

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chair Jason Priest, on February 15, 2013 at 3:00 PM, in Room 317
Capitol

ROLL CALL

Members Present:

Sen. Jason Priest, Chair (R)
Sen. Terry Murphy, Vice Chair (R)
Sen. Mary Caferro (D)
Sen. Greg Jergeson (D)
Sen. Fred Thomas (R)
Sen. David E. Wanzenried (D)

Members Excused:

Sen. Art Wittich (R)

Members Absent: None

Staff Present: Julie Emge, Committee Secretary
Alexis Sandru, 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 123, 2/11/2013; HB 162, 2/11/2013; HB 28, 2/11/2013

Executive Action: HB 123: Do Pass
HB 28: Do Pass
SB 181: Do Pass
SB 218: Tabled
SB 270: Do Pass as Amended
SB 27: Tabled
SB 7: Partial Action

HEARING ON HB 123

Opening Statement by Sponsor:

00:17:06 Rep. Keith Regier (R), HD 5, opened the hearing on HB 123, Revise developmental disability laws.

Proponents' Testimony:

00:18:14 Deborah Swingley, Executive Director, Montana Council on Developmental Disabilities (MCDD)

[EXHIBIT\(phs34a01\)](#)

00:20:44 Darwin Nelson, President, Helena Kiwanis Aktion Club (HKAC)

[EXHIBIT\(phs34a02\)](#)

00:22:50 Margaret Morgan, representing Montana Association of Community Disability Services (MACDS), System Advocacy

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:23:42 Rep. Regier

HEARING ON HB 162

Opening Statement by Sponsor:

00:24:33 Rep. Kelly Flynn (R), HD 68, opened the hearing on HB 162, Revise state employee health insurance program laws.

[EXHIBIT\(phs34a03\)](#)

Proponents' Testimony: None

Opponents' Testimony:

00:33:12 Russ Hill, Administrator of Healthcare and Benefits Division, Department of Administration (DOA)

[EXHIBIT\(phs34a04\)](#)

Informational Testimony: None

Questions from Committee Members and Responses:

00:36:35 Sen. Wanzenried

00:39:23 Rep. Flynn
00:40:21 Sen. Wanzenried
00:41:17 Mr. Hill, DOA
00:41:29 Sen. Thomas
00:43:05 Mr. Hill
00:43:37 Sen. Thomas

Closing by Sponsor:

00:44:30 Rep. Flynn

HEARING ON HB 28

Opening Statement by Sponsor:

00:46:56 Rep. Liz Bangerter (R), HD 80, opened the hearing on HB 28, Allow review of maternal deaths.

[EXHIBIT\(phs34a05\)](#)

Proponents' Testimony:

00:49:09 Kiely Keane, representing Montana Medical Association (MMA)
00:51:15 Bill Peters, MD, The American Congress of Obstetricians and Gynecologists (ACOG), Regional Chair, Billings Clinic Ob Gyn (BCOG)
00:55:36 Jean Branscum, Executive Vice President, Montana Medical Association (MMA)

[EXHIBIT\(phs34a06\)](#)

00:57:54 Jane Smilie, Administrator, Public Health & Safety Division, Department of Public Health and Human Services (DPHHS)
00:59:34 Aimee Grmoljez, representing Billings Clinic (BC), St. Peter's Hospital (SPH), Bozeman Deaconess Hospital (BDH), Benefis Healthcare (BH), Catholic Hospitals of Montana (CHM)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

01:00:25 Rep. Bangerter

EXECUTIVE ACTION ON HB 123

01:01:41 **Motion:** Sen. Thomas moved that **HB 123 BE CONCURRED IN.**

01:02:38 **Vote:** Motion carried 7-0 by voice vote. Sen. Wittich voted by proxy.

EXECUTIVE ACTION ON HB 28

01:02:59 **Motion:** Sen. Murphy moved that **HB 28 BE CONCURRED IN.**

01:03:11 **Vote:** Motion carried 7-0 by voice vote. Sen. Wittich voted by proxy.

EXECUTIVE ACTION ON SB 181

01:04:05 **Motion:** Sen. Caferro moved that **SB 181 DO PASS.**

01:04:23 **Vote:** Motion carried 5-2 by voice vote with Sen. Jergeson and Sen. Wanzenried voting no. Sen. Wittich voted by proxy.

