

MINUTES OF THE MEETING  
BUSINESS AND LABOR COMMITTEE  
MONTANA STATE  
HOUSE OF REPRESENTATIVES

March 18, 1985

The meeting of the Business and Labor Committee was called to order by Chairman Bob Pavlovich on March 18, 1985 at 8:00 a.m. in Room 312-2 of the State Capitol.

ROLL CALL: All members were present.

SENATE BILL 53: Hearing commenced on Senate Bill 53. Senator Bruce Crippen, District #45, sponsor of the bill by request of the Department of Revenue and the Revenue Oversight Committee, explained this increases the flexibility in limitations on transfer quotas of all-beverage licenses and changes the law on catering licenses. The current fee for a catered event is \$250 per year, this is being reduced to \$125 per event. If an event is longer than one day, an additional \$5 per days is assessed. The department may waive the three day filing requirement but may not waive the fee, added Senator Crippen.

Proponent Howard Heffelfinger, Administrator, Liquor Division, Department of Revenue, explained this bill did not originate by the departments request. The department does support the provisions on page 5, line 14 and page 6, line 5 of the bill, but remain neutral on the other aspects.

Opponent Bob Durkee, representing the Montana Tavern Association, explained that this bill has been combined with Senate Bill 52 that was killed in the senate. The association supported SB53 in the senate and opposed SB52. The association opposes the requirement for search of character prior to licensing. A license may not be moved within 600 feet of a church. Mr. Durkee explained that the three day waiting period does not present any burden and that this bill will create no increase to Billings.

In closing, Senator Crippen explained that the quota system has been around for some time and that there is an overage in some areas and a shortage in others. Senate Bill 53 will give nothing to Billings. The bar business is down and to compete alcoholic beverages must be sold, added Senator Crippen.

Representative Bachini asked Howard Heffelfinger if the fee change from \$250 to \$125 was the departments request.

Mr. Heffelfinger explained that this was not the departments proposal.

Representative Schultz asked Senator Crippen if the provision on page 5, line 5 would effect horseracing. Senator Crippen deferred to Howard Heffelfinger who explained that these permits are issued for three to four days at a time and you may secure a series of licenses. Mr. Heffelfinger also stated that most horseraces run for a period of time, then break, etc.

Representative Schultz then asked Howard Heffelfinger to comment on the deletion on page 3, line 7. Mr. Heffelfinger explained that this was not the departments proposal, but part of the overall effort to help free up the quota system.

Representative Simon asked Bob Durkee if this wouldn't be an ideal time to make a change with little upheaval. Mr. Durkee stated this is putting the cart before the horse and that legislation is created due to problems, not anticipated problems. Montana has too many licenses due to the grandfathering when the quota system was put into effect.

Representative Simon then asked Mr. Durkee if this bill passes would seven or eight licenses become available for movement. Mr. Durkee stated this is correct.

There being no further discussion by proponents or opponents, all were excused by the chairman and the hearing on Senate Bill 53 was closed.

SENATE BILL 274: Hearing commenced on Senate Bill 274. Senator William Farrell, District #31, sponsor of the bill by request of the Department of Commerce, stated this allows the department to issue a probationary license for up to one year or to deny a license to an applicant on any grounds that would warrant disciplinary action by the department. Such action must be conducted as a contested case under the Montana Administrative Procedure Act.

Proponent Geoffrey Brazier, staff attorney, Department of Commerce, explained that they provide services to 20 boards and recognize that occupational licensees provide safety to the public and should be regulated. The department keeps the records, minutes, provide accounting and legal services, etc. Prior to 1970 all boards operated separately and were assigned to a separate department. This legisla-

tion make the situation clear. There needs to be some regulation and this will affect new licensees only.

Proponent Shirley Miller, Bureau Chief, Professional and Occupational Licensing Bureau, Department of Commerce, offered her support.

Representative Schultz asked Geoffrey Brazier if the department has the authority under the Montana Administrative Procedure Act to enforce the provision on page 1, line 24. Mr. Brasier answered that in his opinion they do.

There being no further discussion by proponents and no opponents to the bill, all were excused by the chairman and the hearing on Senate Bill 274 was closed.

SENATE BILL 263: Hearing commenced on Senate Bill 263. Senator Ethel Harding, District #25, sponsor of the bill by request of the Department of Commerce, stated this prohibits renewal of an occupational or professional license that has terminated for failure to renew within three years after lapsing. A new original license could be obtained by passing an examination and paying the appropriate fee.

Proponent Geoffrey Brazier, staff attorney, Department of Commerce, stated this will make sure practitioners are qualified for the service they sell. Mr. Brazier noted a recent case in which a registered nurse had returned to the field after years and had a child die, due to the nurse being unable to perform cardiopulmonary resuscitation. This will make clear the requirements of passing a test and paying a fee, should a license lapse.

Proponent Shirley Miller, Bureau Chief, Professional and Occupational Licensing Bureau, Department of Commerce, offered her support.

Opponent Patricia Antonick of Townsend, stated this bill removes the rulemaking authority from the board to an individual case by case basis. Those most affected will be women who are away from their respective fields for various reasons. All license decisions should be subject to the boards approval and taking an examination should not be the only requirement for requalifying.

Representative Bachini asked Patricia Antonick what other requirements should be necessary for requalifying. Ms.

Antonick stated continuing education will bring an individual back to current standards. It is too harsh to require state boards be taken again. Ms. Antonick also stated that those people who come back to a profession after a period of time, have good things occur also, contrary to what Mr. Brazier stated.

Representative Brandewie asked Patricia Antonick what the cost is keep your nursing license. Ms. Antonick stated it is costs \$10 per year.

Representative Simon asked Geoffrey Brazier if the board can revise the three year period if they find it is too harsh. Mr. Brazier stated the board can not override the legislature.

Representative Kadas asked Geoffrey Brazier in the situation of the nurse why her license didn't terminate. Mr. Brazier stated the boards allow a person to pay a fee and keep their license.

