

**MINUTES**

**MONTANA HOUSE OF REPRESENTATIVES  
61st LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON HUMAN SERVICES**

**Call to Order:**

**Chairwoman ARLENE BECKER**, on February 2, 2009 at 3:01 P.M.,  
in Room 152 Capitol.

**ROLL CALL**

**Members Present:**

Rep. Arlene Becker, Chairwoman (D)  
Rep. Mary Caferro, Vice Chairwoman (D)  
Rep. Pat Ingraham, Vice Chairwoman (R)  
Rep. Bill Beck (R)  
Rep. Julie French (D)  
Rep. Timothy Furey (D)  
Rep. David Howard (R)  
Rep. Chuck Hunter (D)  
Rep. Dave McAlpin (D)  
Rep. Michael More (R)  
Rep. Pat Noonan (D)  
Rep. Ken Peterson (R)  
Rep. Diane Sands (D)  
Rep. Cary Smith (R)  
Rep. Ron Stoker (R)  
Rep. Jeffery Welborn (R)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Santella Baglivo, 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: HB 310, 1/22/2009

Executive Action: HB 29, HB 85, HB 281, HJ 3, HB 111

**HEARING ON HB 310**

**Opening Statement by Sponsor:**

00:01:47 Rep. Don Roberts (R), HD 56, opened the hearing on HB 310, Confidentiality for medical group quality assurance.

00:03:32 Rep. Beck enters.

**Proponents' Testimony:**

00:04:13 Pat Melby, Montana Medical Association

00:07:50 Rep. McAlpin enters.

00:13:38 Aimee Grmoljez, Billings Clinic

00:16:03 Greg Drapes, Monida Healthcare Network, Missoula, Montana

**EXHIBIT (huh24a01)**

00:19:29 Tom, Ebezery, St Vincent Healthcare, Rocky Mountain Healthcare, Bozeman, Montana

**Opponents' Testimony:**

00:20:42 Al Smith, Montana Trial Lawyers Association

**EXHIBIT (huh24a02)**

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:33:56 Rep. French

00:34:28 Mr. Smith

00:34:46 Rep. French

00:35:49 Mr. Smith

00:36:44 Rep. French

00:37:03 Mr. Smith

00:37:17 Rep. French

00:37:26 Mr. Smith

00:37:50 Rep. Peterson

00:38:43 Mr. Melby

00:40:22 Rep. Peterson

00:41:03 Mr. Melby

00:42:00 Chairwoman Becker  
00:42:52 Mr. Melby  
00:43:44 Rep. Howard  
00:44:23 Mr. Melby  
00:45:09 Rep. Howard  
00:45:42 Mr. Melby  
00:46:36 Rep. Howard  
00:46:55 Mr. Melby  
00:47:23 Rep. Caferro  
00:47:52 Mr. Smith  
00:48:49 Rep. Caferro  
00:49:01 Mr. Smith  
00:49:16 Rep. Caferro  
00:49:30 Mr. Smith  
00:49:57 Rep. French  
00:50:26 Mr. Melby  
00:51:36 Rep. French  
00:52:18 Mr. Melby  
00:53:27 Rep. Ingraham  
00:53:58 Mr. Melby  
00:55:27 Chairwoman Becker  
00:55:45 Mr. Melby  
00:57:39 Chairwoman Becker  
00:57:42 Rep. Peterson  
00:57:50 Mr. Melby  
00:58:00 Rep. Peterson  
00:58:23 Mr. Melby  
00:58:47 Rep. Peterson  
00:59:07 Mr. Melby

**Closing by Sponsor:**

01:00:15 Rep. Roberts  
01:07:06 Chairwoman Becker calls for a recess.  
01:22:45 Chairwoman Becker resumes meeting.

**EXECUTIVE ACTION ON HB 29**

01:23:04 **Motion:** Rep. French moved that **HB 29 DO PASS.**

**Discussion:**

01:30:47 Chairwoman Becker  
01:30:51 Rep. Peterson  
01:32:00 Rep. French  
01:31:12 Rep. Ingraham  
01:31:39 Rep. French  
01:31:43 Chairwoman Becker  
01:31:46 Rep. French

01:31:50 Chairwoman Becker  
01:32:04 Rep. McAlpin  
01:32:21 Rep. Ingraham  
01:32:34 Chairwoman Becker  
01:33:47 Rep. French  
01:34:40 Rep. Ingraham  
01:35:13 Rep. Howard  
01:35:59 Rep. Furey  
01:36:41 Rep. Sands  
01:36:46 Chairwoman Becker  
01:36:50 Rep. Sands moved that HB 29 be rereferred with no recommendation to the Appropriations Committee.  
01:37:10 Rep. Caferro called the question.  
  
01:37:16 **Vote:** Motion to rerefer HB 29 to the Appropriations committee carried 15-1 by voice vote with Rep. Peterson voting no. Rep. Stoker voted by proxy.

