for your consideration,



Bruce J. MacIntyre

BJM:cd



WIEDRICK CRANE SERVICE

Route 4, Shiloh Road  
Billings, Montana 59102

Phone 656-1259

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena           Mt           59601

Dear Senator,

I am opposed to passage of H.B. 451 and hope that you are opposed to it too.

There are no states in our country which have apprenticeship training as a prerequisite to bid state work. This is mainly because apprenticeship has always been and still is a voluntary program.

If you analyze our laws and regulations governing prequalifications for state work you will find everything is geared to protect the state and the worker on the project. I am speaking of insurances, bonds, and past experience of the contractor.

H.B. 451 does not fulfill any of these protectionist positions.

I urge you to vote against H.B. 451.

Sincerely yours,

A handwritten signature in cursive script that reads "Arnold Wiedrick".

President

H 3 170

# HOME BUILDERS ASSOCIATION OF SOUTH WEST MONTANA

P.O. Box 1768 • Bozeman, Montana 59715



March 11, 1983

Senator Pat Goodover  
Business and Industry Committee  
State Capitol Building  
Capitol Station  
Helena, Montana 59601

Dear Senator,

The South West Home Builders Association is opposed to H. B. 451 because it is inflationary as well as unnecessary. Licenses, bonding, unemployment compensation, workers' compensation and other laws and regulations are to protect the consumer (the State) and the contractor's worker's. H. B. 451 does not apply to any of the reasons for qualifying contractor's on work with state funding.

When you force someone to institute, administer and maintain a program, the ones who suffer most are those to be trained. The apprentice must be "wanted" by the employer if he is to receive the training required to make the individual a craftsman.

To add a regulation of this nature at this time is not in the best interest for the people of the State of Montana.

We urge you to vote against H. B. 451.

Sincerely,

*Bill Roller*

Bill Roller  
President

BR:la



# MONTANA CONTRACTORS'

Association, Inc.



1717 11th Ave., P.O. Box 4519  
Helena, Montana 59604

William Olson, Sec.-Mgr.  
Phone (406) 442-4162

CHAPTER OF THE ASSOCIATED GENERAL CONTRACTORS OF AMERICA, INC.

March 15, 1983

Senator Pat Goodover  
State Capitol Building  
Helena, Montana 59620

Dear Senator:

Enclosed is testimony that I presented to the House Labor & Employment Committee on February 3, 1983, in opposition to HB 451. On March 16th this bill is scheduled for hearing before the Senate Business and Industry Committee at which time I will be presenting further testimony.

This is a bad bill! Most severely impacted will be the smaller contractors who bid on state projects in the \$5,000 - \$50,000 range. Larger contractors normally have access to apprenticeship programs through collective bargaining agreements. Apprenticeship program participation by means of a statutory mandate is frightening to say the least and certainly is not in accord with the free enterprise system.

I will not belabor the point any further at this time, but sincerely urge you to study this bill, reflecting on its detrimental impact on the construction industry and think in terms of "Do Not Pass".

Your objective consideration is solicited.

Sincerely yours,

*William Olson*

WILLIAM OLSON  
Secretary-Manager

WO:pp

Enclosure

AMERICA PROGRESSES THROUGH CONSTRUCTION/CONSTRUCT BY CONTRACT

# Canyonwood Kitchens



March 10, 1983

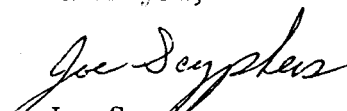
Senator Pat Goodover  
Business and Industry Committee  
State Capitol Building  
Capitol Station  
Helena, MT 59601

Dear Senator:

I am strongly opposed to H.R. 451. This bill is more anti-business than beneficial, for all concerned. As I see it, any state funded or assisted programs would be required to have apprentice people working. For example, the State Board of Housing mortgage money would require a home builder and sub-contractor to have an apprentice program. In the end the total cost of the project would be more, and fewer contractors would be able to use the program. This hurts the home buyer, the builder, and the suppliers, who are the tax payers. So tell me, why should a bill that would take tax dollars to install, be supported?

Furthermore, the Montana Governor's Council on Management has recommended to terminate the Bureau of Apprenticeship and Training from the State Department of Labor and Industry. For a state that is proposing a "Build Montana" program, this bill should have a proper place in the burning barrel. I hope you will agree and vote accordingly.

Thank you,

  
Joe Scyphers

February 3, 1983

TESTIMONY TO HOUSE LABOR & EMPLOYMENT COMMITTEE

By: William Olson  
Secretary-Manager  
Montana Contractors' Association, Inc.  
Helena, Montana

For the record I am Bill Olson, Secretary-Manager of the Montana Contractors' Association. Our association represents some 80 contractors who perform Heavy-Highway, Building and Utility contracts in the state.

Our contractor members are advocates of apprenticeship training as evidenced by being signatory to Union contracts which include apprenticeship programs. These programs are funded by employer contributions which amount to hundreds of thousands of dollars annually. These apprenticeship programs, commonly called JATC's are managed by a joint board of trustees, consisting of both Labor & Management. I myself sit as a trustee on some of these joint committees.

