

## MINUTES

### MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

**Call to Order:** Chair Fred Thomas, on January 7, 2015 at 3:00 PM, in Room 317 Capitol

#### ROLL CALL

**Members Present:**

Sen. Fred Thomas, Chair (R)  
Sen. David Howard, Vice Chair (R)  
Sen. Mary Caferro (D)  
Sen. Diane Sands (D)  
Sen. Cary Smith (R)  
Sen. Nels Swandal (R)  
Sen. Jonathan Windy Boy (D)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Alexis Sandru, Legislative Branch  
Barbara Pietuch, 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.

**Committee Business Summary:**

Hearing & Date Posted: SB 5, 12/31/2014; SB 7, 12/31/2014

Organizational and Presentation Meeting

Executive Action: SB 5 - Do Pass  
SB 7 - Do Pass

**Introduction**

00:00:02 Chairman Thomas  
00:01:01 Alexis Sandru, attorney, Legislative Services Division (LSD)  
00:01:21 Barbara Pietuch, committee secretary  
00:01:47 Jan Bouchee, committee aide  
00:01:58 Chairman Thomas  
00:02:12 Sen. Windy Boy  
00:02:34 Sen. Sands  
00:02:51 Sen. Caferro  
00:03:33 Sen. Howard  
00:03:59 Sen. Smith  
00:04:23 Sen. Swandal  
00:04:53 Chairman Thomas  
  
00:05:28 Chairman Thomas

**Public Presentations**

00:07:00 Richard Opper, director, Montana Department of Health and Human Services, DPHHS  
00:12:44 Chairman Thomas  
00:13:24 Mary Dalton, director, Montana Medicaid  
[EXHIBIT\(phs03a01\)](#)

00:31:10 Chairman Thomas  
00:31:38 Lois Steinbeck, senior analyst, Legislative Fiscal Division (LFD)  
[EXHIBIT\(phs03a02\)](#)

**Questions from the Committee Members and Responses:**

00:44:46 Sen. Windy Boy  
00:45:32 Lois Steinbeck, LFD  
00:46:10 Sen. Windy Boy  
00:46:16 Mr. Opper, DPHHS

**Public Presentations**

00:47:23 Jamie Palagi, administrator, Human and Community Services Division, DPHHS  
[EXHIBIT\(phs03a03\)](#)

**Questions from the Committee Members and Responses:**

00:59:11 Sen. Windy Boy  
00:59:32 Jamie Palagi, DPHHS  
00:59:48 Sen. Caferro  
01:00:19 Chairman Thomas

**Public Presentations**

01:02:16 Nick Horton, policy specialist, Foundation for Governmental Accountability (FGA)  
01:10:28 Recess  
01:16:33 Reconvened

**Committee Business**

01:17:38 Ms. Sandru, LSD  
01:18:12 Chairman Thomas  
  
01:19:07 **Motion/Vote:** Sen. Swandal moved **TO ADOPT** proxy voting for the committee.  
Motion carried unanimously by voice vote of those present and voting.  
  
01:19:21 Chairman Thomas  
01:19:59 Sen. Howard  
  
01:20:13 **Motion/Vote:** Sen. Swandal moved **TO ADOPT** the draft rules of procedure for  
the committee. Motion carried unanimously by voice vote of those present and  
voting.

**EXHIBIT(phs03a04)**

**Public Presentation**

01:21:50 Mary Mayhew, commissioner, Maine Department of Health and Human Services  
(DHHS) via conference call.

**EXHIBIT(phs03a05)**

01:50:43 Chairman Thomas  
01:51:12 Ms. Mayhew, DHHS  
01:51:23 Chairman Thomas

**HEARING ON SB 7**

**Opening Statement by Sponsor:**

01:52:09 Sen. Roger Webb (R), SD 23, opened the hearing on SB 7, Revise and extend  
the prescription drug registry fee.

