

MINUTES

MONTANA HOUSE OF REPRESENTATIVES  
55th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS & LABOR

**Call to Order:** By CHAIRMAN BRUCE SIMON, on March 12, 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 120; SB 112; SB 229; SB 245; SB 226 (2/25/97)

Executive Action: SB 120; SB 226; SB 245; SB 229; HB 504; HB 249; HB 512; SB 88; SB 112; SB 233; SB 45

HEARING ON SB 226

Opening Statement by Sponsor: Senator Doherty, S. D 24 introduced the bill.

{Tape: 1; Side: 1; Approx. Time Count: .01; Comments: None.}

Proponents' Testimony:

Frank Cote, Deputy Commissioner of Insurance, State Auditor's Office

{Tape: 1; Side: 1; Approx. Time Count: 4.1; Comments: None.}

Tom Hopgood, American Council of Life Insurers

{Tape: 1; Side: 1; Approx. Time Count: 5.4; Comments: None.}

Susan Good, MT Life Underwriters

{Tape: 1; Side: 1; Approx. Time Count: 5.8; Comments: None.}

Opponents' Testimony: None

Questions From Committee Members and Responses: None

Closing by Sponsor: Sen. Doherty closed. Rep. Tropila to carry.

HEARING ON SB 245

Opening Statement by Sponsor: Sen. Devlin, S. D. 2 introduced the bill.

{Tape: 1; Side: 1; Approx. Time Count: 7.1; Comments: None.}

Proponents' Testimony:

Roger McGlenn, IIAM

{Tape: 1; Side: 1; Approx. Time Count: 8.1; Comments: None}

Frank Cote, Dep. Commissioner Montana Insurance Div., State Auditor

{Tape: 1; Side: 1; Approx. Time Count: 9.6; Comments: None.}

Opponents' Testimony: None

Questions From Committee Members and Responses:

{Tape: 1; Side: 1; Approx. Time Count: 10.6; Comments: None.}

Closing by Sponsor: Sen. Devlin closed. Rep. Bitney to carry.

{Tape: 1; Side: 1; Approx. Time Count: 11.2; Comments: None.}

HEARING ON SB 229

Opening Statement by Sponsor: Sen. Thomas, S. D. 31 introduced the bill. EXHIBIT 1.

{Tape: 1; Side: 1; Approx. Time Count: 11.8; Comments: None.}

Proponents' Testimony:

Don Anderson, Dir. of Mental Health and Addiction Therapy, Dept. of Health and Human Services.

{Tape: 1; Side: 1; Approx. Time Count: 15.4; Comments: None.}

Kathy McGowan, MT Mental Health Services

{Tape: 1; Side: 1; Approx. Time Count: 17.2; Comments: None.}

Jim Parker, MT Health Care

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

Dave Pachek, Mental Health Services Employee

{Tape: 1; Side: 1; Approx. Time Count: 24.0; Comments: None.}

Opponents' Testimony: None

Informational Testimony:

Mary McCue, Health Counselor

{Tape: 1; Side: 1; Approx. Time Count: 25.9; Comments: None.}

Gloria Hermanson, MT Psychological Assn.

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

Bob Torres, MT Assn of Clinical and Social Workers

{Tape: 1; Side: 2; Approx. Time Count: .6; Comments: None.}

Questions From Committee Members and Responses:

{Tape: 1; Side: 2; Approx. Time Count: 1.9; Comments: None.}

Closing by Sponsor: Sen. Thomas closed. Rep. Kasten to carry.