We are adamantly opposed to this bill! What this bill says is that any contractor doing work on state buildings has to be a Union Contractor! Our membership is approximately 90% Union and 10% Open Shop (Non-Union). Contractors in our state who are not members of our organization probably number in the hundreds, mainly building contractors. I don't know what percentage of these contractors are union, but I would suspect that the majority of them operate open shop. Under this bill, this group would not be able to be awarded a contract, even if they were qualified low bidders. This bill would force contractors to be union in order to pursue their livelihood - the free enterprise system.

Compulsory Unionism by statute as a result of this bill is not in the best interests of the taxpaying public. The responsibility of placing apprentices in training slots is that of the various joint apprentice committees, not the legislature.

I urge you to exercise your responsibility as legislators and vote "Do Not Pass" on House Bill 451!

Thank you.

Michael Gabel  
P. O. Box 655  
Belgrade, Mt. 59714

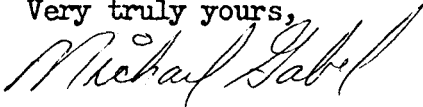
March 11, 1983

Senator Pat Goodover  
Business and Industry Committee  
State Capitol Building  
Capitol Station  
Helena, Montana 59601

Dear Senator,

I am a taxpayer and an employee of an open shop sub-contractor. I am opposed to H. B. 451. It is my understanding that there are no laws in any states which require an apprenticeship program as a pre-requisite to bid state construction work. This bill would reduce competition, which would increase the cost of the job and in the end increase taxes. This is not the way to help the Governor's "Build Montana" Program. I urge you to vote no on this bill.

Very truly yours,



Michael Gabel

MG:la



H.B. 451-No

4203 Carlton Ave. S.W. • Billings, Montana 59101 • Phone (406) 259-3865

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I am opposed to passage of H.B. 451 and hope that you are opposed to it too.

There are no states in our country which have apprenticeship training as a prerequisite to bid state work. This is mainly because apprenticeship has always been and still is a voluntary program.

If you analyze our laws and regulations governing prequalifications for state work you will find everything is geared to protect the state and the worker on the project. I am speaking of insurances, bonds, and past experience of the contractor.

H.B. 451 does not fulfill any of these protectionist positions.

I urge you to vote against H.B. 451.

Sincerely yours,

President

Joseph Ray  
Forest Park #14  
Bozeman, Montana 59715

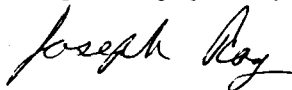
March 11, 1983

Senator Pat Goodover  
Business and Industry Committee  
State Capitol Building  
Capitol Station  
Helena, Montana 59601

Dear Senator,

I work for an open shop employer. My employer depends on State funded work for a good share of his business. I oppose H. B. 451 because this bill would restrict my employer from bidding this work and in turn could affect my future employment. It is also obvious that this bill would increase taxes for everyone. This would be a very poor time to increase the State's expenses when they are trying to find ways to balance the budget now. Please vote no on H. B. 451 for the good of the State and it's people.

Very truly yours,



Joseph Ray

JR:la



**McLEES**

INSULATION INC.

P.O. Box 1080 • Bruce Industrial Park  
Belgrade, Montana 59714  
406/388-6258

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena           Mt       59601

Dear Senator,

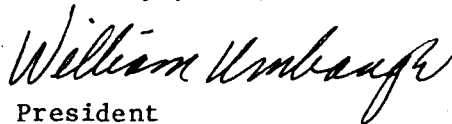
I am against H.B. 451

H.B. 451 will effectively eliminate open shop contractors from bidding state work. The Department of Labor and Industry can and does delay approval of apprenticeship standards for weeks and even months.

If I was denied approval of an apprenticeship program and a state job came up that I wanted to bid I would be forced to get an injunction in the courts to stop the project or would have to let someone else have the job.

H.B. 451 is not fair to me or to the state. It would reduce the number of competitive bidders on a job to just union contractors and this would increase the cost of construction.

Sincerely yours,



President

176-  
Robert Westphal  
P. O. Box 744  
Belgrade, Montana 59714

March 11, 1983

Senator Pat Goodover  
Business and Industry Committee  
State Capitol Building  
Capitol Station  
Helena, Montana 59601

Dear Senator,

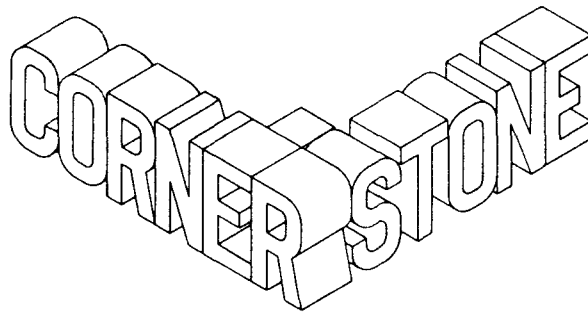
I work for an open shop contractor and I oppose H. B. 451. I feel this bill would give union contractor's an unfair advantage. It would reduce the number of competitive bidders on a job to just union contractor's and this would increase the cost of construction which in turn would increase the tax load on all of the taxpayers in the State of Montana. Please vote against this inflationary bill.