**Proponents' Testimony:**

01:55:57 Starla Blank, director of pharmacy, St. Peter's Hospital, Montana Pharmacy  
Association (MPA)  
02:00:25 Bill Gallea, MD, vice president, Montana Medical Association (MMA)

**EXHIBIT(phs03a06)**

02:03:55 Bob Olsen, vice president, Montana Hospital Association (MHA)  
02:04:13 Mike Foster, representing Catholic Hospitals of Montana (CHM)  
02:04:36 Jim Ahrens, Montana Dental Association (MDA)

02:04:55 Erin McGowan, Association of Montana Public Health Officials (AMPHO),  
Montana Public Health Association (MPHA)  
02:05:33 Amanda Harrow, Montana Primary Care Association (MPCA)  
02:05:57 Mark Long, chief, Division of Criminal Investigations, Narcotics Bureau,  
Department of Justice

**Opponents' Testimony:** None

**Informational Testimony:**

02:07:23 Marcie Bough, executive director, Montana Board of Pharmacy (MBP)  
[EXHIBIT\(phs03a07\)](#)

**Questions from Committee Members and Responses:**

02:07:48 Chairman Thomas  
02:08:03 Sen. Webb  
02:08:13 Chairman Thomas  
02:08:17 Sen. Webb  
02:08:37 Chairman Thomas  
02:08:42 Ms. Bough, MBP  
02:10:10 Chairman Thomas  
02:10:21 Sen. Webb

**Closing by Sponsor:** None

**HEARING ON SB 5**

**Opening Statement by Sponsor:**

02:11:56 Sen. Jonathan Windy Boy (D), SD 16, opened the hearing on SB 5, Establish all-hazard incident management teams and provide funding authority.

**Proponents' Testimony:**

02:13:40 Shane Morigeau, Confederated Salish and Kootenai Tribes (CSKT)  
[EXHIBIT\(phs03a08\)](#)  
02:15:34 Patrick Lonergan, staff captain, Bozeman Fire Department  
02:17:25 David Nielsen, Montana League of Cities and Towns (MLCT)  
02:18:12 Tom Kuntz, fire chief, Red Lodge  
02:21:38 Jason Jarrett, lieutenant, Gallatin County Sheriff's Office  
02:23:10 Richard Cowger, fire chief, Montana State Fire Chiefs Associations (MSFCA)  
02:24:26 Shantil Siaperas, legislative analyst and communications specialist, Montana  
Association of Counties

[EXHIBIT\(phs03a09\)](#)

**Opponents' Testimony:** None

**Informational Testimony:**

02:26:32 Brad Livingston, administrator, Disaster and Emergency Services (DES)

**Questions from Committee Members and Responses:**

02:26:58 Sen. Windy Boy

02:27:14 Chairman Thomas

**Closing by Sponsor:**

02:27:33 Sen. Windy Boy

**Committee Business**

02:28:14 Chairman Thomas

**EXECUTIVE ACTION ON SB 5**

02:29:00 **Motion:** Sen. Windy Boy moved that **SB 5 DO PASS**.

02:30:12 **Motion/Vote:** Sen. Windy Boy moved that **SB 5 BE AMENDED WITH A CONCEPTUAL AMENDMENT**. Motion carried 7-0 by voice vote. Sen. Sands voted by proxy.

02:31:22 **Motion/Vote:** Sen. Windy Boy moved that **SB 5 DO PASS AS AMENDED**. Motion carried 7-0 by voice vote. Sen. Sands voted by proxy.

**EXECUTIVE ACTION ON SB 7**

02:32:48 **Motion/Vote:** Sen. Caferro moved that **SB 7 DO PASS**. Motion carried 7-0 by voice vote. Sen. Sands voted by proxy.

**ADJOURNMENT**

Adjournment: 5:33 PM

---

Barbara Pietuch, Secretary

bp

Additional Documents:

**EXHIBIT([phs03aad.pdf](#))**