{Tape: 1; Side: 2; Approx. Time Count: 11.3; Comments: None.}

HEARING ON SB 112

Opening Statement by Sponsor: Sen. Van Valkenburg, S. D. 32 introduced the bill. EXHIBIT 2

{Tape: 1; Side: 2; Approx. Time Count: 15.7; Comments: None.}

Proponents' Testimony:

Frank Cote, Dep. Commissioner of Insurance, State Auditor

{Tape: 1; Side: 2; Approx. Time Count: 23.5; Comments: None.}

Tom Hopgood, Am. Council of Life Insurers

{Tape: 1; Side: 2; Approx. Time Count: 25.5; Comments: None.}

Susan Good, MT Assn of Life Underwriters and HEAL

{Tape: 1; Side: 2; Approx. Time Count: 26.0; Comments: None.}

**Roger McGlenn, IIAM**

{Tape: 2; Side: 1; Approx. Time Count: .8; Comments: None.}

**Riley Johnson, Viaticus, Inc.**

{Tape: 2; Side: 1; Approx. Time Count: 1.3; Comments: None.}

**Opponents' Testimony:** None

**Questions From Committee Members and Responses:**

{Tape: 2; Side: 1; Approx. Time Count: 2.5; Comments: None.}

**Closing by Sponsor:** Sen. Van Valkenburg closed. Rep. Pavlovich to carry. EXHIBIT 3.

{Tape: 2; Side: 1; Approx. Time Count: 27.8; Comments: None.}

#### HEARING ON SB 120

**Opening Statement by Sponsor:** Sen. Mahlum, S. D. 35 introduced the bill.

{Tape: 2; Side: 2; Approx. Time Count: 1.6; Comments: None.}

**Proponents' Testimony:**

**Riley Johnson, National Federation of Independent Businessmen**

{Tape: 2; Side: 2; Approx. Time Count: 5.3; Comments: None.}

**Charles Brooks, Billings Chamber of Commerce**

{Tape: 2; Side: 2; Approx. Time Count: 5.9; Comments: None.}

**Chris Gallus, MT Chamber of Commerce**

{Tape: 2; Side: 2; Approx. Time Count: 6.7; Comments: None.}

**John Andrew, Dept of Labor and Industry**

{Tape: 2; Side: 2; Approx. Time Count: 7.0; Comments: None.}

**Opponents' Testimony:** None

**Questions From Committee Members and Responses:**

{Tape: 2; Side: 2; Approx. Time Count: 7.4; Comments: None.}

**Closing by Sponsor:** Sen. Mahlum closed. Rep. Sliter to carry.

{Tape: 2; Side: 2; Approx. Time Count: 11.1; Comments: None.}

#### EXECUTIVE ACTION ON SB 120

**Motion/Vote:** Rep. Sliter moved do concur SB 120. Motion carried unanimously.

{Tape: 2; Side: 2; Approx. Time Count: 13.1; Comments: None.}

EXECUTIVE ACTION ON SB 226

Motion/Vote: Rep. Tropila moved do concur SB 226. Motion carried unanimously.  
{Tape: 2; Side: 2; Approx. Time Count: 14.5; Comments: None.}

EXECUTIVE ACTION ON SB 245

Motion/Vote: Rep. Sliter moved do concur SB 245. Motion carried unanimously.  
{Tape: 2; Side: 2; Approx. Time Count: 16.2; Comments: None.}

EXECUTIVE ACTION ON SB 229

Motion: Rep. Masolo moved do concur SB 229.  
{Tape: 2; Side: 2; Approx. Time Count: 17.2; Comments: None.}

Motion: Rep. Krenzler moved to adopt Krenzler amendments. Motion carried 18-1.  
{Tape: 2; Side: 2; Approx. Time Count: 19.9; Comments: None.}

Motion/Vote: Rep. Krenzler moved do concur as amended. Motion carried 14-5. Reps. Tuss, Gillan, Lawson, Trexler and Squires voted no.  
{Tape: 2; Side: 2; Approx. Time Count: 21.9; Comments: None.}

EXECUTIVE ACTION ON HB 504

Motion: Rep. Tuss moved do pass HB 504.  
{Tape: 2; Side: 2; Approx. Time Count: 22.9; Comments: None.}

Motion/Vote: Rep. Sliter moved substitute motion to Table HB 504. Motion carried roll call vote 10-7.  
{Tape: 2; Side: 2; Approx. Time Count: 25.5; Comments: None.}

EXECUTIVE ACTION ON HB 249

Motion: Rep. Sliter moved to table HB 249. Motion carried 14-3. Reps. Lawson, Tropila and Prouse voted no. Reps. Ewer and Pavlovich were absent.  
{Tape: 3.; Side: 1; Approx. Time Count: .4; Comments: None.}

EXECUTIVE ACTION ON HB 512

Motion: Rep. Squires moves do pass HB 512.