Representative Schultz asked Geoffrey Brazier who will write the qualifying exam. Mr. Brazier states this may need further clarification.

Representative Schultz commented that it is unfair to have a test that those in the profession have not passed.

There being no further discussion by proponents or opponents, all were excused by the chairman and the hearing on Senate Bill 263 was closed.

SENATE BILL 404: Hearing commenced on Senate Bill 404. Senator William Yellowtail, District #50, sponsor of the bill by request of the Board of Realty Regulation, stated this permits the board to change the annual renewal and automatic cancellation dates for real estate broker's and salesman's licenses. The law now requires payment of renewal fees during December with automatic cancellation of the license on January 1 for nonpayment of fee.

Proponent Shirley Miller, Bureau Chief, Professional and Occupational Licensing Bureau, Department of Commerce, stated they requested this change to help spread the workload and to provide a more efficient, cost-saving operation.

Proponent Lon Mitchell, Administrative Officer, Board of

Real Estate, Department of Commerce, stated this will improve the effeciency factors.

In closing, Senator Yellowtail stated this will allow the board to reasonably meet their work load.

Representative Driscoll asked Shirley Miller if the department will lay anyone off should this pass. Ms. Miller stated they would not.

There being no further discussion by proponents and no opponents, all were excused by the chairman and the hearing on Senate Bill 404 was closed.

SENATE BILL 342: Hearing commenced on Senate Bill 342. Senator Mike Halligan, District #29, sponsor of the bill, stated this eliminates the requirement for apprenticeship before an applicant may obtain a certificate of registration to practice barbering. Extensive training and technical skills are taught in schools. Some recent graduates know more than older barbers. In rural areas often times there is not a barber to apprentice with.

Proponent Gary Lucht, representing the Montana Barber College Owners Association, explained that there are three schools in the state. The 1983 legislature increased the hours necessary for the schooling requirement. Instructors in these schools must be approved by the board and are qualified. The cosmetologists have also done away with the apprenticeship requirement.

Opponent Chuck Eatinger, representing concerned Barbers, supplied written testimony which is attached hereto as Exhibit 2. There are 790 licenses barbers in the state who must compete with beauticians. If the apprenticeship requirement is eliminated, more schools will open and more competition will be created, stated Mr. Eatinger.

In closing, Senator Halligan stated there is currently competition. There has been a change in the characteristice of students, most have families, etc.

Representative Jones asked Senator Halligan if lawyers work as an apprentice. Senator Halligan explained that most lawyers first jobs are not in big firms.

Representative Simon asked Chuck Eatinger what the difference between a barber and a cosmetologist is.

Mr. Eatinger explained that cosmetologists are trained in hair dyeing and that they are not taught the tapered haircut.

Representative Simon asked Gary Lucht the same question. Mr. Lucht stated, cosmetologists are 50% women and 50% men and that they market younger kids who do not wear flat tops.

Representative Pavlovich asked Gary Lucht if this provision was left out of the barber bill from last session. Mr. Lucht explained that this was correct.

There being no further discussion by proponents or opponents, all were excused by the chairman and the hearing on Senate Bill 342 was closed.

ACTION ON SENATE BILL 404: Representative Brandewie moved DO PASS on Senate Bill 404. Second was received, Senate Bill 404 will BE CONCURRED IN by unanimous vote.

ACTION ON SENATE BILL 263: Representative Hansen moved DO PASS on Senate Bill 263. Representative Schultz stated a qualifying exam is difficult to design. Representative Brandewie stated tests are designed to thin out applicants and that the requirement should be continuing education. Representative Hansen referred to a drivers license and stated those that retake the driving test are generally better drivers. Representative Driscoll explained that most boards have continuing education requirements and if an individual does not take the courses, their license lapses. Representative Bachini asked Shirley Miller how many boards require continuing education. Ms. Miller stated there are approximately 10 that do and three that are pending legislation. Representative Simon added that those who pay their dues show interest and those that do not pay are not interested. Representative Wallin asked Shirley Miller the procedure for sending a license renewal notice. Ms. Miller stated licensees are notified by post card that fees are due. Representative Glaser stated this creates a broad brush and there may be better control under each board. Representative Brandewie stated the board of realty regulation will pull a license if your fee is not right on time and that each board is different. Question being called, a roll call vote resulted in 16 members voting yes and 4 members voting no. Senate Bill 263 will BE CONCURRED IN.

ACTION ON SENATE BILL 274: Representative Thomas moved DO

PASS on Senate Bill 274. Second was received, Senate Bill 274 will BE CONCURRED IN by unanimous vote.

ACTION ON SENATE BILL 342: Representative Thomas moved DO PASS on Senate Bill 342. Representative Pavlovich stated that he sponsored the barber bill last session and this provision was intended to be included in that bill. Question being called, a roll call vote resulted in 11 members voting yes and 9 members voting no. Senate Bill 342 will BE CONCURRED IN.

ACTION ON SENATE BILL 53: Representative Wallin moved DO NOT PASS on Senate Bill 53. Representative Thomas offered a substitute motion of DO PASS. Representative Glaser stated that the provision on page 5, line 5 will put fairs into a corner and suggested the committee pass this bill for the day. Representative Pavlovich stated the only good part of the bill is the provision to reduce catering fees. The committee will hold Senate Bill 53 for further consideration. Representative Thomas withdrew his motion.

ACTION ON SENATE BILL 343: Representative Ellerd moved DO PASS on Senate Bill 343. Representative Glaser asked if this would effect the MHD project in Butte. Representative Schultz suggested Paul Verdon, staff researcher, look into this. Representative Ellerd withdrew his motion.

SENATE BILL 221: Senator Richard E. (Dick) Manning, District #18, sponsor of the bill, was present and stated this bill was introduced to protect and help with the problems the quarter horse people are facing. A senate amendment added an additional 1/2%. Senator Manning stated he accepts the amendments proposed by Sonny Hanson, (attached hereto as Exhibit 3) if a one year provision is provided for in amendment number 6 and then provides for a sunset clause.

