

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chair Jason Priest, on April 6, 2011 at 3:00 PM, in Room 335 Capitol

ROLL CALL

Members Present:

Sen. Jason Priest, Chair (R)
Sen. Terry Murphy, Vice Chair (R)
Sen. Mary Caferro (D)
Sen. Kim Gillan (D)
Sen. Rowlie Hutton (R)
Sen. Kendall Van Dyk (D)

Members Excused: None

Members Absent: Sen. Jeff Essmann (R)
Sen. Dave Lewis (R)

Staff Present: Julianne Burkhardt, Legislative Branch
Liane Taylor, Committee Secretary

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.

HEARING ON HB 565

Opening Statement by Sponsor:

00:00:55 Rep. Pat Noonan (D), HD 73, opened the hearing on HB 565, Clarify requirements for providing services to high-risk children.

Proponents' Testimony:

00:04:51 Jon Metropoulos, AWARE
00:06:17 Matt Kuntz, NAMI Montana (NAMI)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:07:41 Sen. Priest
00:08:36 Rep. Noonan, HD 73
00:09:37 Sen. Priest
00:09:50 Rep. Noonan
00:10:42 Sen. Caferro
00:11:22 Rep. Noonan
00:12:19 Sen. Caferro
00:12:39 Rep. Noonan

Closing by Sponsor:

00:12:59 Rep. Noonan

HEARING ON HB 377

Opening Statement by Sponsor:

00:13:33 Rep. Wendy Warburton (R), HD 34, opened the hearing on HB 377, Revise laws to allow medication aides in nursing homes.

Proponents' Testimony:

00:15:15 Rose Hughes, Montana Health Care Association (MHCA)
[EXHIBIT\(phs77a01\)](#)
00:21:01 Karen Tucker, Riverside Health Care Center (RHCC)
00:23:43 Lori Collins, Valley View Home (VVH)
00:25:35 Tammy Talley, Riverside Health Care Center (RHCC)
00:28:09 Gordon Morris, Lewis & Clark County (LCC)
00:29:02 Frank Soltys, Benefis Hospital (BH)
00:31:21 John Flink, MHA An Association of Montana Health Care Providers (MHA)
[EXHIBIT\(phs77a02\)](#)

00:32:16 Don Judge, Montana Nurses Association, (MNA)
00:32:47 Aimee Grmoljez, Billings Clinic

Opponents' Testimony:

00:33:52 Kerry Haney, Montana Pharmacy Association (MPA)
EXHIBIT(phs77a03)
00:40:21 Rep. Carolyn Squires, HD 96
00:45:17 Lyndee Fogel, Montana Pharmacy Association (MPA)
00:49:56 Tony King, Montana Pharmacy Association, (MPA)

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:51:34 Rep. Warburton

HEARING ON HB 609

Opening Statement by Sponsor:

00:55:26 Rep. Gary MacLaren (R), HD 89, opened the hearing on HB 609, Referendum on freedom to choose health insurance coverage.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:56:43 Sen. Lewis
00:57:01 Rep. MacLaren, HD 89

Closing by Sponsor:

00:57:25 Rep. MacLaren

HEARING ON HB 445

Opening Statement by Sponsor:

00:57:58 Rep. Cary Smith (R), HD 55, opened the hearing on HB 445, Allow health care choice thru out-of-state policies.

EXHIBIT(phs77a04)

Proponents' Testimony: None

Opponents' Testimony:

01:03:51 Frank Cote, Blue Cross Blue Shield (BCBS)
01:11:13 Aimee Grmoljez, Billings Clinic (BC)
EXHIBIT(phs77a05)
01:13:06 Don Judge, Montana Nurses Association, (MNA)
01:15:51 Susan Witte, Allegiance Health Care (AHC)
01:16:45 Beth Breneman, Disability Rights Montana (DRM)

Informational Testimony:

01:18:58 Steve Matthews, Insurance Commissioner

Questions from Committee Members and Responses:

01:19:11 Sen. Caferro
01:20:13 Rep. Smith, HD 55
01:21:04 Sen. Caferro
01:21:38 Rep. Smith
01:22:12 Frank Cote, BCBS
01:23:56 Sen. Caferro

Closing by Sponsor:

01:24:47 Rep. Smith

HEARING ON SJ 27

Opening Statement by Sponsor:

01:28:23 Sen. Mary Caferro (D), SD 40, opened the hearing on SJ 27, Interim study of waiver services for children with developmental disabilities.

