

Minutes
**Labor-Management Advisory Council on
Workers' Compensation**
March 3, 2011

Advisory council members present: Lt. Governor John Bohlinger, Don Judge, Bob Worthington, Doug Bouman, Bill Dahlgren, Danny Lee, Connie Welch, Riley Johnson, Jason Miller

Core team members present: Jerry Keck, Diana Ferriter, Anne Wolfinger, Judy Bovington, Andy Shirtliff

Others present: Lance Zanto, Russ Hill, DOA; Tim Fitzpatrick, MTSBA; Larry Jones, Liberty NW; Al Smith, Andrea Olson, MTLA; Vicki Cocchiarella, MHA/MMA; Andy Adamek, BKBH; Nancy Butler, Kevin Braun, MSF; Connie Ferriter, Barb Gullickson, Anni Druce, Karen Wiles, Kristin Shields, ERD

I. U & T Guidelines Training:

Anne Wolfinger discussed the U & T Guidelines training conducted the week of February 22, 24, and 25. She stated the training went well in all three cities—Billings, Great Falls and Missoula.

II. Status of proposed amendments to HB334.

Jerry explained the NCCI pricing comparing Representative Reichner's bill and Senator Zinke's amendments to HB334. Graphs and charts were provided and discussed.

III. Status of other Workers' Compensation bills.

HB 43 Clarifying employer's rights related to employee use of medical marijuana – No position 03/03/2011

HB 71 Provide that illegal alien may not receive workers compensation – Opposed 02/04/2011

HB 110 Generally revise workers' compensation laws MT fee schedule, revoke IC, sponsor amended, 1st. Jason Miller, 2nd Bob Worthington - Endorsed – motion carried 03/03/2011

HB 118 Require Montana State Fund board member w/exec management insurance experience – 1st Riley Johnson, 2nd Bob Worthington – Motion Failed - No Position 03/03/2011

HB 186 Continue allocation of Worksafe Montna thru assessment on work comp insurer – premature – will observe

HB 359 Revise workers' compensation law on settlements & lump-sum payments – Will observe

HB 552 Provide workers' compensation to volunteer firefighters and EMS workers – 1st Jason Miller, 2nd Bob Worthington – motion carried - Endorsed – supports bill

HB 534 Added to the bills to monitor - Require proof of citizenship to receive state services - Observe

HB 577 Revise taxes by removing tip income for unemployment and work comp purposes – premature observe

SB 242 Agriculture workers only – amendment – 1st Riley Johnson, 2nd Bob Worthington, motion failed - No Position

SB 287 Require certain managers of a manager managed LLC's to obtain work comp – 1st Jason Miller, 2nd Don Judge - Endorsed – supports bill

SB 290 Exclude independent contractor as employee und Human Rights Act – 1st Riley Johnson, 2nd Bob Worthington - Endorsed – supports bill

SB 375 Generally revise workers; compensation – places requirement on MSF – No position, no followup – deleting SB375 from list

IV. Public Comment – None

V. Next Steps

U & T Guidelines are on hold for decision on HB334.

Teleconference on March 11, 2011, 1:00 p.m., Montana Rm Governor office.

U & T Guideline Training is tentatively scheduled in Bozeman, April 20th and in Helena on April 22nd.