

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON HUMAN SERVICES

Call to Order: Chair David Howard, on February 4, 2011 at 3:00 PM, in Room 152
Capitol

ROLL CALL

Members Present:

Rep. David Howard, Chairman (R)
Rep. Pat Noonan, Vice Chairman (D)
Rep. Cary Smith, Vice Chairman (R)
Rep. Liz Bangerter (R)
Rep. Steve Fitzpatrick (R)
Rep. Ellie Boldman Hill (D)
Rep. Pat Ingraham (R)
Rep. Dan Kennedy (R)
Rep. Michael (Mike) More (R)
Rep. Carolyn Pease-Lopez (D)
Rep. Joe Read (R)
Rep. Dan Skattum (R)
Rep. Max Yates (R)

Members Excused: Rep. Timothy Furey (D)
Rep. Chuck Hunter (D)

Members Absent: None

Staff Present: Miranda Keaster, 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:

Executive Action: HB 161, HB 227
Hearing: HB 82, HB 267

00:00:07 Chairman Howard

EXECUTIVE ACTION ON HB 161

00:00:52 Chairman Howard

00:01:01 **Motion:** Rep. C. Smith moved that **HB 161 DO PASS.**

Discussion:

00:01:08 Rep. Smith

00:01:33 Chairman Howard

00:02:11 Rep. Noonan

00:02:48 Rep. Hill

00:05:05 Rep. Smith

00:07:21 Rep. Bangerter

00:08:39 Rep. Kennedy

00:09:55 Rep. More

00:13:39 Rep. Hill

00:14:40 Rep. Furey entered.

00:15:57 Rep. Pease-Lopez

00:16:39 Rep. Read

00:17:49 **Vote:** Motion carried 10-5 by roll call vote with Rep. Furey, Rep. Hill, Rep. Hunter, Rep. Noonan and Rep. Pease-Lopez voting no. Rep. Hunter voted by proxy.

00:19:32 Chairman Howard

HEARING ON HB 267

Opening Statement by Sponsor:

00:21:08 Rep. Diane Sands (D), HD 95, opened the hearing on HB 267, Revise day-care licensing requirements to promote early childhood health.

00:22:27 Rep. Yates exited.

00:22:51 Rep. Bangerter exited.

Proponents' Testimony:

00:23:55 Katie Bark, Montana Dietetic Association (MDA)

EXHIBIT(huh28a01)

EXHIBIT(huh28a02)

00:35:36 Joyce Silverthorn, Office of Public Instruction (OPI)

00:36:35 Kelly Rosenleaf, Director, Child Care Resources

00:46:24 Rep. Furey

00:46:25 Rep. Fitzpatrick exited.

00:46:44 Chairman Howard

00:46:51 Steve Yeakel, Montana Council for Maternal and Child Health

00:46:53 Rep. Bangerter entered.
00:48:03 Erin McGowan Fincham, Association of Montana Public Health Officials
[EXHIBIT\(huh28a03\)](#)
00:50:07 Donna Greenwood, Community Member
[EXHIBIT\(huh28a04\)](#)
00:52:39 Don Judge, Montana Nurse's Association
[EXHIBIT\(huh28a05\)](#)

Opponents' Testimony: None

Informational Testimony:

00:55:11 Becky Fleming-Siebenaler, Chief, Licensing Program, Department Public Health and Human Services (DPHHS)

Questions from Committee Members and Responses:

00:55:50 Rep. Kennedy
00:56:24 Rep. Sands
00:56:30 Rep. Kennedy
00:57:04 Rep. Sands
00:57:44 Rep. Ingraham
00:58:48 Rep. Sands
00:59:07 Kelly Rosenleaf, Child Care Resources
01:00:36 Rep. Ingraham
01:01:08 Kelly Rosenleaf
01:02:09 Rep. Ingraham
01:03:04 Kelly Rosenleaf
01:04:30 Rep. Kennedy
01:05:03 Rep. Sands
01:05:22 Rep. Kennedy
01:05:47 Chairman Howard
01:05:57 Kelly Rosenleaf
01:06:02 Chairman Howard
01:06:16 Kelly Rosenleaf
01:06:19 Chairman Howard
01:06:26 Kelly Rosenleaf
01:06:31 Chairman Howard
01:06:42 Kelly Rosenleaf
01:07:52 Chairman Howard
01:08:08 Kelly Rosenleaf
01:08:17 Chairman Howard
01:08:22 Kelly Rosenleaf
01:08:43 Chairman Howard

Closing by Sponsor:

01:09:17 Rep. Sands

HEARING ON HB 82**Opening Statement by Sponsor:**

01:13:15 Rep. Diane Sands (D), HD 95, opened the hearing on HB 82, Require reporting of complaints on physician practices related to med marijuana.
01:14:22 Rep. Furey exited.
01:14:52 Rep. Fitzpatrick entered.
01:16:48 Rep. Smith exited.

