



SENATE STANDING COMMITTEE REPORT

March 30, 2005

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Mr. President:

We, your committee on **Business, Labor, and Economic Affairs** recommend that **House Bill 628** (third reading copy -- blue) be concurred in.

Signed: _____

Vicki Cocchiarella
Senator Vicki Cocchiarella, Chair

To be carried by Senator Jim Elliott

- END -

Committee Vote:
Yes 10, No 1.

671315SC.ssc

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SENATE STANDING COMMITTEE REPORT

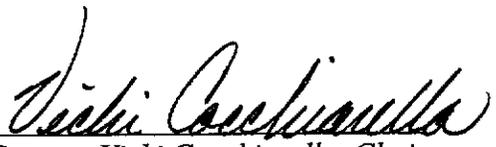
March 30, 2005

Page 1 of 1

Mr. President:

We, your committee on **Business, Labor, and Economic Affairs** recommend that **House Bill 418** (third reading copy -- blue) be concurred in as amended.

Signed:


Senator Vicki Cocchiarella, Chair

To be carried by Senator Vicki Cocchiarella

And, that such amendments read:

1. Page 3, lines 9 through 13.

Strike: "HAVING" on line 9 through "JUDGMENT" on line 13

Insert: "having the authority on a regular, recurring basis while acting in the interest of the employer to hire, transfer, suspend, lay off, recall, promote, discharge, assign, reward, or discipline other employees or to effectively recommend the above actions if, in connection with the foregoing, the exercise of the authority is not of a merely routine or clerical nature but requires the use of independent judgment"

2. Page 3, lines 14 through 16.

Strike: subsection (b) in its entirety

Insert: "(b) The authority described in subsection (11)(a) is the only criteria that may be used to determine if an employee is a supervisory employee. The use of any other criteria, including any secondary test developed or applied by the national labor relations board or the Montana board of personnel appeals, may not be used to determine if an employee is a supervisory employee under this section."

- END -

Committee Vote:

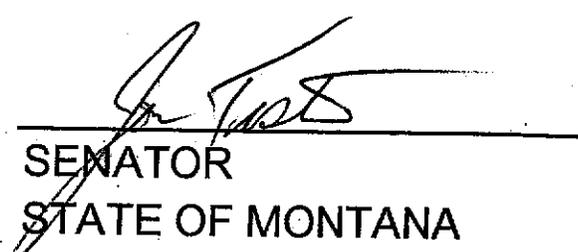
Yes 11, No 0.

671514SC.ssc



PROXY VOTE

I, the undersigned, hereby authorize Senator Cocchiarella to
vote my proxy on any issue before the Senate Business and Labor
Committee held on March 30, 2005.



SENATOR
STATE OF MONTANA

PROXY VOTE

I, the undersigned, hereby authorize Senator Vicki Cochranella to
vote my proxy on any issue before the Senate Business, Labor, and Ec. Affairs
Committee held on March 29 - 30, 2005.

See Attached - Sen. Spivnes
SENATOR
STATE OF MONTANA

I give my proxy to Vicki Cochranella
3/26 for March 29th - March 30th for
Committee activities Senate
Business & Labor & Economic Affairs.

Senator Carolyn Spivnes

**MONTANA STATE SENATE
2005 LEGISLATURE**

VISITOR REGISTER

BUSINESS AND LABOR

DATE 5/30/05 BILLS BEING HEARD TODAY HB628

PLEASE PRINT

NAME	PHONE	REPRESENTING	BILL #	SUPPORT	OPPOSE
Aubyn Carless	882-4448	Senate Dist 1	HB628	✓	
Zachel Romano	202 285 5193	Spring Creek Lodge	HB 628	✓	
Gita Romano	" "	" "	HB 628	✓	
Mary Alexine	889 5575	Chrysalis	HB628	✓	
Patricia Mikanna	877-5055	Memorial School	HB628	✓	
Mary Pachavez	447-4693	Chrysalis	HB628	✓	
Carl Saxe	755-0140	Montana Academy	HB 628	✓	
Marilyn Filipovich	388-5748	Three Rivers Montana	HB628	✓	
Christine Griffin	447-4988	Chrysalis	HB628	✓	
Kim Gardner	225-4676	AYA Montana	HB628	✓	NO
Renee Hamm	406 847 5075	Memorial School	HB628	✓	
Bud Williams	444-5643	OP I	HB628	✓	
Mary Dalton	444-5401	DPHHS	HB628	Informational	
John MERCER	757 2874	Mission Montana school	HB628	✓	
Shelley Lovell	827-3179	Spring Creek	HB628	✓	
Jacqueline Rutzke	827-4934	SCLA	HB628	✓	
Frankie Rutzke	827-4208	SCLA	HB628	Informational	
Jeannie Worsch	841-2300	Department of Labor / BSD	HB628	"	
Cynthia Reichenbach	841-2300	" " " "			

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY