

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HUMAN SERVICES

Call to Order: By Chairman Ron Stoker, on February 12, 2007 at 3:00 P.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Rep. Ron Stoker, Chairman (R)
Rep. Arlene Becker, Vice Chairman (D)
Rep. Tom McGillvray, Vice Chairman (R)
Rep. Mary Caferro (D)
Rep. Ernie Dutton (R)
Rep. Julie French (D)
Rep. Pat Ingraham (R)
Rep. Krayton Kerns (R)
Rep. Dave McAlpin (D)
Rep. Ken Peterson (R)
Rep. Michele Reinhart (D)
Rep. Diane Sands (D)

Members Excused: None.

Members Absent: Rep. William J. Jones (R)
Rep. Mike Milburn (R)

Staff Present: Debbie Carlson, Committee Secretary
Sue O'Connell, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HJ 30, 2/08/2007
Executive Action: HB 571, HJ 18, HB 445, HB 246, HB 359, HB 77

HEARING ON HJ 30

Opening Statement by Sponsor:

00:01:45 Rep. Kevin Furey (D), HD 91, opened the hearing on HJ 30, Study methodology and management for expanding CHIP.

[EXHIBIT \(huh31a01\)](#)

[EXHIBIT \(huh31a02\)](#)

Proponents' Testimony: None.

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:04:02 Rep. McGillvray
00:04:21 Rep. Furey
00:04:57 Rep. Peterson
00:05:45 Rep. Furey
00:07:02 Rep. Dutton
00:08:16 Rep. Furey
00:09:31 Rep. Ingraham
00:10:36 Rep. Furey

Closing by Sponsor:

00:12:01 Rep. Furey

EXECUTIVE ACTION ON HB 571

00:13:40 Rep. Caferro explained Rep. Windy Boy's request to table this bill.

00:14:27 **Motion/Vote:** Rep. McGillvray moved that HB 571 **BE TABLED**. Motion passed unanimously by voice vote.

EXECUTIVE ACTION ON HJ 18

00:15:02 **Motion:** Rep. McGillvray moved that HJ 18 **BE ADOPTED**.

Discussion:

00:15:24 Rep. Caferro
00:16:51 Rep. Peterson
00:17:43 Rep. Caferro
00:18:12 Rep. Kerns

00:18:34 Rep. McAlpin
00:19:17 **Vote:** Motion failed 7-7 by roll call vote. Reps. Becker, French, Sands, Cafferio, Jones, Reinhart and McAlpin voting aye. Rep. Becker and Rep. Jones voted aye by proxy. Rep. Milburn voted no by proxy.

EXECUTIVE ACTION ON HB 445

00:21:14 **Motion:** Rep. McGillvray moved that HB 445 **DO PASS**.

Discussion:

00:21:26 Rep. Kerns

00:21:53 Rep. Peterson

00:22:49 **Vote:** Motion failed by unanimous voice vote with Rep. Becker, Rep. Milburn and Rep. Jones voting no by proxy.

00:23:01 **Motion/Vote:** Rep. McGillvray moved that HB 445 **BE TABLED**. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 246

00:24:10 **Motion:** Rep. McGillvray moved HB 246 **DO PASS**.

00:24:20 **Motion:** Rep. French moved that HB 246 **BE AMENDED**. **EXHIBIT (huh31a03)**

Discussion:

00:25:49 Rep. French

00:28:07 Rep. Peterson

00:28:25 Sue O'Connell

00:29:06 Rep. French

00:29:24 Ms. O'Connell

00:29:31 **Vote:** Motion on amendment passed by voice vote.

00:29:47 **Motion:** Rep. McGillvray moved that HB 246 **DO PASS AS AMENDED**.

Discussion:

00:30:30 Rep. French

00:32:04 Rep. Peterson

00:32:44 Rep. McAlpin

00:33:00 Rep. Ingraham

00:33:50 Rep. Stoker

00:34:12 **Vote:** The motion **DO PASS AS AMENDED** for HB 246 failed 6-8 by roll call vote with Reps. Becker, French, Dutton, Sands, Reinhart and McAlpin voting aye. Rep.

Becker and Rep. French voted aye by proxy and Rep. Milburn and Rep. Jones voted no by proxy.

00:35:30 **Motion/Vote:** Rep. McGillvray moved that HB 246 **BE TABLED AND THE VOTE REVERSED**. Motion carried 11-3 by voice vote with Rep. Becker, Rep. Jones, and Rep. McAlpin voting no. Rep. Becker and Rep. French voted aye by proxy and Rep. Jones and Rep. Milburn voted no by proxy.

EXECUTIVE ACTION ON HB 359

00:35:59 **Motion:** Rep. McGillvray moved HB 359 **DO PASS**.

Discussion:

00:36:28 Rep. Kerns

00:36:51 Rep. Dutton requested without objection that HB 359 BE PASSED FOR DAY.

Discussion:

00:37:22 Rep. McGillvray

00:38:01 Rep. Stoker

00:40:22 Rep. Peterson

00:40:36 Rep. Stoker

00:40:51 Rep. Dutton

00:43:53 Rep. Stoker

00:44:21 Rep. Peterson

00:44:44 Rep. Reinhart

00:44:55 Rep. Stoker

00:45:11 Rep. McGillvray

00:45:37 Ms. O'Connell

00:46:07 Rep. Reinhart

00:46:29 Rep. Dutton

00:47:41 Rep. Ingraham

00:48:30 Rep. Peterson

EXECUTIVE ACTION ON HB 77

00:49:51 **Motion:** Rep. McGillvray moved that HB 77 **DO PASS**.

00:50:29 **Motion:** Rep. Kerns moved that HB 77 **BE AMENDED**.

[EXHIBIT \(huh31a04\)](#)

Discussion:

00:51:15 Rep. Kerns

00:52:37 Jeff Buska

00:55:08 Rep. Peterson

00:55:33 Rep. Stoker

00:55:41 Ms. O'Connell

00:56:31 **Vote:** Motion to amend HB 77 passed unanimously by voice vote with Reps. Jones, Becker and Milburn voting aye by proxy.

00:56:59 **Motion/Vote:** Rep. Kerns moved that HB 77 **DO PASS AS AMENDED**. Motion carried unanimously by voice vote.

Discussion:

00:57:38 Rep. French

00:58:50 Rep. McGillvray

00:59:02 Rep. French

00:59:32 Rep. McGillvray

00:59:55 Mr. Buska

01:01:41 Rep. Peterson

01:02:01 Mr. Buska

01:02:22 Rep. McGillvray

01:02:45 Mr. Buska

01:03:56 Rep. Dutton

01:04:25 Rep. French

01:05:14 Rep. McAlpin

01:05:29 Rep. Stoker

01:05:42 Mr. Buska

01:06:51 Ali Bovingdon, Assistant Attorney General, Department of Justice

01:08:37 Rep. Stoker

01:08:54 Mr. Buska

01:10:37 Rep. Ingraham

01:10:59 Mr. Buska

01:12:05 Rep. Ingraham

01:12:27 Mr. Buska

01:12:42 Ms. Bovingdon

01:15:31 Rep. Dutton

01:15:40 Rep. Peterson

01:16:33 Ms. Bovingdon

01:16:52 Rep. Peterson

01:17:02 Ms. Bovingdon

01:19:19 **Motion/Vote:** Rep. Sands moved to create a subcommittee to address the issue of the False Claims Act. Motion carried unanimously by voice vote. Members are Reps. Dutton, McAlpin, Ingraham and will be chaired by Rep. French with Ms. Bovingdon and Mr. Buska assisting the committee.

01:21:09 Rep. Stoker

01:21:21 Ms. Bovingdon

01:23:58 Rep. French

01:24:14 Rep. Stoker

ADJOURNMENT

Adjournment: 4:30 P.M.

REP. RON STOKER, Chairman

DEBBIE CARLSON, Secretary

RS/dc

Additional Exhibits:

EXHIBIT ([huh31aad.pdf](#))