

HOUSE OF REPRESENTATIVES
Roll Call
BUSINESS AND LABOR COMMITTEE

DATE 2-3-05

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT</u>	<u>EXCUSED</u>
REP. JIM KEANE, CHAIR.	✓		
REP. KATHLEEN GALVIN-HALCRO, VICE CHAIR.	✓		
REP. JOE McKENNEY, VICE CHAIR	✓		
REP. ELSIE ARNTZEN	✓		
REP. BOB BERGREN	✓		
REP. TIM DOWELL	✓		
REP. KEVIN FUREY	✓		
REP. DAVE GALLIK	✓		
REP. RALPH HEINERT	✓		
REP. LLEW JONES	✓		
REP. MIKE JOPEK	✓		
REP. HARRY KLOCK	✓		
REP. SCOTT MENDENHALL	✓		
REP. MIKE MILBURN	✓		
REP. DON ROBERTS	✓		
REP. WAYNE STAHL	✓		
REP. DAN VILLA	✓		
REP. JONATHAN WINDY BOY	✓		



HOUSE STANDING COMMITTEE REPORT

February 4, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 441** (first reading copy -- white) **do pass**.

Signed: _____


Representative Jim Keane, Chair

- END -

Committee Vote:
Yes 18, No 0.

280943SC.hkh

2/4/05
JK



HOUSE STANDING COMMITTEE REPORT

February 4, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 281** (first reading copy -- white) **do pass**.

Signed: _____


Representative Jim Keane, Chair

- END -

Committee Vote:
Yes 11, No 7.

280942SC.hkh

2/4/05
JK



HOUSE STANDING COMMITTEE REPORT

February 4, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 344** (first reading copy -- white) **do pass as amended.**

Signed: _____

Jim Keane
Representative Jim Keane, Chair

And, that such amendments read:

1. Title, line 4.

Strike: "REMOVING"

Insert: "REVISING"

2. Page 1, line 12.

Following: "**exclusion**"

Insert: "-- family member exception"

3. Page 1, line 13.

Strike: "An"

Insert: "(a) Except as provided in subsection (1)(b), an"

4. Page 1, following line 20.

Insert: "(b) Notwithstanding the mandatory motor vehicle liability protection provided for in subsection (1)(a), nothing in this part may be construed to prohibit an insurer from identifying a specific family member as an "excluded family member" on the declarations page of a motor vehicle liability insurance policy in order to exclude that specified family member from indemnity or defense under the bodily injury coverage of the policy."

- END -

Committee Vote:

Yes 13, No 5.

280941SC.hkh

2/4/05
Jim



HOUSE STANDING COMMITTEE REPORT

February 4, 2005

Page 1 of 2

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 156** (first reading copy -- white) **do pass as amended.**

Signed:


Representative Jim Keane, Chair

And, that such amendments read:

1. Page 1, line 15.

Strike: "or"

Insert: ", "

Following: "(4), "

Insert: "or (5), "

2. Page 1, line 20.

Strike: "(3) or (4), "

Insert: "(3), (4), or (5), if a health insurance issuer does not limit the time in which a health care provider or other person is required to submit a claim for payment, "

3. Page 2, line 8.

Strike: "are tolled"

Insert: "do not commence running until the time specified in subsection (4) (b) "

4. Page 2, line 12.

Strike: "resumes"

Insert: "commences running"

5. Page 2, line 13.

Insert: "(5) The time limitations on the health insurance issuer in subsections (1) and (2) do not commence running until the

Committee Vote:

Yes 18, No 0.

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2/4/05



health insurance issuer has actual knowledge of an invalid claim, claim overpayment, or other incorrect payment if the health insurance issuer has paid a claim incorrectly because of an error, misstatement, misrepresentation, omission, or concealment, other than insurance fraud, by the health care provider or other person. Regardless of the date upon which the health insurance issuer obtains actual knowledge of an invalid claim, claim overpayment, or other incorrect payment, this subsection does not permit the health insurance issuer to request reimbursement or to offset another claim payment for reimbursement of the claim more than 24 months after payment of the claim."

6. Page 2, line 21.

Strike: "Parts"

Insert: "(1) Subject to subsection (2), parts"

7. Page 2, line 23.

Strike: "[section 1], section 2],"

8. Page 2, line 24.

Strike: "(1)"

Insert: "(a)"

Renumber: subsequent subsections

9. Page 2, line 29.

Strike: "(a)"

Insert: "(i)"

Renumber: subsequent subsection

10. Page 3, following line 4.

Insert: "(2) [Sections 1 and 2] apply to group or blanket policies."

