

**HOUSE JOURNAL
SEVENTY-FOURTH LEGISLATIVE DAY**

Helena, Montana
April 6, 1999

House Chambers
State Capitol

House convened at 4:00 p.m. Mr. Speaker in the Chair. Invocation by Representative Soft. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

MESSAGES FROM THE SENATE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 4/1/1999

HB 2, introduced by Zook

House bill concurred in and returned to the House: 4/1/1999

HB 649, introduced by McCann

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 4/1/1999

HB 315, introduced by Raney

HB 470, introduced by Kasten

HB 478, introduced by Golie

HB 533, introduced by Gallus

HB 536, introduced by Kasten

HB 596, introduced by Somerville

House joint resolution concurred in as amended and returned to the House for concurrence in Senate amendments: 4/1/1999

HJR 18, introduced by Facey

Free conference committee report #1 adopted: 4/1/1999

SB 200, introduced by M. Taylor

MESSAGES FROM THE GOVERNOR

March 31, 1999

The Honorable John Mercer
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Representative Mercer:

Please be informed that I have signed **House Bill 76** sponsored by Representative Somerville on March 31, 1999.

Sincerely,

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MARC RACICOT
Governor

April 1, 1999

The Honorable John Mercer
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Representative Mercer:

Please be informed that I have signed **House Bill 142** sponsored by Representative Anderson, **House Bill 485** sponsored by Representative Anderson et al., and **House Bill 583** sponsored by Representative B. Thomas et al. on April 1, 1999.

Sincerely,

MARC RACICOT
Governor

April 2, 1999

The Honorable John Mercer
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Representative Mercer:

Please be informed that I have signed **House Bill 264** sponsored by Representative Wyatt on April 2, 1999.

Sincerely,

MARC RACICOT
Governor

April 5, 1999

The Honorable John Mercer
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Representative Mercer:

Please be informed that I have signed **House Bill 8** sponsored by Representative McCann, **House Bill 27** sponsored by Representative Noennig, **House Bill 229** sponsored by Representative Ewer, **House Bill 244** sponsored by

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Representative Facey et al., **House Bill 283** sponsored by Representative Younkin, **House Bill 296** sponsored by Representative Shockley, **House Bill 300** sponsored by Representative Ohs, **House Bill 308** sponsored by Representative Hagener, **House Bill 325** sponsored by Representative Brainard, **House Bill 338** sponsored by Representative Masolo et al., **House Bill 361** sponsored by Representative Shockley, **House Bill 382** sponsored by Representative Rose, **House Bill 421** sponsored by Representative Younkin, **House Bill 437** sponsored by Representative Kasten et al., **House Bill 455** sponsored by Representative L. Soft et al., **House Bill 527** sponsored by Representative Harper et al., **House Bill 539** sponsored by Representative Sliter et al., **House Bill 598** sponsored by Representative Quilici et al., and **House Bill 617** sponsored by Representative Ohs on April 5, 1999.

Sincerely,

MARC RACICOT
Governor

April 2, 1999

The Honorable John Mercer
Speaker of the House
State Capitol
Helena MT 59620

The Honorable Bruce Crippen
President of the Senate
State Capitol
Helena, MT 59620

Dear Speaker Mercer and President Crippen:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby return with an amendment House Bill 512, "**AN ACT REVISING THE MANDATORY INSURANCE BENEFIT FOR CHEMICAL DEPENDENCY BY CHANGING THE INPATIENT, OUTPATIENT, AND LIFETIME BENEFITS; EXCLUDING MEDICAL DETOXIFICATION FROM THE BENEFITS; FURTHER DEFINING INPATIENT BENEFITS; AMENDING SECTIONS 33-22-703 AND 33-22-705, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE**" for the following reasons.

House Bill 512 makes some changes to mandatory insurance benefits for chemical dependency. The bill contains an effective date of January 1, 2000. The purpose of the proposed amendment is to make clear that the Act applies upon renewal to previously-issued insurance policies and certificates. This will allow insurers to phase in the changes contained in the Act as renewals occur, rather than requiring that policies be changed all at once.

Representative Soft, the sponsor of the bill, is aware of and agrees with this proposed amendment.

Sincerely,

MARC RACICOT
Governor

GOVERNOR'S AMENDMENTS TO
House Bill No. 512
(Reference Copy)

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April 1, 1999

1. Page 5, line 17.

Following: "2000"

Insert: ",and applies to all policies or certificates issued or renewed on or after that date"

Clerical amendments 4/20/1999: NEW AMENDMENTS NECESSARY TO REFLECT APPLICABILITY DATE:

Title, line 10

Following: "DATE"

Insert: AND AN APPLICABILITY DATE"

Page 5, line 17

Following: "Effective date"

Insert: "--applicability"

April 2, 1999

The Honorable John Mercer
Speaker of the House
State Capitol
Helena MT 59620

The Honorable Bruce Crippen
President of the Senate
State Capitol
Helena, MT 59620

Dear Speaker Mercer and President Crippen:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby return with an amendment House Bill 616, **"AN ACT PROVIDING FOR THE RECEIPT OF PUBLIC COMMENT BY ELECTRONIC MAIL; REQUIRING AGENCIES USING ELECTRONIC MAIL TO DISSEMINATE AN ELECTRONIC MAIL ADDRESS TO WHICH PUBLIC COMMENT MAY BE MADE; REQUIRING AGENCIES CREATING OR RECEIVING ELECTRONIC DOCUMENTS TO DISSEMINATE THEM ELECTRONICALLY IF REQUESTED; PROHIBITING AGENCIES FROM CHARGING A FEE FOR DISSEMINATION OF ELECTRONIC DOCUMENTS; AND PROVIDING A DELAYED EFFECTIVE DATE,"** for the following reasons.

House Bill 616 requires agencies that use electronic mail to disseminate documents to requestors by electronic mail. Read literally, the bill would require agencies who use electronic mail to disseminate electronically all documents that are requested, regardless of whether the specific documents are in electronic format. This could, of course, become a significant burden, depending upon the circumstances of the request.

The bill's title suggests that agencies creating or receiving electronic documents need only disseminate electronically those documents that are in electronic format. However, the text of the bill itself does not clearly state that. In an effort to clarify that agencies need not convert to electronic format those documents that they do not have in electronic format, I am proposing a simple two-word amendment.

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Representative Lindeen, the sponsor of the bill, is aware of and agrees with this proposed amendment.

Sincerely,

MARC RACICOT
Governor

GOVERNOR'S AMENDMENTS
TO HB 616
(Reference Bill)
April 2, 1999

1. Page 1, line 30.
Following: "disseminate"
Insert: "the electronic"

SPECIAL ORDERS OF THE DAY

The Flathead Valley Home School Choir performed a song under the direction of Allison Kuechmann.

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Grinde moved that the House adjourn until 1:00 p.m., Wednesday, April 7, 1999. Motion carried.

House adjourned at 4:15 p.m.

MARILYN MILLER
Chief Clerk of the House

JOHN MERCER
Speaker of the House