

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON BUSINESS & LABOR

Call to Order: By **CHAIRMAN BRUCE SIMON**, on February 5, 1997, at 8:00 AM, in Room 104.

ROLL CALL

Members Present:

Rep. Bruce T. Simon, Chairman (R)
Rep. Paul Sliter, Vice Chairman (Majority) (R)
Rep. Robert J. "Bob" Pavlovich, Vice Chairman (Minority) (D)
Rep. Joe Barnett (R)
Rep. Rod Bitney (R)
Rep. Sylvia Bookout-Reinicke (R)
Rep. Charles R. Devaney (R)
Rep. David Ewer (D)
Rep. Kim Gillan (D)
Rep. Billie Krenzler (D)
Rep. Bob Lawson (R)
Rep. Rod Marshall (R)
Rep. Gay Ann Masolo (R)
Rep. Wes Prouse (R)
Rep. Carolyn M. Squires (D)
Rep. Jay Stovall (R)
Rep. Cliff Trexler (R)
Rep. Joe Tropila (D)
Rep. Carley Tuss (D)

Members Excused: None

Members Absent: None

Staff Present: Stephen Maly, Legislative Services Division
Pati O'Reilly, Committee Secretary

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 80; HB 388:(1/29/97): HB
341 (1/30/97)
Executive Action: HB 409; SB 80; HB 364;
Partial HB 309; HB 406

EXECUTIVE ACTION ON HB 364

Motion: Rep. Tropila moved do pass HB 364.
{Tape: 1; Side: 1; Approx. Time Count: 3.8; Comments: None.}

Amendments: Rep. Tropila moved to adopt Kottel amendment.
{Tape: 1; Side: 1; Approx. Time Count: 4.0; Comments: None.}

Discussion:
{Tape: 1; Side: 1; Approx. Time Count: 5.0; Comments: None.}

Vote: Motion on amendment failed by roll call 8-11.
{Tape: 1; Side: 1; Approx. Time Count: 6.1; Comments: None.}

Motion/Vote: Rep. Sliter moved to table bill. Motion carried 14-5. Reps. Tuss, Krenzler, Ewer, Gillan and Tropila voted no.
{Tape: 1; Side: 1; Approx. Time Count: 11.9; Comments: None.}

HEARING ON S B 80

Opening Statement by Sponsor: Sen. Hertel, S. D. 47 introduced the bill.
{Tape: 1; Side: 1; Approx. Time Count: 12.1; Comments: None.}

Proponents' Testimony:
Frank Coty, Deputy Insurance Commissioner, State Auditor
{Tape: 1; Side: 1; Approx. Time Count: 14.9; Comments: None.}

Opponents' Testimony: None.

Questions From Committee Members and Responses:
{Tape: 1; Side: 1; Approx. Time Count: 17.5; Comments: None.}

Closing by Sponsor: Sen. Hertel closed.
{Tape: 1; Side: 1; Approx. Time Count: 20.3; Comments: None.}

EXECUTIVE ACTION ON SB 80

Motion/Vote: Rep. Sliter moved do concur SB 80. Motion carried unanimously.
{Tape: 1; Side: 1; Approx. Time Count: 21.8; Comments: None.}

EXECUTIVE ACTION ON HB 309

Motion: Rep. Pavlovich moved do pass HB 309.
{Tape: 1; Side: 1; Approx. Time Count: 22.6; Comments: None.}

Amendments: Rep. Simon moved to adopt Simon amendment. **EXHIBIT 2.**
{Tape: 1; Side: 123,7; Approx. Time Count: 23.7; Comments: None.}

Discussion: {Tape: 1; Side: 1; Approx. Time Count: 26.0; Comments: None.}

Motion: Rep. Pavlovich moved to withdraw do pass motion.
{Tape: 1; Side: 1; Approx. Time Count:32.1; Comment: To be continued at later date.}

EXECUTIVE ACTION ON HB 409

Motion/Vote: Rep. Pavlovich moved to table HB 409. Motion carried unanimously.
{Tape: 1; Side: 1; Approx. Time Count: 32.1; Comments: None.}

EXECUTIVE ACTION ON HB 406

Motion: Rep. Devaney moved do pass HB 406.
{Tape: 1; Side: 1; Approx. Time Count: 33.0; Comments: None.}

Discussion: {Tape: 1; Side: 1; Approx. Time Count: 33.5; Comments: None.}

Motion: Rep. Ewer moved Ewer amendment.
{Tape: 1; Side: 1; Approx. Time Count: 35.6; Comments: None.}

Discussion:
{Tape: 1; Side: 1; Approx. Time Count: 36.0; Comments: None.}

Motion: Reps. Ewer and Devaney moved to withdraw their motions.
{Tape: 1; Side: 2; Approx. Time Count: 6.8; Comments: Action to continue on 2/6/97}

HEARING ON HB 341

Opening Statement by Sponsor: Rep. Mercer introduced the bill.
{Tape: 1; Side: 2; Approx. Time Count: 6.8; Comments: None.}

Proponents' Testimony: Don Randash, Auto Parts Store Owner, EXHIBIT 3,4,5
{Tape: 1; Side: 2; Approx. Time Count: 9.2; Comments: None.}

Don Nagel, NAPA Auto Parts
{Tape: 1; Side: 2; Approx. Time Count: 15.1; Comments: None.}

Tom Stevens, Central Parts Co. EXHIBIT 6.
{Tape: 1; Side: 2; Approx. Time Count: 17.8; Comments: None.}

Jay Shepard, Missoula Auto Parts. EXHIBIT 7.
{Tape: 1; Side: 2; Approx. Time Count: 19.3; Comments: None.}

Richard Ike, Polson, MT. EXHIBIT 8.
{Tape: 1; Side: 2; Approx. Time Count: 20.0; Comments: None.}

Carl Skindingsrude, Columbia Falls, MT

{Tape: 1; Side: 2; Approx. Time Count: 21.6; Comments: None.}

Boyd VanderBerg-Auto Parts Store Owner. EXHIBIT 9.