- END -



HOUSE STANDING COMMITTEE REPORT

February 4, 2005

Page 1 of 4

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 203** (first reading copy -- white) do pass as amended.

Signed: _____


Representative Jim Keane, Chair

And, that such amendments read:

1. Title, line 6 through line 7.

Strike: "DELETING" on line 6 through "MEMBERS;" on line 7

Insert: "REQUIRING ONE MEMBER OF THE BOARD OF NURSING TO BE AN
ADVANCED PRACTICE REGISTERED NURSE AND REQUIRING ONE MEMBER
TO BE FROM A RURAL HEALTH CARE FACILITY;"

2. Title, line 18.

Following: "PERMITS;"

Insert: "CLARIFYING LICENSURE REQUIREMENTS FOR LICENSED ADDICTION
COUNSELORS;"

3. Title, line 23.

Strike: "2-15-1750,"

Strike: "2-15-1763,"

4. Title, line 26.

Strike: "37-10-307,"

5. Title, line 27.

Strike: "37-47-351,"

Insert: "37-35-202,"

6. Title, line 28.

Committee Vote:

Yes 14, No 4.

280939SC.hkh

2/4/05
jkw

Strike: "SECTIONS"
Insert: "SECTION"
Strike: "AND 37-7-104"

7. Page 2, line 14.
Following: "~~States.~~"
Insert: "Each member must be a citizen of the United States."

8. Page 2, line 27.
Following: "nursing"
Insert: ", at least one must be an advanced practice registered nurse, at least one must be engaged in nursing practice in a rural health care facility,"

9. Page 3, line 12.
Following: "~~States~~"
Insert: "and must be citizens of the United States"

10. Page 3, line 18 through page 4, line 6.
Strike: section 3 in its entirety
Renumber: subsequent sections

11. Page 5, line 14 through page 6, line 5.
Strike: section 6 in its entirety
Renumber: subsequent sections

12. Page 7, line 7.
Following: "~~therapist,~~"
Insert: "physical therapist,"

13. Page 24, line 18 through line 27.
Strike: section 37 in its entirety
Renumber: subsequent sections

14. Page 33, following line 16.
Strike: section 44 in its entirety
Insert: "Section 41. Section 37-35-202, MCA, is amended to read:
"37-35-202. Licensure requirements -- examination -- fees.
(1) To be eligible for licensure as a licensed addiction counselor, the applicant shall submit an application fee in an amount established by the department by rule and a written application on a form provided by the department that

demonstrates that the applicant has completed the eligibility requirements and competency standards as defined by department rule.

(2) A person may apply for licensure as a licensed addiction counselor if the person has:

(a) received a baccalaureate or advanced degree in alcohol and drug studies, psychology, sociology, social work, or counseling or a ~~related field~~ comparable degree from an accredited college or university; or

(b) received an associate of arts degree in alcohol and drug studies, addiction, or substance abuse from an accredited institution.

(3) Prior to becoming eligible to begin the examination process, each person shall complete supervised work experience in an addiction treatment program as defined by the department, in an internship approved by the department, or in a similar program recognized under the laws of another state.

(4) Each applicant shall successfully complete a competency examination, in writing only, process as defined by rules adopted by the department.

(5) A person holding a license to practice as a licensed addiction counselor in this state may use the title "licensed addiction counselor".

(6) For the purposes of this section, "comparable degree" means a degree that includes 270 semester hours or the equivalent number of quarter credit hours of accredited college course work, of which 6 credit hours must be in human behavior, sociology, psychology, or a similar emphasis, 3 credit hours must be in psychopathology or course work exploring patterns and courses of abnormal or deviant behavior, and 9 credit hours must be in counseling. For the 9 credit hours in counseling, 6 credit hours must be in group counseling and 3 credit hours must be in the theory of counseling. The credit hours specified in this subsection may be obtained in an associate or master's degree program if the applicant does not have a qualifying baccalaureate degree."