{Tape: 3; Side: 1; Approx. Time Count: 1.4; Comments: None.}

Discussion:

{Tape: 3; Side: 1; Approx. Time Count: 2.0; Comments: None.}

Motion/Vote: Rep. Sliter moved to table HB 512. Motion carried roll call vote 12-6.

{Tape: 3; Side: 1; Approx. Time Count: 4.7; Comments: None.}

EXECUTIVE ACTION ON SB 88

Motion: Rep. Tuss moved do concur SB 88.

{Tape: 3; Side: 1; Approx. Time Count: 6.8; Comments: None.}

Motion: Rep. Tuss moved to adopt Tuss amendments. EXHIBIT 4.

{Tape: 3; Side: 1; Approx. Time Count: 7.2; Comments: None.}

Motion/Vote: Rep. Sliter moved to segregate Tuss amendments separating #3. Motion on 1 and 2 carried unanimously.

{Tape: 3; Side: 1; Approx. Time Count: 8.9; Comments: None.}

Motion/Vote: Rep. Tuss offered substitute amendment for No. 3 to change the effective date. Motion carried unanimously.

{Tape: 3; Side: 1; Approx. Time Count: 15.8; Comments: None.}

Motion: Rep. Devaney moved do concur as amended.

{Tape: 3; Side: 1; Approx. Time Count: 15.9; Comments: None.}

Discussion:

{Tape: 3; Side: 1; Approx. Time Count: 16.3; Comments: None.}

Vote: Motion do concur as amended roll call vote passed 11-7.

{Tape: 3; Side: 2; Approx. Time Count: 5.1; Comments: None.}

EXECUTIVE ACTION ON SB 112

Motion: Rep. Ewer moved do concur SB 112.

{Tape: 3; Side: 2; Approx. Time Count: 6.3; Comments: None.}

Motion/Vote: Rep. Trexler moved to adopt Trexler amendments. Motion carried unanimously.

{Tape: 3; Side: 2; Approx. Time Count: 7.1; Comments: None.}

Motion/Vote: Rep. Ewer moved do concur as amended. Motion carried unanimously.

{Tape: 3; Side: 2; Approx. Time Count: 7.8; Comments: None.}

EXECUTIVE ACTION ON SB 233

Motion: Rep. Sliter moved do concur SB 233.  
{Tape: 3; Side: 2; Approx. Time Count: 8.4; Comments: None.}

Discussion:  
{Tape: 3; Side: 2; Approx. Time Count: 9.0; Comments: None.}

Motion/Vote: Rep. Tropila made substitute motion to Table SB 233.  
Motion carried roll call vote 13-6.  
{Tape: 3; Side: 2; Approx. Time Count: 10.4; Comments: None.}

EXECUTIVE ACTION ON SB 45

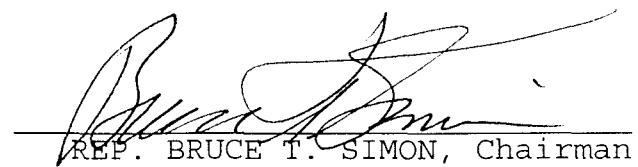
Motion: Rep. Tuss moved do concur SB 45.  
{Tape: 3; Side: 2; Approx. Time Count: 13.0; Comments: None.}

MOTION/VOTE: REP. SLITER MADE SUBSTITUTE MOTION TO TABLE SB 45.  
Motion carried roll call vote 10-9.  
{Tape: 3; Side: 2; Approx. Time Count: 13.5; Comments: None.}

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ADJOURNMENT

Adjournment: 12:05 AM

  
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REP. BRUCE T. SIMON, Chairman

  
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PATI O'REILLY, Secretary

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