

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON HUMAN SERVICES

Call to Order: Chair David Howard, on March 16, 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. Timothy Furey (D)
Rep. Ellie Boldman Hill (D)
Rep. Chuck Hunter (D)
Rep. Dan Kennedy (R)
Rep. Joe Read (R)
Rep. Max Yates (R)

Members Excused: Rep. Pat Ingraham (R)
Rep. Michael (Mike) More (R)
Rep. Carolyn Pease-Lopez (D)
Rep. Dan Skattum (R)

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:

Hearing & Date Posted: SB 284, 3/4/2011; SB 210, 3/4/2011; SB 132, 3/4/2011

Executive Action: HB 429, SB 156

EXECUTIVE ACTION ON HB 429

00:01:49 Chairman Howard
00:02:12 Sue O'Connell, Legislative Services Division (LSD)
00:06:32 Chairman Howard

00:06:50 **Motion:** Rep. C. Smith moved that **HB 429 BE AMENDED.**
EXHIBIT(huh59a01)

Discussion:

00:07:06 Rep. Furey
00:07:39 Chairman Howard
00:08:38 Rep. Kennedy
00:09:05 Rep. Furey
00:09:31 Chairman Howard
00:09:33 Rep. Furey
00:09:42 Chairman Howard
00:09:56 Rep. Furey
00:10:10 Chairman Howard
00:11:04 Rep. Furey
00:11:08 Chairman Howard
00:11:18 Rep. Furey
00:11:30 Chairman Howard
00:11:47 Rep. Hunter
00:12:09 Rep. Noonan
00:12:28 Sue O'Connell, LSD
00:12:40 Chairman Howard

00:12:44 **Vote:** Motion carried 11-4 by roll call vote with Rep. Furey, Rep. Hill, Rep. Noonan and Rep. Pease-Lopez voting no. Rep. Ingraham, Rep. More, Rep. Pease-Lopez and Rep. Skattum voted by proxy.

00:13:45 Chairman Howard
00:14:23 Rep. Noonan
00:14:29 Chairman Howard

HB 429 Final Executive Action Pending

EXECUTIVE ACTION ON SB 156

00:15:05 **Motion:** Rep. C. Smith moved that **SB 156 BE CONCURRED IN.**

Discussion:

00:15:37 **Motion/Vote:** Rep. Bangerter moved that **SB 156 BE AMENDED.** Motion carried 15-0 by voice vote. Rep. Ingraham, Rep. More, Rep. Pease-Lopez voted by proxy.

EXHIBIT(huh59a02)

00:16:59 Rep. Skattum entered.

00:17:43 **Motion:** Rep. C. Smith moved that **SB 156 BE CONCURRED IN AS AMENDED.**

Discussion:

00:17:56 Rep. Kennedy
00:19:01 Sue O'Connell, LSD
00:19:04 Rep. Noonan
00:19:28 Sue O'Connell
00:20:16 Rep. Noonan

00:20:22 **Vote:** Motion carried unanimously by roll call vote. Rep. Ingraham, Rep. More and Rep. Pease-Lopez voted by proxy. Rep. Bangerter will carry the bill.

HEARING ON SB 132

Opening Statement by Sponsor:

00:22:05 Sen. Jeff Essmann (R), SD 28, opened the hearing on SB 132, Allow audiologist to sell hearing aid without hearing aid dispenser license.

Proponents' Testimony:

00:23:59 Darrell Micken, Licensed Audiologist
00:29:08 Helen Hallenbeck, Licensed Audiologist
[EXHIBIT\(huh59a03\)](#)
00:33:47 Dr. Pat Ingalls, Audiologist
[EXHIBIT\(huh59a04\)](#)
00:36:50 Kathy Walter, Representing Dr. Dawn Young, Audiologist
00:39:52 Allan Yonovitz, Audiologist

Opponents' Testimony:

00:43:53 Susan Good Geise, Montana Hearing Society
[EXHIBIT\(huh59a05\)](#)
00:54:34 Rep. Pease-Lopez entered.
00:54:51 Rebecca Wisnoskie. Member, Board of Hearing Aid Dispensers
[EXHIBIT\(huh59a06\)](#)
00:59:55 Rep. Moore entered.
01:00:13 Pat Fournier, President, Montana Hearing Society
[EXHIBIT\(huh59a07\)](#)
01:04:49 Roy Dittler, Self
01:06:56 Larry Dotson, Self
[EXHIBIT\(huh59a08\)](#)