Representative Ellerd asked Senator Manning why the duties of the executive secretary were taken away and given to the board. Senator Manning explained that this was amended in the senate, and the board deals directly with the executive secretary.

Representative Glaser commented that by increasing the percentage of the handle, the state gets a percentage of the money.

Representative Driscoll called on Linda King, a member of the board of horseracing to comment. Ms. King stated the increase

in cost is way below any other jurisdiction. The board does not have an adequate percentage of the handle to regulate. To have quality race meets, sufficient revenue is needed and the board is not wasting money, stated Ms. King.

Representative Driscoll asked Linda King to address the executive secretary issue. Ms. King stated this was not the boards proposal, but the state should be able to regulate and oversee the executive secretary.

Representative Brandewie asked Senator Manning if larger tracks are subsidizing smaller tracks. Senator Manning stated that the only tracks in the state that make money are the Great Falls and Billings tracks.

Representative Schultz commented that Wyoming only takes 20% and this may be cutting out those small tracks that do not make enough money to pay the board.

Representative Driscoll asked Senator Manning if he would accept the amendments proposed by Sonny Hanson that would return the bill to its original form. Senator Manning said he would not.

Representative Pavlovich asked Linda King if the board would object if 1% would be taken out and given to each county that have fairs bit not horseracing. Ms. King stated Montana has the highest take out of any jurisdiction in the world.

Representative Kitselman asked Linda King why the board could operate on 1% for 17 years and now there has been a 100% increase over a two year period. Ms. King stated that last session the uncash winning ticket money was lost, they must now pay for a veterinarian, hire an executive secretary and pay \$30,000 to be included with the Department of Commerce.

There being no further discussion, all were excused by the chairman and the hearing on Senate Bill 221 was closed.

ACTION ON SENATE BILL 224: Representative Driscoll moved DO PASS on Senate Bill 224. Second was received, Senate Bill 224 will BE CONCURRED IN by unanimous vote. Representative Schultz commented that the fiscal note shows two additional FTE's, that result from more personnel being needed to handle the increase in loans.



ACTION ON SENATE BILL 214: Representative Kitselman stated he spoke with Dr. Hansen who explained he will support the bill provided dental hygienists take a CPR course and an exam administered by the Board of Dentistry. Representative Wallin explained a dentist in Bozeman stated the role of a dental hygienist is to clean and prepare teeth and this is the first step in hygienists wanting to set up there own offices. Representative Keller stated his dentist has no problem with this. Most dentists leave after giving an anesthetic and are required to have emergency equipment. Representative Bachini added permission should be considered. Representative Simon suggested a Statement of Intent be adopted that will make clear to the board that only those who are fully qualified may administer anesthetics and must have CPR certification. A statement of intent will be drafted and considered.

ACTION ON SENATE BILL 66: Representative Ellerd move DO PASS on Senate Bill 66. Representative Brandewie moved to amend reinserting real estate and explained that real estate drafters do write in plain language and real estate terms are the same throughout the states. A roll call vote resulted in 7 members voting yes and 13 members voting no. The motion by Representative Brandewie did fail. Senate Bill 66 will BE CONCURRED IN with all but Representatives Brandewie, Hart and Wallin voting yes.

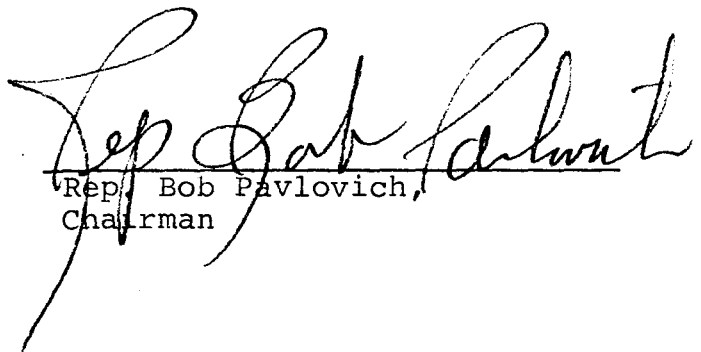
ACTION ON SENATE BILL 81: Representative Driscoll made a motion that Senate Bill 81 be TABLED. A roll call vote resulted in 9 members voting yes and 11 members voting no. Representative Kitselman moved DO PASS on Senate Bill 81. A roll call vote resulted in 11 members voting yes and 9 members voting no. Representative Glaser presented Exhibit 5 to be place of record. Representative Kitselman stated 74% of all workers are not covered under a collective bargaining agreement and a 2.6 million dollar impact on the unemployment trust fund will be saved. Representative Bachini asked Dave Wanzenried compared to the deficit employer how the payments to strikers compare. Mr. Wanzenried stated 1% of all benefits paid out are to strikers.

ACTION ON SENATE BILL 221: Representative Kitselman moved DO PASS and moved the amendments proposed by Sonny Hanson explaining this gives the board the authority to assess more than 1%. Representative Driscoll stated the bill should be put back into its original form. Representative Driscoll suggested the amendments 1 through 5 be voted on separately from amendment 6. The amendments by Sonny Hanson, numbers 1 through 5 do pass with all but Representative McCormick voting yes. The 6th amendment proposed by Sonny Hanson did pass with 12 members voting yes and 8 members voting no. Representative Kadas moved the amendment proposed by Harold Gerke which is

Business and Labor  
March 18, 1985  
Page 10

attached hereto as Exhibit 4. The amendment did pass by unanimous vote. Representative Ellerd moved to amend on page 1, line 8 and page 2, line 8, striking board and inserting department. The amendment did pass by unanimous vote. Senate Bill 221 will BE CONCURRED IN AS AMENDED by unanimous vote.

ADJOURN: There being no further business before the committee, the meeting was adjourned at 11:20 a.m.