Very truly yours,

  
Robert Westphal

RW:la





**CONSTRUCTION COMPANY**

1620 COOK AVENUE • BILLINGS, MONTANA 59102 • (406) 656-0592

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena                      Mt                      59601

Dear Senator,

I am opposed to passage of H.B. 451 and hope that you are opposed to it too.

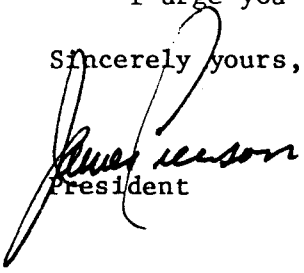
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If you analyze our laws and regulations governing prequalifications for state work you will find everything is geared to protect the state and the worker on the project. I am speaking of insurances, bonds, and past experience of the contractor.

H.B. 451 does not fulfill any of these protectionist positions.

I urge you to vote against H.B. 451.

Sincerely yours,



Bruce Benson  
President

February 25, 1983

Senator Goodover  
c/o Capitol Station  
Helena, MT 59620

Dear Senator:

I am writing to express my concern over a bill which recently passed the House and which is being referred to the Senate Labor and Employment Relations Committee. The bill I am referring to is HB 451.

This bill proposes to limit the award of state funded contracts (of greater than \$5000.00) to " only contractors who participate in and are signatory to an apprenticeship training program approved by the department of labor and industry."

I feel this bill is detrimental in several regards and does not best serve the interests of the state or the free enterprise system in general. The implementation of this bill will force higher job costs by effectively limiting state bids to only union contractors and subcontractors. There are many occasions where job costs are reduced by the use of smaller subcontractors who are one or two men businesses and who certainly cannot afford to implement an approved apprenticeship training program.

I am also concerned that this bill is very discriminatory in nature. All state contracts are strictly specified as to materials and requirements. Anyone awarded a state contract must, therefore, meet certain minimum requirements to fulfill the contractual obligations. No good purpose is served by limiting who should or should not be able to bid on state funded work.

If this bill is enacted many small businesses who have, in the past, done quality work for the state would be denied the opportunity to compete for state work. This bill essentially strangles the idea of the free enterprise system.

I would greatly appreciate your support in defeating this bill. Thank you for your time and attention.

Respectfully yours,



# MATTES construction co., inc.

2075 CENTRAL AVENUE  
BILLINGS, MONTANA 59102

TELEPHONE (406) 656-3500

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena            Mt    59601

Dear Senator,

I am an open shop contractor and I oppose H.B. 451 because past experience has shown that the Montana Department of Labor and Industry can approve or disapprove apprenticeship standards either quickly, or as slowly as it wants.

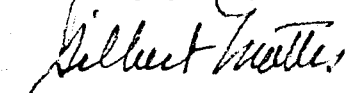
H.B. 451 would put the Montana Department of Labor and Industry in a position holding a life or death policy over our head. We would either adopt the regulations as they see fit for us to adopt or we could not bid state work.

We could be faced with these options:

Adopt standards as dictated by the Montana Department of Labor and Industry, Sign union agreements to get into an established program, or not be able to bid state work at all.

We feel this bill would give union contractors an unfair advantage.

Sincerely yours,



President



**Overhead Door Company of Billings, Inc.**

813 3rd Avenue North  
Billings, Montana 59101  
Telephone: (406) 248-7785

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena                      Mt                      59601

Dear Senator,

I am opposed to passage of H.B. 451 and hope that you are opposed to it too.

There are no states in our country which have apprenticeship training as a prerequisite to bid state work. This is mainly because apprenticeship has always been and still is a voluntary program.

If you analyze our laws and regulations governing prequalifications for state work you will find everything is geared to protect the state and the worker on the project. I am speaking of insurances, bonds, and past experience of the contractor.

H.B. 451 does not fulfill any of these protectionist positions.

I urge you to vote against H.B. 451.

Sincerely yours,

*Dave Kautzman*

President



# DECORATING SPECIALTIES & DRYWALL, INC.

P.O. BOX 30152 BILLINGS, MONTANA 59107

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I am opposed to passage of H.B. 451 and hope that you are opposed to it too.

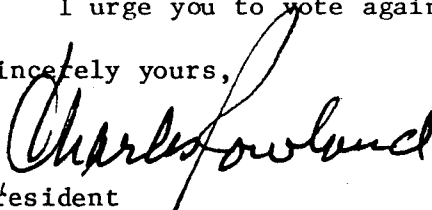
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If you analyze our laws and regulations governing prequalifications for state work you will find everything is geared to protect the state and the worker on the project. I am speaking of insurances, bonds, and past experience of the contractor.

H.B. 451 does not fulfill any of these protectionist positions.

I urge you to vote against H.B. 451.

Sincerely yours,

  
President

710 451-124

# CoBe ENTERPRISES

514 NORTH MONTANA · BOZEMAN, MONTANA 59715 · (406) 587-1813

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena           Mt   59601


Dear Senator,

I am against H. B. 451 because it is inflationary as well as unnecessary. I am having a tough time keeping my present personnel gainfully employed.

This bill will force me to employ unneeded people, raise my payroll costs and force me to increase my office help. All of this will force me to raise my cost on bidding state projects. All Montanans will be getting less for their tax dollar all because I will be forced to hire people I didn't need in the first place.