Proponents' Testimony:

01:29:16 Cris Volinkaty, Childrens Disability Services (CDS)
EXHIBIT(phs77a06)
01:38:33 Jan Cahill, Montana Association of Disability Services (MADS)
01:39:03 Billie Miller, Family Outreach
EXHIBIT(phs77a07)
01:45:41 Charlie Briggs, Easter Seals/Goodwill
01:45:54 Sylvia Danforth, DEAP
EXHIBIT(phs77a08)
01:47:14 Matt Bugni, AWARE
01:48:10 Dennis Taylor, Childrens Disability Services (CDS)
01:49:00 Anita Roessmann, Disability Rights Montana (DRM)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:50:09 Sen. Priest

01:50:24 Sen. Caferro

Closing by Sponsor:

01:51:19 Sen. Caferro

HEARING ON SR 29

Opening Statement by Sponsor:

01:51:54 Sen. Jason Priest (R), SD 30, opened the hearing on SR 29, Confirm certain Governor's appointees.

Proponents' Testimony:

01:53:13 Patti Keebler, Office of the Governor

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

01:54:01 Sen. Priest

EXECUTIVE ACTION ON SR 29

01:54:04 Senator Lewis is excused from the committee.

01:54:29 **Motion/Vote:** Sen. Murphy moved that **SR 29 BE ADOPTED**. Motion carried unanimously by voice vote of those present and voting.

EXECUTIVE ACTION ON SJ 27

01:55:01 Senator Van Dyk is excused from the committee.

01:55:06 **Motion/Vote:** Sen. Hutton moved that **SJ 27 DO PASS**. Motion carried unanimously by voice vote of those present and voting.

EXECUTIVE ACTION ON HB 377

01:55:35 **Motion/Vote:** Sen. Gillan moved that **HB 377 BE CONCURRED IN**. Motion carried unanimously by voice vote of those present and voting. Sen. Hutton will carry the bill.

EXECUTIVE ACTION ON HB 445

01:57:17 **Motion/Vote:** Sen. Gillan moved that **HB 445 BE TABLED**. Motion carried 6-2 by roll call vote with Senators Priest and Hutton voting no and Senators Essmann, Lewis and Van Dyk voting by proxy.

EXECUTIVE ACTION ON HB 565

01:59:18 **Motion/Vote:** Sen. Gillan moved that **HB 565 BE CONCURRED IN**. Motion carried 5-3 by roll call vote with Senators Priest, Essmann and Lewis voting no and Senators Caferro, Essmann, Lewis and Van Dyk voting by proxy. Sen. Gillan will carry the bill.

EXECUTIVE ACTION ON HB 609

02:00:48 **Motion:** Sen. Hutton moved that **HB 609 BE CONCURRED IN**.

Discussion:

02:01:18 Sen. Priest
02:01:40 Sen. Gillan
02:01:59 Julianne Burkhardt, LSD
02:02:09 Sen. Gillan
02:05:16 Sen. Priest

02:05:21 **Vote:** Motion carried 5-3 by roll call vote with Senators Caferro, Gillan and Van Dyk voting no and Senators Essmann, Lewis and Van Dyk voting by proxy. Sen. Priest will carry the bill.

EXECUTIVE ACTION ON HB 183

02:06:23 **Motion:** Sen. Hutton moved that **HB 183 BE CONCURRED IN**.
[EXHIBIT\(phs77a09\)](#)

02:07:30 **Motion:** Sen. Hutton moved that **HB 183 BE AMENDED**.

Discussion:

02:09:14 Julianne Burkhardt
02:09:35 Sen. Caferro
02:10:32 Sen. Murphy
02:11:42 Julianne Burkhardt
02:11:46 Sen. Caferro

02:12:40 **Vote:** Motion carried 5-3 by roll call vote with Senators Caferro, Gillan and Van Dyk voting no and Senators Essmann, Lewis and Van Dyk voting by proxy.

02:13:34 **Motion:** Sen. Hutton moved that **HB 183 BE CONCURRED IN AS AMENDED.**

Discussion:

02:14:07 Sen. Gillan

02:18:51 Sen. Murphy

02:19:22 Sen. Priest

02:21:07 Sen. Caferro

02:21:31 Sen. Priest

02:21:40 Sen. Gillan

02:24:25 **Motion/Vote:** Sen. Gillan moved to **TABLE HB 183.** Motion failed 4-4 with Senators Priest, Murphy, Hutton and Lewis voting no and Senators Essmann, Lewis and Van Dyk voting by proxy.

02:27:21 **Vote:** Motion failed 4-4 with Senators Priest, Murphy, Hutton and Lewis voting no and Senators Essmann and Lewis voting by proxy.

EXECUTIVE ACTION ON HB 409

02:25:33 Sen. Priest

02:25:36 **Motion/Vote:** Sen. Gillan moved to **REMOVE HB 409 FROM THE TABLE.** Motion carried unanimously by voice vote of those present and voting.

02:26:04 **Motion/Vote:** Sen. Gillan moved that **HB 409 BE CONCURRED IN.** Motion carried unanimously by voice vote of those present and voting. Sen. Priest will carry the bill.

ADJOURNMENT

02:28:12 Adjournment:

Liane Taylor, Secretary

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Additional Documents:

EXHIBIT([phs77aad.pdf](#))