  
Rep. Bob Pavlovich,  
Chairman

DAILY ROLL CALL  
BUSINESS AND LABOR COMMITTEE

49th LEGISLATIVE SESSION -- 1985

Date March 18, 1985

| NAME               | PRESENT | ABSENT | EXCUSED |
|--------------------|---------|--------|---------|
| Bob Pavlovich      | ✓       |        |         |
| Les Kitselman      | ✓       |        |         |
| Bob Bachini        | ✓       |        |         |
| Ray Brandewie      | ✓       |        |         |
| Jan Brown          | ✓       |        |         |
| Jerry Driscoll     | ✓       |        |         |
| Robert Ellerd      | ✓       |        |         |
| William Glaser     | ✓       |        |         |
| Stella Jean Hansen | ✓       |        |         |
| Marjorie Hart      | ✓       |        |         |
| Ramona Howe        | ✓       |        |         |
| Tom Jones          | ✓       |        |         |
| Mike Kadas         | ✓       |        |         |
| Vernon Keller      | ✓       |        |         |
| Lloyd McCormick    | ✓       |        |         |
| Jerry Nisbet       | ✓       |        |         |
| James Schultz      | ✓       |        |         |
| Bruce Simon        | ✓       |        |         |
| Fred Thomas        | ✓       |        |         |
| Norm Wallin        | ✓       |        |         |
|                    |         |        |         |
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|                    |         |        |         |
|                    |         |        |         |

# STANDING COMMITTEE REPORT

March 19 19 35  
page 1 of 2

MR. SPEAKER

We, your committee on BUSINESS AND LABOR

having had under consideration SENATE Bill No. 221

third reading copy ( blue )  
color

## GENERAL REVISION OF HORSERACING REGULATORY LAW

Respectfully report as follows: That SENATE Bill No. 221

### BE AMENDED AS FOLLOWS:

1. Title, line 8  
Following: "BOARDS;"  
Strike: the remainder of line 8 and line 9 through "SECRETARY;"
2. Title, line 12  
Following: "SESS" ~~"SESS"~~  
Strike: the remainder of line 12 and line 13 through "RECEIPTS"  
Insert: "ALLOWING THE BOARD OF HORSERACING TO RECOVER REGULATORY LOS"
3. Page 2, line 8  
Strike: "BOARD"  
Insert: "Department"
4. Page 5, line 23  
Strike: "20.5%"  
Insert: "20%"

~~DO PASS~~

5. Page 6, line 12  
Strike: "22.5%"  
Insert: "22t"
6. Page 6, line 13  
Strike: "20.5%"  
Insert: "20t"
7. Page 6, line 20  
Strike: "1.5%"  
Insert: "1t"
8. Page 7, line 11  
Following: line 10  
Insert: "(2) The board may assess an individual track an amount in excess of 1% of gross receipts sufficient to reimburse the board for the revenue loss because of regulating racing at that track during the current racing season.  
  
(3) The board may assess an individual track an amount sufficient to reimburse the board for the costs of regulating non-parimutuel racing."  
Renumber: subsequent subsections
9. Page 7, line 22  
Strike: "(2)(a)"  
Insert: "(4)(a)"
10. Page 7, line 25  
Strike: "(2)"  
Insert: "(4)"

BE CONCURRED IN AS AMENDED

STANDING COMMITTEE REPORT

March 18 19 35

MR. SPEAKER

We, your committee on BUSINESS AND LABOR

having had under consideration SENATE Bill No. 224

third reading copy (blue color)

RAISING THE BOARD OF HOUSING BOND LIMIT TO \$975 MILLION

Respectfully report as follows: That SENATE Bill No. 224

DO PASS  
BE CONCERNED IN

# STANDING COMMITTEE REPORT

March 18

19 85

MR. SPEAKER

We, your committee on BUSINESS AND LABOR

having had under consideration SENATE Bill No. 263

third reading copy ( blue )  
color

PROVIDING FOR TERMINATION DATE FOR LAPSED OCC. OR PROP. LICENSE

Respectfully report as follows: That SENATE Bill No. 263

~~DO NOT~~  
~~DO PASS~~  
BE CONCURRED IN

# STANDING COMMITTEE REPORT

March 18

85

19

MR. SPEAKER

We, your committee on BUSINESS AND LABOR

having had under consideration SENATE Bill No. 274

third reading copy ( blue )  
color

GROUND FOR DISCIP. ACTION AS GROUND FOR DENYING OCCUP.  
OR PROF. LICENSE

Respectfully report as follows: That SENATE Bill No. 374

~~DO PASS~~  
BE CONCURRED IN



# STANDING COMMITTEE REPORT

March 18

19 85

MR. SPEAKER

We, your committee on BUSINESS AND LABOR

having had under consideration SENATE Bill No. 342

third reading copy ( blue )  
color

## ELIMINATING APPRENTICESHIP REQUIREMENT AS PREREQUISITE TO BARBER LICENSURE

Respectfully report as follows: That SENATE Bill No. 342

DEPOSE  
BE CONCURRED IN

# STANDING COMMITTEE REPORT

March 18

19 85

MR. SPEAKER

We, your committee on BUSINESS AND LABOR

having had under consideration SENATE Bill No. 404

third reading copy ( blue )  
color

PERMITTING BOARD OF REALTY REGULATION TO CHANGE LICENSE RENEWAL DATE

Respectfully report as follows: That SENATE Bill No. 404

~~DO PASS~~  
BE CONCURRED IN

# STANDING COMMITTEE REPORT

March 18

19 85

MR. SPEAKER

We, your committee on BUSINESS AND LABOR

having had under consideration SENATE Bill No. 56

third reading copy ( blue )  
color

## REQUIRING PLAIN LANGUAGE IN CONSUMER CONTRACTS

SENATE

56

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

### BE AMENDED AS FOLLOWS:

1. Page 3, line 22  
Following: ";  
Insert: "or"
2. Page 3, line 24  
Following: "COMMISSION"  
Strike: the remainder of line 24 and line 25 through "ESTATE"

