

HOUSE JOINT RESOLUTION 5

Introduced by Bardanouve

1/05	Introduced
1/06	Referred to State Administration
1/20	Hearing
1/24	Committee Report--Bill Not Passed
1/25	Taken From Standing Committee Reports Order of Business
1/25	Rereferred to State Administration
1/26	Committee Report--Bill Passed
1/28	2nd Reading Passed
1/31	3rd Reading Passed

Transmitted to Senate

2/02	Referred to Business & Industry
3/13	Hearing
3/15	Committee Report--Bill Passed and Placed on Consent Calendar
3/15	Adverse Committee Report Adopted

1 House JOINT RESOLUTION NO. 5
2 INTRODUCED BY J. Baranowski
3

4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
5 REPRESENTATIVES OF THE STATE OF MONTANA URGING CONGRESS TO
6 REPEAL THE MCCARRAN-FERGUSON ACT.
7

8 WHEREAS, the McCarran-Ferguson Act was enacted in 1945
9 to permit the regulation of the insurance industry by the
10 individual states; and

11 WHEREAS, many states do not have the resources
12 necessary to effectively regulate the insurance industry;
13 and

14 WHEREAS, the McCarran-Ferguson Act exempts the
15 insurance industry from federal antitrust laws and allows
16 insurance companies to fix prices; and

17 WHEREAS, the courts have consistently held that price
18 fixing by insurance companies is immune from antitrust laws
19 regardless of the extent or effectiveness of a state's
20 regulation of the insurance industry; and

21 WHEREAS, the Federal Trade Commission Act currently
22 contains language restricting its powers to investigate the
23 insurance industry; and

24 WHEREAS, lack of rate regulation and antitrust
25 enforcement in the majority of states has resulted in

1 "excessive rates and supra-competitive profits"; and

2 WHEREAS, the insurance industry has consistently
3 enjoyed and abused the privileges granted it; and

4 WHEREAS, these privileges have made the insurance
5 industry the most powerful and least regulated business in
6 the United States.
7

8 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
9 OF REPRESENTATIVES OF THE STATE OF MONTANA:

10 (1) That the 101st Congress of the United States be
11 urged to repeal the McCarran-Ferguson Act.

12 (2) That the Secretary of State send copies of this
13 resolution to the Speaker of the United States House of
14 Representatives, the President of the United States Senate,
15 and each member of the Montana Congressional Delegation.

-End-

On motion taken from adverse
committee report, rereferred
and approved by committee on
State Administration

1 House JOINT RESOLUTION NO. 5
2 INTRODUCED BY J. Balanore
3

4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
5 REPRESENTATIVES OF THE STATE OF MONTANA URGING CONGRESS TO
6 REPEAL THE MCCARRAN-FERGUSON ACT.

7
8 WHEREAS, the McCarran-Ferguson Act was enacted in 1945
9 to permit the regulation of the insurance industry by the
10 individual states; and

11 WHEREAS, many states do not have the resources
12 necessary to effectively regulate the insurance industry;
13 and

14 WHEREAS, the McCarran-Ferguson Act exempts the
15 insurance industry from federal antitrust laws and allows
16 insurance companies to fix prices; and

17 WHEREAS, the courts have consistently held that price
18 fixing by insurance companies is immune from antitrust laws
19 regardless of the extent or effectiveness of a state's
20 regulation of the insurance industry; and

21 WHEREAS, the Federal Trade Commission Act currently
22 contains language restricting its powers to investigate the
23 insurance industry; and

24 WHEREAS, lack of rate regulation and antitrust
25 enforcement in the majority of states has resulted in

1 "excessive rates and supra-competitive profits"; and

2 WHEREAS, the insurance industry has consistently
3 enjoyed and abused the privileges granted it; and

4 WHEREAS, these privileges have made the insurance
5 industry the most powerful and least regulated business in
6 the United States.

7
8 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
9 OF REPRESENTATIVES OF THE STATE OF MONTANA:

10 (1) That the 101st Congress of the United States be
11 urged to repeal the McCarran-Ferguson Act.

12 (2) That the Secretary of State send copies of this
13 resolution to the Speaker of the United States House of
14 Representatives, the President of the United States Senate,
15 and each member of the Montana Congressional Delegation.

-End-

1 House JOINT RESOLUTION NO. 5
2 INTRODUCED BY J. Baranowski
3

4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
5 REPRESENTATIVES OF THE STATE OF MONTANA URGING CONGRESS TO
6 REPEAL THE MCCARRAN-FERGUSON ACT.
7

8 WHEREAS, the McCarran-Ferguson Act was enacted in 1945
9 to permit the regulation of the insurance industry by the
10 individual states; and

11 WHEREAS, many states do not have the resources
12 necessary to effectively regulate the insurance industry;
13 and

14 WHEREAS, the McCarran-Ferguson Act exempts the
15 insurance industry from federal antitrust laws and allows
16 insurance companies to fix prices; and

17 WHEREAS, the courts have consistently held that price
18 fixing by insurance companies is immune from antitrust laws
19 regardless of the extent or effectiveness of a state's
20 regulation of the insurance industry; and

21 WHEREAS, the Federal Trade Commission Act currently
22 contains language restricting its powers to investigate the
23 insurance industry; and

24 WHEREAS, lack of rate regulation and antitrust
25 enforcement in the majority of states has resulted in

1 "excessive rates and supra-competitive profits"; and

2 WHEREAS, the insurance industry has consistently
3 enjoyed and abused the privileges granted it; and

4 WHEREAS, these privileges have made the insurance
5 industry the most powerful and least regulated business in
6 the United States.
7

8 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
9 OF REPRESENTATIVES OF THE STATE OF MONTANA:

10 (1) That the 101st Congress of the United States be
11 urged to repeal the McCarran-Ferguson Act.

12 (2) That the Secretary of State send copies of this
13 resolution to the Speaker of the United States House of
14 Representatives, the President of the United States Senate,
15 and each member of the Montana Congressional Delegation.

-End-