**EXECUTIVE ACTION ON HB 281**

01:38:22 **Motion:** Rep. Hunter moved that **HB 281 DO PASS.**

**Discussion:**

01:38:30 Chairwoman Becker  
01:38:38 Rep. Hunter  
01:41:09 Rep. Peterson  
01:43:10 Rep. More  
01:45:58 Rep. Sands  
01:47:16 Rep. Howard  
01:47:24 Rep. Peterson  
01:47:59 Rep. Howard called the question.  
  
01:48:08 **Vote:** Motion failed 8-8 by roll call vote with Rep. Becker, Rep. Caferro, Rep. French, Rep. Furey, Rep. Hunter, Rep. McAlpin, Rep. Noonan, and Rep. Sands voting aye. Rep. Stoker voted by proxy.

**EXECUTIVE ACTION ON HB 85**

01:49:28 **Motion:** Rep. Sands moved that **HB 85 DO PASS.**

01:52:01 **Motion:** Rep. Sands moved that **HB 85 BE AMENDED.**  
**EXHIBIT (huh24a03)**

**Discussion:**

01:52:12 Chairwoman Becker  
01:52:52 Ms. O'Connell  
01:53:32 Rep. Smith  
01:53:58 Rep. Sands  
01:54:11 Chairwoman Becker  
01:54:13 Rep. Sands  
01:54:16 Rep. Smith  
01:54:27 Rep. Sands  
01:55:04 Chairwoman Becker  
01:55:17 Rep. Sands  
01:55:47 Rep. McAlpin  
01:55:51 Rep. Sands  
01:56:09 Rep. Peterson  
01:56:36 Rep. Sands  
01:57:12 Rep. Peterson  
01:57:19 Rep. Sands  
01:57:25 Rep. Howard  
01:57:56 Rep. Sands  
01:58:43 Rep. Howard  
01:59:00 Rep. Sands  
01:59:04 Chairwoman Becker  
01:59:12 Rep. French called the question.

01:59:26 **Vote:** Motion carried unanimously by voice vote. Rep. Stoker, Rep. French, and Rep. Peterson voted by proxy.

01:59:37 **Motion:** Rep. Sands moved that **HB 85 DO PASS AS AMENDED.**

**Discussion:**

01:59:48 Rep. French  
02:00:48 Rep. Welborn  
02:01:01 Rep. Sands  
02:02:10 Rep. French  
02:02:15 Rep. Sands  
02:02:30 Rep. Welborn  
02:02:44 Rep. Sands  
02:02:46 Rep. Welborn  
02:02:54 Rep. Ingraham  
02:07:24 Chairwoman Becker  
02:07:38 Rep. Peterson  
02:07:39 Rep. French  
02:07:43 Chairwoman Becker  
02:07:45 Rep. Howard  
02:07:59 Chairwoman Bekcer  
02:08:14 Rep. Ingraham  
02:08:47 Rep. French

02:09:20 Rep. Sands  
02:09:36 Rep. French  
02:10:07 Rep. Beck  
02:12:03 Rep. Sands  
02:14:12 Rep. Caferro called the question.

02:14:16 **Vote:** Motion failed 8-8 by roll call vote with Rep. Becker, Rep. Caferro, Rep. Furey, Rep. Hunter, Rep. McAlpin, Rep. Noonan, and Rep. Sands voting aye. Reps. French, Peterson and Stoker voted by proxy.

### EXECUTIVE ACTION ON HJ 3

02:15:41 **Motion:** Rep. Caferro moved that **HJ 3 DO PASS.**

#### Discussion:

02:16:08 Rep. French  
02:17:45 Rep. Beck  
02:18:10 Ms. O'Connell  
02:19:12 Chairwoman Becker  
02:19:57 Rep. French  
02:20:26 Rep. Ingraham  
02:20:53 Rep. Noonan  
02:21:32 Chairwoman Becker  
02:21:35 Rep. Hunter  
02:21:53 Rep. Sands  
02:22:55 Rep. Howard  
02:23:18 Chairwoman Becker

02:23:33 **Vote:** Motion failed 3-13 by roll call vote with Rep. McAlpin, Rep. Noonan, and Rep. Sands voting aye. Rep. Stoker, Rep. More, and Rep. Peterson voted by proxy.

02:24:59 **Motion/Vote:** Rep. Caferro moved that **HJ 3 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote. Rep. Stoker, Rep. More, and Rep. Peterson voted by proxy.

### EXECUTIVE ACTION ON HB 111

02:25:48 **Motion/Vote:** Rep. Sands moved that **HB 111 BE TABLED.** Motion carried unanimously by voice vote. Rep. Stoker, Rep. More, and Rep. Peterson voted by proxy.

#### Announcements:

02:26:41 Chairwoman Becker

**ADJOURNMENT**

02:27:56 Adjournment: 5:28 P.M.

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SANTELLA BAGLIVO, Secretary

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**Additional Documents**

Additional Documents:

**EXHIBIT ([huh24aad.pdf](#))**