Renumber: subsequent sections

15. Page 35, following line 10.

Insert: "(b) is a citizen of the United States;"

Renumber: subsequent subsections

16. Page 37, line 17.

Strike: "Sections"

Insert: "Section"

Strike: "and 37-7-104"

- END -



HOUSE STANDING COMMITTEE REPORT

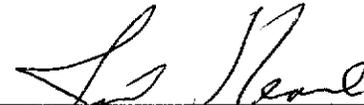
February 4, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 401** (first reading copy -- white) do pass as amended.

Signed: _____


Representative Jim Keane, Chair

And, that such amendments read:

1. Page 3, line 15.
Strike: "board"
Insert: "department"

- END -

Committee Vote:
Yes 18, No 0.

280938SC.hkh

2/4/05
jkm

HOUSE OF REPRESENTATIVES

Roll Call Vote

BUSINESS AND LABOR COMMITTEE

DATE 2-3-05 BILL NO 343 MOTION NO. _____

MOTION: _____
DO PASS

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KATHLEEN GALVIN-HALCRO, VICE CHAIR	✓		
REP. JOE McKENNEY, VICE CHAIR		✓	
REP. ELSIE ARNTZEN		✓	
REP. BOB BERGREN	✓		
REP. TIM DOWELL	✓		
REP. KEVIN FUREY	✓		
REP. DAVE GALLIK	✓		
REP. RALPH HEINERT		✓	
REP. LLEW JONES		✓	
REP. MIKE JOPEK	✓		
REP. HARRY KLOCK		✓	
REP. SCOTT MENDENHALL		✓	
REP. MIKE MILBURN		✓	
REP. DON ROBERTS		✓	
REP. WAYNE STAHL		✓	
REP. DAN VILLA	✓		
REP. JONATHAN WINDY BOY	✓		
REP. JIM KEANE, CHAIR	✓		

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HOUSE OF REPRESENTATIVES

Roll Call Vote

BUSINESS AND LABOR COMMITTEE

DATE 2-3-05 BILL NO 281 MOTION NO. _____

MOTION: DO PASS

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KATHLEEN GALVIN-HALCRO, VICE CHAIR		✓	
REP. JOE McKENNEY, VICE CHAIR	✓		
REP. ELSIE ARNTZEN	✓		
REP. BOB BERGREN		✓	
REP. TIM DOWELL		✓	
REP. KEVIN FUREY	✓		
REP. DAVE GALLIK		✓	
REP. RALPH HEINERT	✓		
REP. LLEW JONES	✓		
REP. MIKE JOPEK	✓		
REP. HARRY KLOCK	✓		
REP. SCOTT MENDENHALL	✓		
REP. MIKE MILBURN	✓		
REP. DON ROBERTS	✓		
REP. WAYNE STAHL	✓		
REP. DAN VILLA		✓	
REP. JONATHAN WINDY BOY		✓	
REP. JIM KEANE, CHAIR		✓	

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HOUSE OF REPRESENTATIVES

Roll Call Vote

BUSINESS AND LABOR COMMITTEE

DATE 2-3-05 BILL NO 344 MOTION NO. _____
 MOTION: _____

DO PASS AS AMENDED

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KATHLEEN GALVIN-HALCRO, VICE CHAIR	✓		
REP. JOE MCKENNEY, VICE CHAIR		✓	
REP. ELSIE ARNTZEN		✓	
REP. BOB BERGREN	✓		
REP. TIM DOWELL	✓		
REP. KEVIN FUREY	✓		
REP. DAVE GALLIK	✓		
REP. RALPH HEINERT	✓		
REP. LLEW JONES	✓		
REP. MIKE JOPEK	✓		
REP. HARRY KLOCK		✓	
REP. SCOTT MENDENHALL	✓		
REP. MIKE MILBURN		✓	
REP. DON ROBERTS	✓		
REP. WAYNE STAHL		✓	
REP. DAN VILLA	✓		
REP. JONATHAN WINDY BOY	✓		
REP. JIM KEANE, CHAIR	✓		

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HOUSE OF REPRESENTATIVES

Roll Call Vote

BUSINESS AND LABOR COMMITTEE

DATE 2-3-05 BILL NO 203 MOTION NO. _____

MOTION: Do Pass AS Amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KATHLEEN GALVIN-HALCRO, VICE CHAIR	✓		
REP. JOE MCKENNEY, VICE CHAIR	✓		
REP. ELSIE ARNTZEN	✓		
REP. BOB BERGREN	✓		
REP. TIM DOWELL		✓	
REP. KEVIN FUREY	✓		
REP. DAVE GALLIK		✓	
REP. RALPH HEINERT	✓		
REP. LLEW JONES	✓		
REP. MIKE JOPEK		✓	
REP. HARRY KLOCK	✓		
REP. SCOTT MENDENHALL	✓		
REP. MIKE MILBURN	✓		
REP. DON ROBERTS	✓		
REP. WAYNE STAHL	✓		
REP. DAN VILLA	✓		
REP. JONATHAN WINDY BOY	✓		
REP. JIM KEANE, CHAIR		✓	