~~DO PASS~~

BE CONCURRED IN AS AMENDED

# ROLL CALL VOTE

HOUSE COMMITTEE BUSINESS AND LABOR

DATE March 18, 1985 BILL NO. SB 221 TIME \_\_\_\_\_

| NAME               | AYE | NAY |
|--------------------|-----|-----|
| Bob Pavlovich      |     | ✓   |
| Les Kitzelman      | ✓   |     |
| Bob Bachini        |     | ✓   |
| Ray Brandewie      | ✓   |     |
| Jan Brown          | ✓   |     |
| Jerry Driscoll     |     | ✓   |
| Robert Ellerd      | ✓   |     |
| William Glaser     | ✓   |     |
| Stella Jean Hansen |     | ✓   |
| Marjorie Hart      |     | ✓   |
| Ramona Howe        |     | ✓   |
| Tom Jones          | ✓   |     |
| Mike Kadas         | ✓   |     |
| Vernon Keller      | ✓   |     |
| Lloyd McCormick    |     | ✓   |
| Jerry Nisbet       |     | ✓   |
| James Schultz      | ✓   |     |
| Bruce Simon        | ✓   |     |
| Fred Thomas        | ✓   |     |
| Norm Wallin        | ✓   |     |
|                    |     |     |
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Secretary Debbie Aquil

Chairman Bob Pavlovich

Motion: 12-8 amendment No. 6 proposed by  
Sonny Hanson

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# ROLL CALL VOTE

HOUSE COMMITTEE BUSINESS AND LABOR

DATE March 18, 1985 BILL NO. SB 81 TIME \_\_\_\_\_

| NAME               | AYE | NAY |
|--------------------|-----|-----|
| Bob Pavlovich      | ✓   |     |
| Les Kitselman      |     | ✓   |
| Bob Bachini        | ✓   |     |
| Ray Brandewie      |     | ✓   |
| Jan Brown          |     | ✓   |
| Jerry Driscoll     | ✓   |     |
| Robert Ellerd      |     | ✓   |
| William Glaser     |     | ✓   |
| Stella Jean Hansen | ✓   |     |
| Marjorie Hart      | ✓   |     |
| Ramona Howe        | ✓   |     |
| Tom Jones          |     | ✓   |
| Mike Kadas         | ✓   |     |
| Vernon Keller      |     | ✓   |
| Lloyd McCormick    | ✓   |     |
| Jerry Nisbet       | ✓   |     |
| James Schultz      |     | ✓   |
| Bruce Simon        |     | ✓   |
| Fred Thomas        |     | ✓   |
| Norm Wallin        |     | ✓   |
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Secretary Debbie Aquil

Chairman Bob Pavlovich

Motion: 9-11 tailed

# ROLL CALL VOTE

HOUSE COMMITTEE BUSINESS AND LABOR

DATE March 18, 1985 BILL NO. SB 46 TIME \_\_\_\_\_

| NAME               | AYE | NAY |
|--------------------|-----|-----|
| Bob Pavlovich      |     | ✓   |
| Les Kitseiman      |     | ✓   |
| Bob Bachini        |     | ✓   |
| Ray Brandewie      | ✓   |     |
| Jan Brown          |     | ✓   |
| Jerry Driscoll     | ✓   |     |
| Robert Ellerd      | ✓   |     |
| William Glaser     | ✓   |     |
| Stella Jean Hansen |     | ✓   |
| Marjorie Hart      |     | ✓   |
| Ramona Howe        | ✓   |     |
| Tom Jones          | ✓   |     |
| Mike Kadas         |     | ✓   |
| Vernon Keller      |     | ✓   |
| Lloyd McCormick    |     | ✓   |
| Jerry Nisbet       |     | ✓   |
| James Schultz      |     | ✓   |
| Bruce Simon        |     | ✓   |
| Fred Thomas        |     | ✓   |
| Norm Wallin        | ✓   |     |
|                    |     |     |
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Secretary Debbie Aquil

Chairman Bob Pavlovich

Motion: 7-13 Reinsert page 3, line 25

# ROLL CALL VOTE

HOUSE COMMITTEE BUSINESS AND LABOR

DATE March 18, 1985 BILL NO. 342 TIME \_\_\_\_\_

| NAME               | AYE | NAY |
|--------------------|-----|-----|
| Bob Pavlovich      |     |     |
| Les Kitselman      | ✓   |     |
| Bob Bachini        | ✓   |     |
| Ray Brandewie      |     | ✓   |
| Jan Brown          | ✓   |     |
| Jerry Driscoll     |     | ✓   |
| Robert Ellerd      |     | ✓   |
| William Glaser     | ✓   |     |
| Stella Jean Hansen | ✓   |     |
| Marjorie Hart      |     | ✓   |
| Ramona Howe        | ✓   |     |
| Tom Jones          |     | ✓   |
| Mike Kadas         | ✓   |     |
| Vernon Keller      |     | ✓   |
| Lloyd McCormick    |     | ✓   |
| Jerry Nisbet       |     | ✓   |
| James Schultz      |     | ✓   |
| Bruce Simon        | ✓   |     |
| Fred Thomas        | ✓   |     |
| Norm Wallin        | ✓   |     |
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|                    |     |     |