To add a regulation of this nature at this time is ludicrous.

Sincerely yours,



President

Industrial  
Commercial  
Residential

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

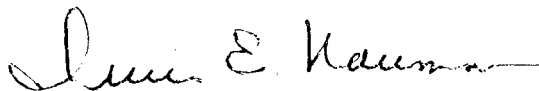
Dear Senator,

I am opposed to H.B. 451. This bill will not guarantee that apprentices will be trained to become journeymen.

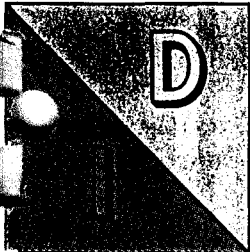
If you look at the record of the number of apprentices graduated from apprenticeship programs over the past five years (check with the Department of Labor and Industry) you will find that there have been very few.

The only thing that H.B. 451 will guarantee is that contractors not signatory to union agreements will have a tough time getting any more state work.

Sincerely yours,

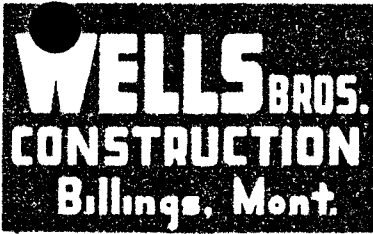


President



# I-D CORPORATION

Electrical Contractor - Swimming Pool Sales  
114 Florine Lane - Billings, Montana - P.O. Box 21031  
Telephone: (406) 259-1180



GENERAL CONTRACTING & MILLWORK  
COMMERCIAL - RESIDENTIAL - REMODELING  
ALSO - DISTRIBUTORS OF METAL BUILDINGS

P. O. Box 1776 Zip Code 59103

Phone 259-1018 or 259-6757

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I oppose H.B. 451 for the following reasons:

First, the Governor's Council on Management has recommended that the Bureau of Apprenticeship and Training be closed, at a savings of \$55,000.00, I might add.

Apprenticeship should not be mandatory. As in the past, it should remain a voluntary act.

Failure of apprenticeships lies in the lack of promotion with businesses, and the Junior and Senior high schools. Making apprenticeship mandatory will not take the place of a good P. R. program.

The question is: Do you want apprenticeship to be a success or failure? Mandatory programs will not guarantee its success.

Sincerely yours,

*Paul Wells*  
President



100 751 110

TELEPHONE 406 266-3832

# TOWNSEND ELECTRIC

---

POST OFFICE BOX 401  
TOWNSEND, MONTANA 59644

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I oppose H.B. 451 for the following reasons:

First, the Governor's Council on Management has recommended that the Bureau of Apprenticeship and Training be closed, at a savings of \$55,000.00, I might add.

Apprenticeship should not be mandatory. As in the past, it should remain a voluntary act.

Failure of apprenticeships lies in the lack of promotion with businesses, and the Junior and Senior high schools. Making apprenticeship mandatory will not take the place of a good P. R. program.

The question is: Do you want apprenticeship to be a success or failure? Mandatory programs will not guarantee its success.

Sincerely yours,



President

HB 451-NO

# MATTES construction co., inc.

2075 CENTRAL AVENUE  
BILLINGS, MONTANA 59102

TELEPHONE (406) 656-3500

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I am an open shop contractor and I oppose H.B. 451 because past experience has shown that the Montana Department of Labor and Industry can approve or disapprove apprenticeship standards either quickly, or as slowly as it wants.

H.B. 451 would put the Montana Department of Labor and Industry in a position holding a life or death policy over our head. We would either adopt the regulations as they see fit for us to adopt or we could not bid state work.

We could be faced with these options:

Adopt standards as dictated by the Montana Department of Labor and Industry, Sign union agreements to get into an established program, or not be able to bid state work at all.

We feel this bill would give union contractors an unfair advantage.

Sincerely yours,



President

Wood & Woodworking  
Craig H. Zakovi  
—— ZAC ——



417 No. Plum Ave.  
Bozeman, Montana  
59715 - 406-587-1813

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I am against H. B. 451 because it is inflationary as well as unnecessary. I am having a tough time keeping my present personnel gainfully employed.

This bill will force me to employ unneeded people, raise my payroll costs and force me to increase my office help. All of this will force me to raise my cost on bidding state projects. All Montanans will be getting less for their tax dollar all because I will be forced to hire people I didn't need in the first place.

To add a regulation of this nature at this time is ludicrous.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'Craig Zakovi'. The signature is written in a cursive, flowing style.  
President

# DECORATING SPECIALTIES & DRYWALL, INC.

P.O. BOX 30152 BILLINGS, MONTANA 59107

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I am opposed to passage of H.B. 451 and hope that you are opposed to it too.

There are no states in our country which have apprenticeship training as a prerequisite to bid state work. This is mainly because apprenticeship has always been and still is a voluntary program.

If you analyze our laws and regulations governing prequalifications for state work you will find everything is geared to protect the state and the worker on the project. I am speaking of insurances, bonds, and past experience of the contractor.

H.B. 451 does not fulfill any of these protectionist positions.

I urge you to vote against H.B. 451.

