

HOUSE BILL 87

Introduced by Cocchiarella, et al.

12/10	Introduced
12/10	Referred to Business and Economic Development
12/10	First Reading
12/13	Hearing
12/13	Committee Report-Bill Passed as Amended
12/14	2nd Reading Passed
12/14	3rd Reading Passed
	Transmitted to Senate
12/15	First Reading
12/15	Referred to State Administration
12/15	Fiscal Note Requested
12/16	Hearing
12/16	Committee Report-Bill Concurred as Amended
12/17	2nd Reading Concur Motion Failed
12/17	2nd Reading Indefinitely Postponed

1 *House* BILL NO. *87*  
2 INTRODUCED BY *Jackie Wilson Holland BENEDICT*  
3 *Frank Emery Russell Benjamin Sartar*  
4 A BILL FOR AN ACT ENTITLED: *HARP* AN ACT REQUIRING PROOF OF  
5 COMPLIANCE WITH THE UNEMPLOYMENT INSURANCE AND WORKERS  
6 COMPENSATION LAWS AS PART OF THE APPLICATION FOR A BUILDING  
7 PERMIT, PLUMBING PERMIT, OR ELECTRICAL INSPECTION TAG;  
8 AMENDING SECTIONS 50-60-108, 50-60-507, AND 50-60-607, MCA;  
9 AND PROVIDING AN EFFECTIVE DATE."

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 **Section 1.** Section 50-60-108, MCA, is amended to read:

13 "50-60-108. Construction permit required -- proof of  
14 compliance. (1) Any A person who desires to construct a  
15 building which that is subject to the provisions of parts 1  
16 through 4 must shall apply for a permit from the appropriate  
17 authorities.

18 (2) An application for a permit must require the  
19 submission of proof of compliance with Title 39, chapters 51  
20 and 71. A permit may not be issued until proof of compliance  
21 with Title 39, chapters 51 and 71, has been submitted to the  
22 authority responsible for issuing the permit."

23 **Section 2.** Section 50-60-507, MCA, is amended to read:

24 "50-60-507. Application for and issuance of permit --  
25 proof of compliance. (1) A person required to apply for a

1 permit shall make application on forms provided by the  
2 department of commerce or its authorized representative. He  
3 The applicant shall give a description of the character of  
4 the work proposed to be done and the location, ownership,  
5 occupancy, and use of the premises in connection therewith  
6 with the work. An application for a permit must require the  
7 submission of proof of compliance with Title 39, chapters 51  
8 and 71. A permit may not be issued until proof of compliance  
9 with Title 39, chapters 51 and 71, has been submitted to the  
10 authority responsible for issuing the permit.

11 (2) The department or its authorized representative may  
12 require sketches, specifications, or drawings and such other  
13 information it deems considers necessary in order to  
14 determine the scope of the work contemplated.

15 (3) If the department determines that the sketches,  
16 specifications, drawings, descriptions, and information  
17 furnished by the applicant are in compliance with the state  
18 plumbing code and that proof of compliance with Title 39,  
19 chapters 51 and 71, has been submitted, it the department  
20 shall issue the permit applied for upon payment of the  
21 required fee as established by the department."

22 **Section 3.** Section 50-60-607, MCA, is amended to read:

23 "50-60-607. Unlawful acts -- proof of compliance. It is  
24 unlawful for a person, partnership, company, firm,  
25 association, or corporation other than a power supplier to

1 energize an electrical installation under this part unless  
2 an application for an inspection tag covering the  
3 installation, together with the inspection fee, has been  
4 forwarded to the department of commerce. An application for  
5 an inspection tag must require the submission of proof of  
6 compliance with Title 39, chapters 51 and 71. An inspection  
7 tag may not be issued until proof of compliance with Title  
8 39, chapters 51 and 71, has been submitted to the  
9 department."

10 NEW SECTION. **Section 4.** Effective date. [This act] is  
11 effective January 1, 1994.

-End-

APPROVED BY COMM. ON BUSINESS  
AND ECONOMIC DEVELOPMENT

HOUSE BILL NO. 87

INTRODUCED BY COCCHIARELLA, WILSON, HIBBARD,  
BENEDICT, FORRESTER, EWER, DRISCOLL, BERGSAGEL,  
BARTLETT, LYNCH, HARP

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determine the scope of the work contemplated.

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**NEW SECTION. Section 4.** Effective date. [This act] is effective January 1, 1994.

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-End-

SENATE STANDING COMMITTEE REPORT

Page 1 of 1  
December 16, 1993

MR. PRESIDENT:

We, your committee on State Administration having had under consideration House Bill No. 87 (third reading copy -- blue), respectfully report that House Bill No. 87 be amended as follows and as so amended be concurred in.

Signed: Senator Eleanor Vaughn  
Senator Eleanor Vaughn, Chair

That such amendments read:

1. Page 1, lines 20 and 21.

Following: "require" on line 20

Strike: remainder of line 20 through the first "of" on line 21

Insert: "a person engaged in the construction business to submit"

2. Page 1, line 25.

Following: ".\_"

Insert: "Proof of compliance may be in the form of an affidavit verifying that the applicant has any required coverage. The affidavit is subject to the provisions of 45-7-203."

3. Page 2, lines 9 and 10.

Following: "require" on line 9

Strike: remainder of line 9 through the first "of" on line 10

Insert: "a person engaged in the plumbing business to submit"

4. Page 2, line 14.

Following: ".\_"

Insert: "Proof of compliance may be in the form of an affidavit verifying that the applicant has any required coverage. The affidavit is subject to the provisions of 45-7-203."

5. Page 3, line 10.

Strike: "the submission of"

Insert: "a person engaged in the electrical business to submit"

6. Page 3, line 14.

Following: ".\_"

Insert: "Proof of compliance may be in the form of an affidavit verifying that the applicant has any required coverage. The affidavit is subject to the provisions of 45-7-203."

7. Page 3, line 16.

Strike: "January"

Insert: "April"

-END-

M- Amd. Coord.  
MC Sec. of Senate

Forrester  
Senator Carrying Bill

HB 87

SENATE