Secretary Debbie Aquil

Chairman Bob Pavlovich

Motion: Do Pass 11-9

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# ROLL CALL VOTE

HOUSE COMMITTEE BUSINESS AND LABOR

DATE March 18, 1985 BILL NO. SB243 TIME \_\_\_\_\_

| NAME               | AYE | NAY |
|--------------------|-----|-----|
| Bob Pavlovich      | ✓   |     |
| Les Kitseiman      |     | ✓   |
| Bob Bachini        | ✓   |     |
| Ray Brandewie      | ✓   |     |
| Jan Brown          | ✓   |     |
| Jerry Driscoll     | ✓   |     |
| Robert Ellerd      | ✓   |     |
| William Glaser     |     | ✓   |
| Stella Jean Hansen | ✓   |     |
| Marjorie Hart      | ✓   |     |
| Ramona Howe        | ✓   |     |
| Tom Jones          |     | ✓   |
| Mike Kadas         | ✓   |     |
| Vernon Keller      | ✓   |     |
| Lloyd McCormick    | ✓   |     |
| Jerry Nisbet       | ✓   |     |
| James Schultz      |     | ✓   |
| Bruce Simon        | ✓   |     |
| Fred Thomas        | ✓   |     |
| Norm Wallin        | ✓   |     |
|                    |     |     |
|                    |     |     |

Secretary Debbie Aquil

Chairman Bob Pavlovich

Motion: 16-4 Do Pass



Exhibit 1

3/18/85

SB53

Submitted by: Bob Durkee

|                   | <u>Floater</u><br><u>Currently Available</u> | <u>Floater Available</u><br><u>Upon Passage of</u><br><u>Proposed Legislation</u> | <u>Difference</u> |
|-------------------|--|---|-------------------|
|                   | 33%/43%                                      | <del>43%</del> - 40%/50%  |                   |
|                   |  | 5853  |                   |
| Laurel            | 1  | 1   | 1                 |
| Lewis & Clark Co. | 8  | 10  | 2                 |
| Bozeman           | 0  | 1   | 1                 |
| Phillips Co.      | 0  | 1   | 1                 |
| Lake Co.          | 6  | 8   | 2                 |
| Harlem            | 1  | 2   | 1                 |
| Fairview          | 1  | 2   | 1                 |
| Choteau           | 0  | 1   | 1                 |
| Columbus          | 1  | 2   | 1                 |
| Plains            | 1  | 2   | 1                 |
| Thompson Falls    | 1  | 2   | 1                 |
| Browning          | 0  | 1   | 1                 |
| Rosebud Co.       | 3  | 4   | 1                 |
| Jefferson Co.     | 2  | 3   | 1                 |
| Boulder           | 0  | 1   | 1                 |
| Superior          | 0  | 1   | 1                 |
| Lincoln Co.       | 5  | 6   | 1                 |
| Eureka/Rexford    | 0  | 2   | 2                 |

A previous work-up completed for review by the Revenue Oversight Committee based on an increase in the "floater" provisions from 43% to 50% indicated that three more licenses could be transferred to the Billings quota area. In the meantime we were informed that Billings experienced annexations which expanded the city limits. This resulted in the reclassification of eight licensed establishments, formerly classified as Yellowstone County licenses, to Billings city licenses. Therefore the increase proposed under Senate Bill 53 would have no affect on the Billings quota area; no additional license could be transferred to that area.

Received by MTA  
From Dept of Revenue  
Liquor Division  
1-14-85

3/18/85

SB342

Submitted by: Chuck Eatinger

March 4, 1985

TO: Members of the House of Representatives

FROM: Chuck Eatinger, Representing concerned Barbers  
612 N. Main  
Helena, MT 59601

RE: Senate Bill 342

The Barbers had very good support from the House of Representatives in the 1981 session. In the session of 1981, there was a Bill to reduce the apprenticeship of Barbering from one year to three months. We were able through the House of Representatives to put an Amendment on the bill to require that the Barbers coming out of school would have to serve one year.

The House of Representatives were very supportive to the Barbers, the vote came out of the House 98 for the Amendment and only 2 against. When the Bill was sent to the Senate, after third reading and some very tough lobbying and a lot of promised votes we never received, they voted against the Amendment 33-17. This Bill went to the Joint House and Senate Committee, they reduced the apprenticeship from one year to three months.

There now is Senate Bill 342 which will do away with the Apprenticeship altogether. This Bill has already passed third reading in the Senate and is waiting to be acted on in the House of Representatives.

The Barbers in the State of Montana that have been contacted have expressed deep concern about S.B. 342 and we ask for your support again in helping us retain the apprenticeship requirement of Barbering.

I have also contacted Mr. Larry Sandretto, President of the Montana State Board of Barbers, he expressed to us that the Board Members are definitely not in favor of S.B. 342 and what it will do to the Barbers in this State.

House Members please look at S.B. 342 carefully. What does it do? It opens the school doors for more revenue for the schools. They can run Students in the front door and out the back door. What does it do to the Barber Trade? It floods every town with more Barbers than needed. Then we can be like the farmers and ranchers, we can look back at what we will have to leave because our revenue quit coming in.

We followed State Laws and served our one year apprenticeship. Why does the Barber today deserve a free ride? Let them serve a three month apprenticeship.

The concerned Barbers ask for a NO vote on S.B. 342.

Thank you for your consideration.

Amendment SB221, Third Reading Bill, (submitted by Sonny  
Hanson)

1. Title, line 12  
Following: "COSTS"  
Strike: the remainder of line 12 and line 13 through  
RECEIPTS"  
Insert: "ALLOWING THE BOARD OF HORSERACING TO RECOVER  
REGULATORY LOSSES"
2. Page 5, line 23  
Strike: "20.5%"  
Insert: "20%"
3. Page 6, line 12  
Strike: "22.5%"  
Insert: "22%"
4. Page 6, line 13  
Strike: "20.5%"  
Insert: "20%"
5. Page 6, line 20  
Strike: "1.5%"  
Insert: "1%"
6. Page 7, line 11  
Following: line 10  
Insert: "(2) The board may assess an individual track an  
an amount in excess of 1% of gross receipts suf-  
ficient to reimburse the board for the <sup>review</sup> <sup>costs</sup> loss of  
regulating racing at that track during the current  
racing season."  
Renumber: subsequent subsections

Amendments SB221, Third Reading Bill (submitted by Harold  
Gerke)