Sincerely yours,

*Charles Rowland*

President

H-6-123

**VALLEY PAINT & GLASS**  
1236 W. Main  
BOZEMAN, MONTANA 59715  
Phone 587-1532

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena            Mt        59601

Dear Senator,

I am opposed to passage of H.B. 451 and hope that you are opposed to it too.

There are no states in our country which have apprenticeship training as a prerequisite to bid state work. This is mainly because apprenticeship has always been and still is a voluntary program.

If you analyze our laws and regulations governing prequalifications for state work you will find everything is geared to protect the state and the worker on the project. I am speaking of insurances, bonds, and past experience of the contractor.

H.B. 451 does not fulfill any of these protectionist positions.

I urge you to vote against H.B. 451.

Sincerely yours,



President

116478

Commercial Roofing & Waterproofing

P.O. Box 21162

Billings, MT. 59104

406-656-0956

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena            Mt            59601

Dear Senator,

I am opposed to passage of H.B. 451 and hope that you are opposed to it too.

There are no states in our country which have apprenticeship training as a prerequisite to bid state work. This is mainly because apprenticeship has always been and still is a voluntary program.

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H.B. 451 does not fulfill any of these protectionist positions.

I urge you to vote against H.B. 451.

Sincerely yours,

*Greg Simpson*  
President

H B 451 - 100



522 WEST BEALL BOZEMAN, MONTANA 59715

PHONE: (406) 587-4589

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I am against H. B. 451 because it is inflationary as well as unnecessary. I am having a tough time keeping my present personnel gainfully employed.

This bill will force me to employ unneeded people, raise my payroll costs and force me to increase my office help. All of this will force me to raise my cost on bidding state projects. All Montanans will be getting less for their tax dollar all because I will be forced to hire people I didn't need in the first place.

To add a regulation of this nature at this time is ludicrous.

Sincerely yours,

  
President



**McLEES**

INSULATION INC.

P.O. Box 1080 • Bruce Industrial Park  
Belgrade, Montana 59714  
406/388-6258

HE

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I am against H.B. 451

H.B. 451 will effectively eliminate open shop contractors from bidding state work. The Department of Labor and Industry can and does delay approval of apprenticeship standards for weeks and even months.

If I was denied approval of an apprenticeship program and a state job came up that I wanted to bid I would be forced to get an injunction in the courts to stop the project or would have to let someone else have the job.

H.B. 451 is not fair to me or to the state. It would reduce the number of competitive bidders on a job to just union contractors and this would increase the cost of construction.

Sincerely yours,

*Bill Umbaugh*  
President



110 451 26

CONTRACTING  
Phone 259-9494



RESIDENCE  
Phone 656-5718

105 Florine Lane  
P. O. Box 20244  
BILLINGS, MONTANA 59104

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I am an open shop contractor and I oppose H.B. 451 because past experience has shown that the Montana Department of Labor and Industry can approve or disapprove apprenticeship standards either quickly, or as slowly as it wants.

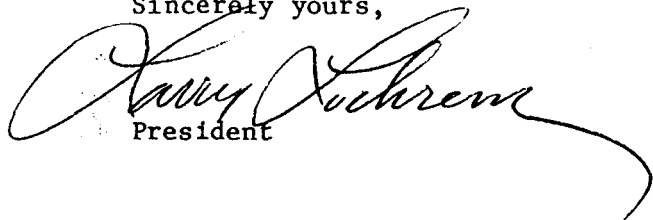
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We could be faced with these options:

Adopt standards as dictated by the Montana Department of Labor and Industry, Sign union agreements to get into an established program, or not be able to bid state work at all.

We feel this bill would give union contractors an unfair advantage.

Sincerely yours,

  
President



4203 Carlton Ave. S.W. • Billings, Montana 59101 • Phone (406) 259-3865

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I am opposed to passage of H.B. 451 and hope that you are opposed to it too.

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H.B. 451 does not fulfill any of these protectionist positions.

I urge you to vote against H.B. 451.

Sincerely yours,

  
President

# TOWNSEND ELECTRIC

---

POST OFFICE BOX 401  
TOWNSEND, MONTANA 59644

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I oppose H.B. 451 for the following reasons:

First, the Governor's Council on Management has recommended that the Bureau of Apprenticeship and Training be closed, at a savings of \$55,000.00, I might add.

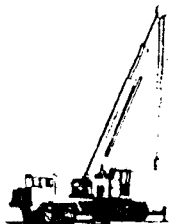
Apprenticeship should not be mandatory. As in the past, it should remain a voluntary act.

Failure of apprenticeships lies in the lack of promotion with businesses, and the Junior and Senior high schools. Making apprenticeship mandatory will not take the place of a good P. R. program.

The question is: Do you want apprenticeship to be a success or failure? Mandatory programs will not guarantee its success.

Sincerely yours,

  
President



WIEDRICK CRANE SERVICE

Route 4, Shiloh Road  
Billings, Montana 59102

Phone 656-1259

HC 451-100

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena                Mt                59601

Dear Senator,

I am opposed to passage of H.B. 451 and hope that you are opposed to it too.

There are no states in our country which have apprenticeship training as a prerequisite to bid state work. This is mainly because apprenticeship has always been and still is a voluntary program.

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H.B. 451 does not fulfill any of these protectionist positions.