Proponents' Testimony:

01:17:06 Erin MacLean, Montana Medical Association
01:18:05 Rep. Smith entered.
01:19:04 Pat Bollinger, Advocate, Montana Board of Medical Examiners
[EXHIBIT\(huh28a06\)](#)
01:22:52 Joe Estenson, Medical Marijuana Patient

Opponents' Testimony: None**Informational Testimony:**

01:24:22 Jean Branscum, Executive Director, Montana Board of Medical Examiners

Questions from Committee Members and Responses:

01:24:44 Rep. Ingraham
01:25:30 Rep. Sands
01:26:09 Rep. Ingraham
01:26:14 Rep. Read
01:26:58 Pat Bollinger
01:27:23 Rep. Read
01:29:03 Pat Bollinger
01:29:20 Jean Branscum, Montana Board of Medical Examiners
01:29:59 Rep. Kennedy
01:30:28 Rep. Noonan
01:30:34 Chairman Howard
01:30:50 Rep. More
01:31:41 Rep. Sands
01:33:19 Rep. More
01:33:36 Rep. Sands
01:34:08 Rep. More

Closing by Sponsor:

01:34:22 Rep. Sands
01:35:34 Chairman Howard

EXECUTIVE ACTION ON HB 227

01:35:59 **Motion:** Rep. C. Smith moved that **HB 227 DO PASS.**

Discussion:

01:36:19 Rep. Ingraham
01:37:55 Chairman Howard
01:38:17 Jim Murphy, DPHHS
01:38:24 Chairman Howard
01:38:46 Rep. More
01:39:34 Rep. Wagner
01:40:22 Rep. More
01:40:29 Jim Murphy
01:41:31 Rep. Noonan
01:42:01 Jim Murphy
01:43:48 Rep. Skattum
01:44:21 Jim Murphy
01:44:26 Rep. Skattum
01:44:31 Jim Murphy
01:44:57 Rep. Skattum
01:45:10 Jim Murphy
01:45:32 Rep. Skattum
01:45:44 Jim Murphy
01:46:05 Rep. Pease-Lopez
01:46:37 Jim Murphy
01:47:36 Rep. Pease-Lopez
01:48:02 Jim Murphy
01:48:28 Rep. More
01:49:06 Jim Murphy
01:49:25 Rep. More
01:49:38 Jim Murphy
01:50:00 Rep. More
01:50:08 Jim Murphy
01:50:18 Rep. Smith exited.
01:50:39 Rep. Yates entered.
01:50:54 Steve Helgerson, State Medical Officer
01:52:24 Rep. More
01:53:02 Steve Helgerson
01:54:04 Rep. More
01:54:28 Steve Helgerson
01:56:42 Rep. Smith
01:57:11 Rep. Wagner
01:58:10 Rep. Smith
01:58:17 Jim Murphy
01:58:21 Rep. Smith
01:58:26 Jim Murphy
01:58:49 Rep. Smith
01:59:06 Jim Murphy

01:59:21 Rep. Smith
01:59:42 Jim Murphy
02:00:40 Rep. Kennedy
02:01:14 Jim Murphy
02:02:03 Chairman Howard
02:02:18 Jim Murphy
02:02:25 Chairman Howard
02:02:34 Jim Murphy
02:02:59 Chairman Howard
02:03:13 Jim Murphy
02:03:25 Chairman Howard
02:03:33 Jim Murphy
02:03:44 Rep. Yates
02:04:58 Rep. Wagner
02:07:00 Rep. Yates
02:07:31 Rep. Skattum
02:08:15 Rep. More
02:09:30 Rep. Bangerter

02:09:46 **Vote:** Motion failed 6-9 by roll call vote with Rep. Howard, Rep. Kennedy, Rep. More, Rep. Read, Rep. Skattum and Rep. Smith voting aye. Rep. Furey and Rep. Hunter voted by proxy.

02:10:51 **Motion/Vote:** Rep. Ingraham moved that **HB 227 BE TABLED**. Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 02:11:51

Miranda Keaster, Secretary

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Additional Exhibits:

[EXHIBIT\(huh28a07\)](#)

[EXHIBIT\(huh28a08\)](#)

[EXHIBIT\(huh28a09\)](#)

Additional Documents:

[EXHIBIT\(huh28aad.pdf\)](#)