1. Title, line 12  
Following: "COSTS"  
Insert: "ALLOWING THE BOARD OF HORSERACING TO RECOVER  
REGULATORY COSTS;"
2. Page 7, line 11  
Following: line 10  
Insert: "(2) The board may assess an individual track  
an amount sufficient to reimburse the board for  
the costs of regulating non-parimutuel racing." *at the track*  
Renumber: subsequent subsections *during the racing season.*

**stride** (strīd), *v.i.* [STRODE (strōd) or *obs.* STRID (strīd), STRIDDEN (strīd'n) or *obs.* STRID, STRIDING (strīd'ing)], [ME. *striden*; AS. *stridan*; akin to G. *streiten*, to quarrel; IE. base \*ster-, to be stiff, rigid, etc.; cf. STARK, STARVE, STRETCH, etc.], 1. to walk with long steps, especially in a vigorous or pompous manner. 2. to take a single, long step, as in passing over something. 3. [Rare] to sit or stand astride. *v.t.* 1. to take a single, long step in passing over (an obstacle, etc.). 2. to stride along or through; as they *strode* the street. 3. to sit or stand astride of; straddle. *n.* 1. the act of striding. 2. a long step. 3. a forward movement by a four-legged animal, completed when the legs return to their original relative positions. 4. the distance covered in such a step. 5. *usually pl.* progress; advancement.

**hit one's stride**, to reach one's normal speed or level of efficiency.

**take in one's stride**, to do or cope with easily and without undue effort or hesitation.

**stridence** (strīd'ns), *n.* the quality of being strident or the degree of this.

**striden-ty** (strīd'n-ti), *n.* stridence.

**strident** (strīd'nt), *adj.* [L. *stridentis*, pp. of *stridere*, to make a grating noise, rasp; cf. STRICH], harsh-sounding; shrill; grating; creaking. —*SYN.* see *vociferous*.

**stridor** (strīd'ēr), *n.* [L. < *stridere*, to rasp, whistle], 1. a strident sound. 2. in *medicine*, a harsh, high-pitched whistling sound produced in breathing by an obstruction in the bronchi, trachea, or larynx.

**strid-u-lant** (strīd'oo-lənt), *adj.* stridulating.

**strid-u-late** (strīd'oo-lā'), *v.i.* [STRIDULATED (-id), STRIDULATING], [*<* Mod. L. *stridulatus*, pp. of *stridulare* < L. *stridulus* (see STRIDULOUS)], to make a shrill grating or chirping sound, as certain insects.

**strid-u-la-tion** (strīd'oo-lā'shən), *n.* the act or sound of stridulating.

**strid-u-lous** (strīd'oo-ləs), *adj.* [L. *stridulus* < *stridere*, to rasp, hiss, rattle; cf. STRIDENT], making a shrill grating or chirping sound.

**strife** (strīf), *n.* [ME. *strif*; OFr. *estrif* < *estrivier*; see STRIVE], 1. the act of striving or vying with another; contention; competition. 2. a quarrel; struggle; conflict. 3. [Archaic] strong endeavor. —*SYN.* see *discord*.

**strig-il** (strī'əl), *n.* [L. *strigilis*], 1. an instrument of bone, metal, etc. used by the ancient Greeks and Romans for scraping the skin after a bath. 2. in *Roman architecture*, one of a series of wavelike decorative flutings.

**strig-ose** (strī'gōs, strī-gōs'), *adj.* [Mod. L. *strigosus* < L. *striga*, a furrow], 1. in *botany*, having stiff hairs or bristles, as some leaves. 2. in *zoology*, having fine, close-set grooves or streaks.

**strike** (strīk), *v.t.* [STRUCK (strūk), STRUCK or *occas.* STRICKEN (strīk'n) or *obs.* STROOK (strōok), STRUCKEN (strūk'n), STRIKING], [ME. *striken*, to proceed, flow, strike with rod or sword; AS. *strikan*, to go, proceed, advance; akin to G. *streichen*; IE. *stereis*, also in L. *stringere* (cf. STRINGENT), *strigilis* (cf. STRIGIL)], 1. to hit with the hand or a tool, weapon, etc. in or as in the hand; smite; specifically, *a* to give a blow to; hit with force; as, he *struck* the nail with a hammer, *b* to give (a blow, etc.), *c* to separate, take off, take away, etc. by or as by a blow; as, they *struck* the gun from his hand, *d* to make or impress by stamping, punching, printing, etc.; as, a mint *strikes* coins, *e* to harpoon or shoot (a whale), *f* to hook (a fish that has risen to the bait) by a pull on the line. 2. to produce (a tone, etc.) by hitting a key on a musical instrument. 3. to announce (time), *a* by causing a hammer to hit a bell; said of clocks, etc., 4. to cause to come into violent or forceful contact; specifically, *a* to cause to hit something; dash; cast; as, she *struck* her elbow against the door, *b* to bring forcefully into contact; as, he *strikes* the cymbals together, *c* to cause to ignite by friction; as, he *struck* a match; hence, 5. to produce (a light, etc.) by friction. 6. to come into violent or forceful contact with; crash into; hit; as, the stone *struck* his head, the lightning *struck* the chimney. 7. to wound with the fangs; said of snakes. 8. to attack. 9. to come into contact with; specifically, *a* to fall on; shine on; as, the light *struck* the windows, *b* to catch or reach (the ear); said of a sound, *c* to come upon; arrive at; as, we *struck* the main road, *d* to notice, find, or hit upon suddenly or unexpectedly, *e* to discover; find after drilling or prospecting; as, they *struck* oil, *f* to appear to; as, what a sight *struck* me (etc.). 10. to affect as if by contact, a blow, etc.; specifically, *a* to come into the mind of; occur to; as, the idea just *struck* me, *b* to be attractive to; impress (one's fancy, sense of humor, etc.), *c* to seem to; as, that *strikes* me as rather silly, *d* to cause to become suddenly; as, he was *struck* dumb, *e* to influence, inspire, or overcome suddenly with strong feeling; as, they were *struck* with amazement.