I urge you to vote against H.B. 451.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Arnold Wiedrick".

President



522 WEST BEALL BOZEMAN, MONTANA 59715

PHONE: (406) 587-4589

Senator Pat Goodover  
State Capitol Building  
Capitol Station  
Helena Mt 59601

Dear Senator,

I am against H. B. 451 because it is inflationary as well as unnecessary. I am having a tough time keeping my present personnel gainfully employed.

This bill will force me to employ unneeded people, raise my payroll costs and force me to increase my office help. All of this will force me to raise my cost on bidding state projects. All Montanans will be getting less for their tax dollar all because I will be forced to hire people I didn't need in the first place.

To add a regulation of this nature at this time is ludicrous.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "John Long".

President

Amendments to HJR 14

1. Page 2, line 5  
Following: "enact"  
Insert: "S.623,"

2. Page 2, line 7.  
Following: "of"  
Strike: "1982"  
Insert: "1983"

DATE March 16, 1983

## COMMITTEE ON BUSINESS AND INDUSTRY

## VISITORS' REGISTER

NAME	REPRESENTING	BILL #	Check One	
			Support	Oppose
Stan Dugdale	M C A	451		✓
Gene Vuckovich	Ironworkers	451	X	
Chuck Rowland	ABC Decorating Spec	451		X
FRANK ARMSTRONG	ABC	451		✓
Chris Chamberlain	ABC	451		✓
Sam Sora	ABC	451		✓
Sam Sora	ABC	451		✓
Greg Sampson	ABC	451		✓
Bill Olson	Mt. Contractors Assn	HB 451		✓
Ed Murphy	Ironworkers	HB 451	X	
John Fitzpatrick	Ironworkers	HB 451	✓	
Howard Roulif	Computers Local 88	HB 451	✓	
Francis Fuller	IRONWORKERS	HR 451	✓	
Ron James	Ironworkers Union	HR 451	✓	
Walter Horton	Cablevision, Idaho	527		X
Mary Kainio	Butte Cable TV	527		✓
St. Francis	GROUP W MISSOULA	527		✓
Walt Kraybill	Group W Great Falls	527		✓
Jim Tullman	Big Timber Cable TV	527		✓
Donald J. DeShaw	Harleton Cable TV	527		✓
Ken Young	Group W Cable Kellogg	527		✓
Warren O'Keefe	Self - Elm Fire Cable TV	527		✓
Tom L. Austin	Western Satellite B2	527		✓
Don Henke	White Sulphur Spruce Cable TV Phillipsburg Cable TV			✓
Doug Rice	Telecommunications Billings	527		✓
Jim Mayes	Local 400 TUVS	451	✓	

3/16/83

BUSINESS AND INDUSTRY

# VISITORS' REGISTER

[illegible]

(Please leave prepared statement with Secretary)



(This sheet to be used by those testifying on a bill.)

NAME: L.W. Allen DATE: 2/16/83

ADDRESS: 1404 24th Ave Helena

PHONE: 449-2683163

REPRESENTING WHOM? Dept of Commerce & Man-t.

APPEARING ON WHICH PROPOSAL: H B. 329

DO YOU: SUPPORT? X AMEND? \_\_\_\_\_ OPPOSE? \_\_\_\_\_

COMMENT: \_\_\_\_\_

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: Tom L Austin DATE: 3/16/83

ADDRESS: 612 E Main Bozeman, MT.

PHONE: 406 586 4774

REPRESENTING WHOM? Western Satellite Inc

APPEARING ON WHICH PROPOSAL: HB 527

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? ✓

COMMENT: \_\_\_\_\_

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: WESLEY HUFFMAN

DATE: 3-16-83

ADDRESS: 613 NO. MAIN, HELENA

PHONE: 442-6221

REPRESENTING WHOM? HELENA CABLE TV

APPEARING ON WHICH PROPOSAL: HB 527

DO YOU: SUPPORT? \_\_\_\_\_

AMEND? \_\_\_\_\_

OPPOSE? X

COMMENT: THIS PROPOSED CHANGE IN LAW WOULD CHANGE THE RULES  
AFTER THE GAME HAS STARTED. TV TAX DISTRICTS WERE CREATED BY  
51% OF THE PEOPLE IN THE DISTRICT BASED ON EXISTING EXEMPTIONS:  
(1) DON'T USE TRANSLATOR SIGNAL (2) RECEIVE SIGNAL DIRECT FROM TV STATION  
AND (3) SUBSCRIBERS TO CABLE TV SERVICES.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: Bob Schultz DATE: 3-16-83

ADDRESS: Covsyt4 Mt.

PHONE: \_\_\_\_\_

REPRESENTING WHOM? Covsyt4 Cable T.V. Co.