EXECUTIVE ACTION ON SB 218

01:05:13 **Motion:** Sen. Thomas moved that **SB 218 DO PASS.**

01:06:03 **Motion:** Sen. Murphy moved that **SB 218 BE AMENDED.**
[EXHIBIT\(phs34a07\)](#)

01:06:18 **Vote:** Motion failed 3-4 by voice vote with Sen. Jergeson, Sen. Murphy and Sen. Thomas voting aye. Sen. Wittich voted by proxy.

01:06:57 **Vote:** Motion failed 2-5 by roll call vote with Sen. Murphy and Sen. Thomas voting aye. Sen. Wittich voted by proxy.

01:07:49 **Motion/Vote:** Sen. Priest moved that **SB 218 BE TABLED.** Motion carried unanimously by voice vote. Sen. Wittich voted by proxy.

EXECUTIVE ACTION ON SB 270

01:08:35 **Motion:** Sen. Jergeson moved that **SB 270 DO PASS.**

01:08:48 **Motion:** Sen. Murphy moved that **SB 270 BE AMENDED.**
[EXHIBIT\(phs34a08\)](#)

Discussion:

01:08:57 Chairman Priest
01:09:02 Alexis Sandru, Legislative Services Division (LSD)
01:09:20 Chairman Priest

01:09:30 **Vote:** Motion carried 7-0 by voice vote. Sen. Wittich voted by proxy.

01:09:40 **Motion/Vote:** Sen. Wanzenried moved that **SB 270 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Sen. Wittich voted by proxy.

EXECUTIVE ACTION ON SB 27

01:10:30 **Motion:** Sen. Wanzenried moved that **SB 27 DO NOT PASS**

Discussion:

01:11:00 Sen. Wanzenried

01:11:28 Chairman Priest

01:12:08 Sen. Wanzenried **WITHDREW MOTION SB 27 DO NOT PASS**

01:12:10 **Motion:** Sen. Wanzenried moved that **SB 27 BE TABLED.**

01:12:15 **Vote:** Motion carried 6-1 by voice vote with Sen. Jergeson voting no. Sen. Wittich voted by proxy.

EXECUTIVE ACTION ON SB 7

01:13:30 **Motion:** Sen. Priest moved that **SB 7 BE TABLED.**

Discussion:

01:13:37 Sen. Caferro

01:13:40 Sen. Wanzenried

01:13:53 Without objection, Sen. Priest withdrew the BE TABLED motion.

01:14:00 **Motion:** Sen. Wanzenried moved that **SB 7 DO PASS AS AMENDED.**

Discussion:

01:14:14 Sen. Caferro

01:16:07 Sen. Wanzenried

01:16:20 Chairman Priest

01:17:46 Sen. Caferro

01:18:00 Sen. Wanzenried

01:21:00 Chairman Priest

01:21:38 Sen. Jergeson

01:21:46 Chairman Priest

01:22:00 Sen. Caferro

01:22:05 Chairman Priest

01:22:18 Without objection, Sen. Wanzenried withdrew the DO PASS AS AMENDED motion.

01:22:27 Chairman Priest

01:22:30 Sen. Caferro

01:22:37 Chairman Priest

Additional Committee Discussion:

01:22:53 Sen. Thomas
01:24:33 Sen. Jergeson

EXECUTIVE ACTION ON SB 218

01:24:44 **Motion:** Sen. Thomas moved that **SB 218 BE REMOVED FROM TABLED.**

Discussion:

01:24:55 Sen. Jergeson
01:25:50 Sen. Thomas

01:28:00 **Vote:** Motion failed 2-4 by roll call vote with Sen. Murphy and Sen. Thomas voting aye. Sen. Wittich was excused.

Discussion:

01:28:33 Sen. Wanzenried
01:28:58 Chairman Priest
01:29:02 Sen. Wanzenried
01:29:25 Chairman Priest

ADJOURNMENT

Adjournment: 4:17 p.m.

Julie Emge, Secretary

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Additional Documents:

EXHIBIT([phs34aad.pdf](#))