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HOUSE OF REPRESENTATIVES

Roll Call Vote

BUSINESS AND LABOR COMMITTEE

DATE 2-3-05 BILL NO 228 MOTION NO. _____

MOTION: DO PASS AS AMENDED

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KATHLEEN GALVIN-HALCRO, VICE CHAIR	✓		
REP. JOE MCKENNEY, VICE CHAIR		✓	
REP. ELSIE ARNTZEN		✓	
REP. BOB BERGREN	✓		
REP. TIM DOWELL	✓		
REP. KEVIN FUREY	✓		
REP. DAVE GALLIK	✓		
REP. RALPH HEINERT		✓	
REP. LLEW JONES		✓	
REP. MIKE JOPEK	✓		
REP. HARRY KLOCK		✓	
REP. SCOTT MENDENHALL		✓	
REP. MIKE MILBURN		✓	
REP. DON ROBERTS		✓	
REP. WAYNE STAHL		✓	
REP. DAN VILLA	✓		
REP. JONATHAN WINDY BOY	✓		
REP. JIM KEANE, CHAIR	✓		

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HOUSE OF REPRESENTATIVES

Roll Call Vote

BUSINESS AND LABOR COMMITTEE

DATE 2-3-05 BILL NO 339 MOTION NO. _____

MOTION: DO PASS AS AMENDED

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KATHLEEN GALVIN-HALCRO, VICE CHAIR	✓		
REP. JOE MCKENNEY, VICE CHAIR		✓	
REP. ELSIE ARNTZEN		✓	
REP. BOB BERGREN	✓		
REP. TIM DOWELL	✓		
REP. KEVIN FUREY	✓		
REP. DAVE GALLIK	✓		
REP. RALPH HEINERT		✓	
REP. LLEW JONES		✓	
REP. MIKE JOPEK	✓		
REP. HARRY KLOCK		✓	
REP. SCOTT MENDENHALL		✓	
REP. MIKE MILBURN		✓	
REP. DON ROBERTS		✓	
REP. WAYNE STAHL		✓	
REP. DAN VILLA	✓		
REP. JONATHAN WINDY BOY	✓		
REP. JIM KEANE, CHAIR	✓		

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VISITORS REGISTER

Montana

House of Representatives

Business & Labor Committee

Bill Number: HB 228

Date: 2/3/05

Please print ~ Please print ~ Please print ~ Please print

Name	Representing	Support	Oppose	Informational
Jasmin	Caribous	X		
Jim Kumbel	MT ASSOC OF CHIEFS OF POLICE	X		
Keith Allen	IBEW	X		
Harry Payne	City of Helena		X	
Bruce Spencer	MADA		X	
Carol Schweitzer	Bizeman & Kalispell Chamber of Comm		X	
Riley Johnson	NFIB		X	
TOM Englund	Self		X	
Brad Griffin	m RA		X	
Barbara Renf	MT Chamber		X	
Darrell Holzer	MT AFL-CIO	X		
Cary Hegreberg	Contractors Assn		X	
Don Judge	Teanskus 190	X		

Please leave prepared testimony with Committee Secretary. Witness Statement forms are available if you care to submit written testimony.

VISITORS REGISTER

Montana

House of Representatives

Business & Labor Committee

Bill Number: HB 409

Date: 2/3/05

Please print ~ Please print ~ Please print ~ Please print

Name	Representing	Support	Oppose	Informational
Greg Poucelet	Montana Crime Service	✓		✓
Wendy Payne	City of Helena	✓		
CARL Schweitzer	ASAM	✓		
Ronna Alexander	Orasure Technologies	X		
KENNETH KUWSMAN	ORASURE TECHNOLOGIES	✓		
Cary Hegreberg	Contractors ASSO.	✓		
Anje Tinaccio	MT Mining Assoc.	✓		

Please leave prepared testimony with Committee Secretary. Witness Statement forms are available if you care to submit written testimony.