APPEARING ON WHICH PROPOSAL: HB-527

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENT: Tax District was set up in Covsyt4  
After Cable system was built. It was  
approved because cable subscribers with  
would be exempt. This Bill now changes the  
rules without these people being able to vote  
on the change.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: Gene Vuckovich DATE: \_\_\_\_\_

ADDRESS: 106 E. Commercial P.O. Box 818 Anaconda, MT

PHONE: (406) 563-5349

REPRESENTING WHOM? RMAC & WACA

APPEARING ON WHICH PROPOSAL: HB 451

DO YOU: SUPPORT? X AMEND? \_\_\_\_\_ OPPOSE? \_\_\_\_\_

COMMENT: Written

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: Ed Murphy DATE: March 16, 1983

ADDRESS: 310 W Park St. Concord, MA

PHONE: 563 2187

REPRESENTING WHOM? Lionel Fisher (Ladd #8)

APPEARING ON WHICH PROPOSAL: H B 451

DO YOU: SUPPORT? yes AMEND? \_\_\_\_\_ OPPOSE? \_\_\_\_\_

COMMENT: Written testimony attached

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME:

Don Judge

DATE:

3/16/83

ADDRESS:

601 Pease Helena

PHONE:

492-1708

REPRESENTING WHOM?

MT STATE AFL-CIO

APPEARING ON WHICH PROPOSAL:

HB 451

DO YOU:

SUPPORT?

☒

AMEND?

OPPOSE?

COMMENT:

prepared comments left with the committee

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: JIM MAYES DATE: \_\_\_\_\_

ADDRESS: 2737 AIRPORT Rd

PHONE: 442-9597

REPRESENTING WHOM? LOCAL 400 IUOE

APPEARING ON WHICH PROPOSAL: HB-451

DO YOU: SUPPORT? X AMEND? \_\_\_\_\_ OPPOSE? \_\_\_\_\_

COMMENT: \_\_\_\_\_

WRITTEN TESTIMONY

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



(This sheet to be used by those testifying on a bill.)

NAME:

Charles Chamberlain

DATE:

3-16-83

ADDRESS:

3202 Silverwood St. Beltsville, Md.

PHONE:

246 8186

REPRESENTING WHOM?

Associated Builders and Contractors, Inc.

APPEARING ON WHICH PROPOSAL:

H.B. 451

DO YOU:

SUPPORT? ☐

AMEND? ☐

OPPOSE? ☒

COMMENT:

Will submit written testimony  
for Associated Builders and Contractors

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: William Olson DATE: 3/16/83

ADDRESS: Helena, MT. 59601

PHONE: 442-4162

REPRESENTING WHOM? Montana Contractors Assn.

APPEARING ON WHICH PROPOSAL: H.B. 451

DO YOU: SUPPORT?            AMEND?            OPPOSE? X

COMMENT:           

Written Testimony presented to committee

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY

(This sheet to be used by those testifying on a bill.)

NAME: LARRY LOCKREM DATE: MARCH 16, 1982

ADDRESS: 3244 FAIRMEDOWN DR BILLINGS MT.

PHONE: 656-5718 OFFICE 259-9494

REPRESENTING WHOM? ASSOCIATED BUILDERS & CONTRACTORS

APPEARING ON WHICH PROPOSAL: 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? ☒

COMMENT: \_\_\_\_\_

THIS BILL IS AN INFRINGEMENT ON BUSINESS

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

NAME: Chaf Smith DATE: 3-16-83

PHONE: 442-2980

REPRESENTING WHOM? Mont Land Improvement Contractors

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X \_\_\_\_\_

**COMMENT:** \_\_\_\_\_

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: Archie M. Johnson DATE: 3-16-83

ADDRESS: 942 4th St. NW. Great Falls 59404

PHONE: 727-6883 453-5774

REPRESENTING WHOM? MLIC

APPEARING ON WHICH PROPOSAL: HB 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENT: \_\_\_\_\_

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: James W. Zion DATE: \_\_\_\_\_

ADDRESS: Box 1177 Miles City, Montana

PHONE: 232-3787

REPRESENTING WHOM? Montana Land Improvement Contractors (MLICA)

APPEARING ON WHICH PROPOSAL: HB 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENT: \_\_\_\_\_

PLEASE GIVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: Thomas L. Williams DATE: 3/16/83

ADDRESS: Box 416 Broadus, Montana

PHONE: 436-2472

REPRESENTING WHOM? M.L.I.C.A.

APPEARING ON WHICH PROPOSAL: HB 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENT: \_\_\_\_\_

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: Donald S. Pyle DATE: 3-16-83

ADDRESS: Miles City Mont

PHONE: 232-3349

REPRESENTING WHOM? Land Improvement Contr. Ass.

APPEARING ON WHICH PROPOSAL: House Bill 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENT: \_\_\_\_\_

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



NAME: Hugh Brindley DATE: 3-16-83

ADDRESS: Box 138, Winnetka, Ind.

PHONE: 429-5541

REPRESENTING WHOM? Hugh Brindley - Mort Land Improvement Contractors

APPEARING ON WHICH PROPOSAL: HB 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENT: most of the contractors belonging to  
LICA are small family owned operated. We  
do a great many jobs and perform many skills.  
With small work forces. Our work is largely  
rural and distant from the labor pools.  
Most of our contractors have training programs  
they must be by the nature of our work multi  
faceted. Our training programs generally train  
good willing workers - the young man or woman who  
gladly takes up the pick & shovel - will clean the machines -  
sweep the shop floor when his machine is not needed.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: Kenneth M. Kramer DATE: 3-16-83

ADDRESS: 371 Shepherd Mt.