sail, flag, etc.): sailors formerly *struck* sails in protest of grievances, to prevent a ship from sailing; hence, 13. [derived from the prec. via *obs.* sense "to put (tools) out of use" in protest of grievances], to refuse to continue to work at (a factory, etc.) until certain demands have been met. 14. *a*) originally, to stroke or smooth; hence, *b*) to level (a measure of grain, sand mold, etc.) by stroking the top with a straight instrument; strickle. 15. to assume (an attitude, pose, etc.), as by a sudden movement. 16. *a*) to send down or put forth (roots): said of plants, etc.; hence, *b*) to cause (cuttings, etc.) to take root. 17. [Slang], to borrow from or make an urgent request of; now usually *hit, touch*. 18. [Obs.], to wage (battle). 19. [cf. 12], in the theater, *a*) to dismantle and remove (a scene), *b*) to remove the scenery of (a play), *c*) to turn (a light) down or off. *v.i.* 1. to deliver a blow or blows. 2. to aim a blow or blows; as, I *struck* at the ball, but missed. 3. to attack; as, the enemy *struck* at dawn. 4. *a*) to make a sound or sounds as by being struck; as, the bell, clock, etc. is *striking*; hence, *b*) to be announced by the striking of a bell, etc.: as, three o'clock had *struck*. 5. to make sudden and violent contact; hit; collide (with *against, on, or upon*): as, the ball *struck* against the house. 6. to ignite or be capable of igniting; as, this match won't *strike*. 7. to seize or snatch at a bait; said of a fish. 8. to make a darting movement in an attempt to inflict a wound; said of a snake, tiger, etc. 9. to penetrate; pierce; as, the wind *struck* through the cracks. 10. to come suddenly or unexpectedly; fall, light, etc. (with *on or upon*): as, we *struck* on the right combination. 11. to lower sail. 12. to haul down one's flag in token of surrender. 13. to refuse to continue to work until certain demands are met; go on strike. 14. to send out roots; take root; said of a plant. 15. to advance or proceed, especially in a new direction; turn; as, they *struck* northward. 16. to move or pass quickly; dart. *n.* 1. a striking; blow. 2. a strike. 3. *a*) a concerted refusal by employees to go on working in an attempt to force an employer to grant certain demands, as for higher wages, better working conditions, collective bargaining, etc., *b*) any similar refusal by a group of people to do something; as, a buyers' *strike*. 4. a finding of a rich deposit of oil, coal, minerals, etc.; hence, 5. any sudden success, especially one bringing large financial return. 6. the act or evidence of a fish's seizing or snatching at bait; as, I just got a *strike*! 7. the number of coins, medals, etc. struck at one time. 8. the metal piece on a doorjamb into which the latch fits when the door is shut. 9. in *baseball*, a pitched ball which is *a*) struck at but missed, *b*) fairly delivered but not struck at, *c*) hit foul but not caught (unless there are already two strikes), *d*) on a third strike, hit as a foul tip caught by the catcher; three strikes put the batter out. 10. in *bowling*, *a*) the act of knocking down all the pins on the first bowl, *b*) the score made in this way. 11. in *geology & mining*, the trace of a rock bed, fault, or vein on the horizontal.

**be struck with**, to be attracted to or impressed by.

**have two strikes against one**, [Colloq.], to be at a decided disadvantage; from the three strikes permitted a batter in baseball.

**(out) on strike**, striking (*v.t.* 13).

**strike camp**, to break up or abandon a camp by taking down tents, etc.

**strike down**, 1. to cause to fall by a blow, etc.; knock down. 2. to have a disastrous or disabling effect upon; said of illness, etc.

**strike dumb**, to amaze; astound; astonish.

**strike hands**, 1. to show agreement by clapping hands; hence, 2. to make a bargain, contract, etc.

**strike home**, 1. to deliver an effective or crippling blow. 2. to achieve a desired or significant effect.

**strike in**, to interrupt or interpose.

**strike it rich**, 1. to discover a rich deposit of ore, oil, etc., 2. to become rich or successful suddenly.

**strike off**, 1. to separate or remove by or as by a blow. 2. to remove from a record, etc.; erase; expunge. 3. to print from set type.

**strike out**, 1. to make by hitting or striking. 2. to originate; produce; devise. 3. to aim or strike a blow; hit out. 4. to remove from a record, etc.; erase; expunge. 5. to begin moving or acting; start out. 6. in *baseball*, *a*) to be put out as the result of three strikes, *b*) to put (a batter) out by pitching three strikes.

**strike up**, 1. to begin playing, singing, sounding, etc., 2. to begin (a friendship, etc.). 3. to emboss (metal, decorative figures, etc.).

*SYN.*—**strike** and **hit** are more or less interchangeable in meaning to deliver a blow to or toward someone or something, the *struck*, or *hit*, the boy, but each is more frequently used in certain combinations than the other: lightning *struck* the barn, he *hit* the ball seven; *punch* implies a hitting with or as with the closed fist (to *punch* one on the jaw); *slap* implies a hitting with the palm of the hand (to *slap* one's face); *smack* implies a hitting with the palm of the hand (to *smack* one's lips).

Webster's mass v. b. dictionary  
1963 Cap. 3rd ed.

## VISITOR'S REGISTER

HOUSE Business & Labor

COMMITTEE

BILL SB 53

DATE March 18, 1985

SPONSOR Senator Cropper

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# VISITOR'S REGISTER

HOUSE

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SB 263

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## VISITOR'S REGISTER

HOUSE Business & Labor

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BILL SB 274

DATE March 18, 1985

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## VISITOR'S REGISTER

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SB 342

DATE \_\_\_\_\_

March 18, 1985

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Senator Nalligan

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HOUSE Business & Labor

COMMITTEE

BILL SB 404

DATE March 18, 1985

SPONSOR Senator Yellowstone

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