Informational Testimony: None

Questions from Committee Members and Responses:

01:10:39 Rep. Hill
01:11:59 Darrell Micken
01:13:12 Rep. Hill
01:13:54 Allan Yonovitz
01:15:30 Rep. Hill
01:16:08 Darrell Micken
01:16:42 Rep. Hill
01:17:08 Rebecca Wisnoskie
01:18:45 Rep. Hunter
01:19:21 Sen. Essmann
01:19:59 Rep. Hunter
01:20:18 Sen. Essmann
01:21:30 Rep. Kennedy
01:21:44 Pat Fournier

Closing by Sponsor:

01:22:19 Sen. Essmann

HEARING ON SB 284**Opening Statement by Sponsor:**

01:22:54 Sen. Anders Blewett (D), SD 11, opened the hearing on SB 284, Revise laws to require reporting of insurance options chosen by legislators.

Proponents' Testimony:

01:26:13 Mike Malloy, Helena Attorney

Opponents' Testimony: None**Informational Testimony:** None**Questions from Committee Members and Responses:**

01:29:33 Rep. Kennedy
01:29:57 Sen. Blewett
01:30:52 Rep. Kennedy
01:31:15 Sen. Blewett
01:32:10 Rep. Kennedy
01:32:20 Sen. Blewett
01:32:56 Rep. Pease-Lopez
01:33:13 Sen. Blewett
01:33:46 Rep. Yates
01:34:30 Sen. Blewett
01:34:37 Rep. Yates

01:35:18 Rep. Yates
01:36:41 Sen. Blewett
01:38:06 Rep. Yates
01:39:03 Sen. Blewett
01:40:14 Rep. Yates
01:41:46 Sen. Blewett
01:42:51 Pat Murdo, LSD
01:44:07 Sen. Blewett
01:44:50 Rep. Furey
01:46:02 Pat Murdo
01:46:38 Rep. Hill
01:47:26 Mike Malloy
01:49:38 Rep. Fitzpatrick
01:50:43 Mike Malloy
01:51:19 Rep. Fitzpatrick
01:51:36 Mike Malloy
01:53:18 Rep. Fitzpatrick
01:53:31 Sen. Blewett
01:54:03 Rep. Skattum
01:54:37 Mike Malloy
01:56:28 Rep. Skattum
01:56:38 Mike Malloy
01:57:39 Rep. More
01:57:56 Sen. Blewett
01:58:02 Rep. More
01:58:23 Sen. Blewett
01:58:45 Rep. More
01:59:12 Sen. Blewett

Closing by Sponsor:

01:59:46 Sen. Blewett
02:00:47 Chairman Howard

HEARING ON SB 210

Opening Statement by Sponsor:

02:01:10 Sen. Bruce Tutvedt (R), SD 3, opened the hearing on SB 210, Provide penalties for certain communications for dangerous drug prescriptions.

Proponents' Testimony:

02:03:10 Tony King, Chairman, Montana Pharmacies Association (MPA)
02:05:30 Corey Heffernan, Pharmacist, MPA
02:08:03 Mike Batista, Administrator, Department of Justice, Montana Attorney General's Office
02:10:35 Larry Epstein, Montana County Attorney's Association
02:11:59 Don Judge, Montana Nurses Association

02:13:36 Frank Cote, Blue Cross Blue Shield of Montana

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:14:28 Chairman Howard

02:15:01 Mike Batista

02:15:18 Larry Epstein

Closing by Sponsor:

02:15:47 Sen. Tutvedt

ADJOURNMENT

Adjournment: 02:16:19

Miranda Keaster, Secretary

mk

Additional Exhibits:

[EXHIBIT\(huh59a09\)](#)

[EXHIBIT\(huh59a10\)](#)

[EXHIBIT\(huh59a11\)](#)

[EXHIBIT\(huh59a12\)](#)

Additional Documents:

[EXHIBIT\(huh59aad.pdf\)](#)