PHONE: 373-6135

REPRESENTING WHOM? LICA

APPEARING ON WHICH PROPOSAL: HB 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? ✓

COMMENT: \_\_\_\_\_

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: Frank Jones DATE: 3/16/83

ADDRESS: Hinsdale Mt. 59241

PHONE: 364-2249

REPRESENTING WHOM? L.I.C.A

APPEARING ON WHICH PROPOSAL: House Bill 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENT: \_\_\_\_\_

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: R W Schuff DATE: 3-16-53

ADDRESS: Warden Mant 500

PHONE: 947-2040

PHONE: 747 222 0  
REPRESENTING WHOM? L. Schick - Land Construction  
Land Improvement Construction

APPEARING ON WHICH PROPOSAL: 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? ☒ \_\_\_\_\_

COMMENT: \_\_\_\_\_

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: FRANK ARMKNECHT DATE: 3-16 83

ADDRESS: 9748 COUNDRY DR, BOZEMAN, MT. 59715

PHONE: 586-6940

REPRESENTING WHOM? ABC

APPEARING ON WHICH PROPOSAL: HB 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENT: HB 451 WILL ELIMINATE MANY OPEN  
SHOP CONTRACTORS FROM BIDDING STATE WORK.  
THE DEPARTMENT OF LABOR AND INDUSTRY CAN  
AND HAS DELAYED APPROVAL OF APPRENTICESHIP  
STANDARDS.

FORCED APPRENTICESHIP WOULD DECREASE  
THE NUMBER OF COMPETATIVE BIDDERS ON  
A JOB.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: DOUGLAS J BREKER DATE: 16 Mar 83

ADDRESS: Box 301 TOWNSEND, MA

PHONE: 266-5279

REPRESENTING WHOM? SELF

APPEARING ON WHICH PROPOSAL: HB 451

DO YOU: SUPPORT?            AMEND?            OPPOSE? X

COMMENT:           

An apprenticeship program would raise the overhead for small one-two contractors that do work for city & counties. Many of these small contractors would just quit doing work for city & counties just because of one more regulation.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

MR. CHAIRMAN, MEMBERS OF THE COMMITTEE, MY NAME IS Doug Breken  
PRESIDENT OF Townsend Elec Inc. I AM OPPOSED TO H.B. 451.

THERE ARE NO STATES IN OUR COUNTRY WHICH HAVE APPRENTICESHIP TRAINING AS A PREQUALIFICATION FOR STATE WORK. AS A MATTER OF FACT, THERE HAS NEVER BEEN A BILL LIKE THIS INTRODUCED BEFORE ANY STATE LEGISLATURE IN THIS COUNTRY.

APPARENTLY, EVERYONE RECOGNIZES THAT APPRENTICESHIP SHOULD BE A VOLUNTARY NOT A REQUIRED PROGRAM. MONTANA SHOULD RECOGNIZE APPRENTICESHIP IS NOT AN AREA WHICH SHOULD BE MANDATORY BUT RATHER SHOULD REMAIN A VOLUNTARY PROGRAM.

PLEASE GIVE H.B. 451 A UNFAVORABLE REPORT.

(This sheet to be used by those testifying on a bill.)

NAME: Greg Sampson DATE: 3-16-83

ADDRESS: 2121 SUTHERLAND BLVD, #17

PHONE: 406-656-0956

REPRESENTING WHOM? COMMERCIAL ROOFING

APPEARING ON WHICH PROPOSAL: HR 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? ✓

COMMENT: OPPOSE ON BASIS THAT CONTRACTORS WHO DO NOT NEED  
APPRENTICES WOULD BE FORCED TO HIRE THEM

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



(This sheet to be used by those testifying on a bill.)

NAME: Charles Rowland DATE: 2/16/83

ADDRESS: 1175 Keno Bldg NW

PHONE: 256-8974

REPRESENTING WHOM? Decorating Specialties

APPEARING ON WHICH PROPOSAL: HB 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENT: Support ~~unfavorable~~ Report

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

(This sheet to be used by those testifying on a bill.)

NAME: John Long DATE: 3-16-83

ADDRESS: Box 1143, Belgrade, Mt. 59714

PHONE: 388-6761

REPRESENTING WHOM? ABC

APPEARING ON WHICH PROPOSAL: HB 451

DO YOU: SUPPORT?            AMEND?            OPPOSE? X

COMMENT:           

This bill would put the Mt. Dept. of Labor & Industry  
in a position of ultimate power & control of the construction  
contractor

They would be able to dictate the conditions on which an  
apprenticeship program must be established.

Overhead costs of contractors would go up as a result  
of increased paperwork which would have to be submitted

Also, contractors would be opened up to audits of their  
payrolls by the Dept. of Labor & Industry

Programs like these are inflationary & unnecessary.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



(This sheet to be used by those testifying on a bill.)

NAME: Oliver Eckert DATE: 3-16-83

ADDRESS: Box 325 miles City mont

PHONE: 932-1710

REPRESENTING WHOM? hica

APPEARING ON WHICH PROPOSAL: House Bill # 451

DO YOU: SUPPORT? \_\_\_\_\_ AMEND? \_\_\_\_\_ OPPOSE? X

COMMENT: \_\_\_\_\_

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PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.