{Tape: 1; Side: 2; Approx. Time Count: 22.3; Comments: None.}

Robert Garding, Mace Auto Parts. EXHIBIT 10.

{Tape: 1; Side: 2 Approx. Time Count: 25.0; Comments: None.}

Calvin Flink, Missoula Motor Parts. EXHIBIT 11.

{Tape: 1; Side: 2; Approx. Time Count: 27.1; Comments: None.}

Opponents' Testimony: None

Questions From Committee Members and Responses:

{Tape: 1; Side: 2; Approx. Time Count: 29.0; Comments: None.}

Closing by Sponsor:Rep. Mercer closed.

{Tape: 1; Side: 2; Approx. Time Count: 30.7; Comments: None.}

HEARING ON HB 388

Opening Statement by Sponsor: Rep. Bruce Simon, H. D. 18

introduced the bill. EXHIBIT 12, 13, 14, 15, 16, 17 AND 18.

{Tape: 1; Side: 2; Approx. Time Count: 31.8; Comments: None.}

Proponents' Testimony:

Steve Wyatt, Bozeman, MT.

{Tape: 2; Side: 1; Approx. Time Count: 23.3; Comments: Exhibit 19 not turned in.}

Jim Stevenson, Unifield Engineering

{Tape: 2; Side: 1; Approx. Time Count: 29.2; Comments: None.}

Don Chance, MT Building Assn. EXHIBIT 1.

{Tape: 2; Side: 1; Approx. Time Count: 32.3; Comments: None.}

Mary Westwood, Dir. Public Relations for Montana Sulphur. EXHIBIT 20.

{Tape: 2; Side: 1; Approx. Time Count: 40.1; Comments: None.}

Mike Lahr, Montana Power Co.. EXHIBIT 21.

{Tape: 2; Side: 2; Approx. Time Count: .6; Comments: None.}

Gay Rye, Billings Home Builders Assn.

{Tape: 2; Side: 2; Approx. Time Count: 1.5; Comments: None.}

Larry Brown, Ag Preservation Assn.

{Tape: 2; Side: 2; Approx. Time Count: 6.8; Comments: None.}

Paul Stanton, Milltown Mt Publisher. EXHIBIT 22.

{Tape: 2; Side: 2; Approx. Time Count: 8.8; Comments: None.}

Mike Rathburn, City of Great Falls, MT EXHIBIT 23.

{Tape: 2; Side: 2; Approx. Time Count: 10.8; Comments: None.}

Paul Gerber, Billings Fire Dept.

{Tape: 2; Side: 2; Approx. Time Count: 12.3; Comments: None.}

John Levien, Fire Dept., City of Kalispell

{Tape: 2; Side: 2; Approx. Time Count: 15.3; Comments: None.}

Jim Tillotson, City Attorney, Billings, MT

{Tape: 2; Side: 2; Approx. Time Count: 19.3; Comments: None.}

Alex Hanson, MT League of Cities and Towns. EXHIBIT 24.

{Tape: 2; Side: 2; Approx. Time Count: 28.1; Comments: None.}

Jim Kennel, Mr. Technical Council. EXHIBIT 25.

{Tape: 2; Side: 2; Approx. Time Count: 36.4; Comments: None.}

David Hoffman, City of Dillon Attorney

{Tape: 2; Side: 2; Approx. Time Count: 39.2; Comments: None.}

Bruce Bender, Division Public Works, Missoula. EXHIBIT 26.

{Tape: 3; Side: 1; Approx. Time Count: .3; Comments: None.}

Kim Palmieri, City of Billings. EXHIBIT 26.

{Tape: 3; Side: 1; Approx. Time Count: 4.2; Comments: None.}

Larry Moore, Mayor East Helena

{Tape: 3; Side: 1; Approx. Time Count: 11.0; Comments: None.}

Mike Matthew, Yellowstone County Commissioner

{Tape: 3; Side: 1; Approx. Time Count: 12.8; Comments: None.}

Neal Polsen, Building Official, City of Bozeman EXHIBIT 31.

{Tape: 3; Side: 1; Approx. Time Count: 18.3; Comments: None.}

Terry Casey, City of East Helena

{Tape: 3; Side: 1; Approx. Time Count: 25.4.}

Craig Kensman, Kalispell Building Dept. EXHIBIT 27 AND 28.

{Tape: 3; Side: 1; Approx. Time Count: 26.4; Comments: None.}

Informational Testimony:

Bill Ream, Chief Missoula Rural Fire Dept. EXHIBIT 29 AND 30.

{Tape: 3; Side: 1; Approx. Time Count: 32.0; Comments: None.}

Questions From Committee Members and Responses:

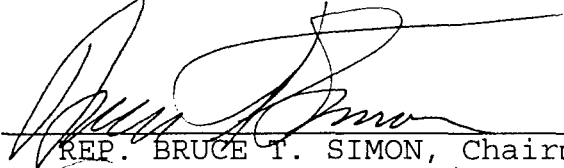
{Tape: 3; Side: 1; Approx. Time Count: 33.2; Comments: None.}

Closing by Sponsor: Rep. Simon closed. EXHIBIT 32, 33 AND 34.


{Tape: 3; Side: 2; Approx. Time Count: 4.9; Comments: None.}

ADJOURNMENT

Adjournment: 12:20 PM



REP. BRUCE T. SIMON, Chairman



PATI O'REILLY, Secretary

BTS/PO