

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: By **CHAIRMAN DAN WEINBERG**, on March 16, 2007 at 3:00 P.M., in Room 317-A Capitol.

ROLL CALL

Members Present:

Sen. Dan Weinberg, Chairman (D)
Sen. Lynda Moss, Vice Chairman (D)
Sen. John Cobb (R)
Sen. John Esp (R)
Sen. Kim Gillan (D)
Sen. Terry Murphy (R)
Sen. Jerry O'Neil (R)

Members Excused:

Sen. Trudi Schmidt (D)
Sen. Carol Williams (D)

Members Absent: None.

Staff Present: Prudence Gildroy, Committee Secretary
Lisa Mecklenberg Jackson, 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 359, 3/8/2007; HB 437, 3/8/2007;
HB 577, 3/8/2007
Executive Action: HB 64; HB 92; HB 98; HB 117; HB
118; HB 120; HB 157

00:00:00

HEARING ON HB 359

Opening Statement by Sponsor:

00:01:20 **REP. ERNIE DUTTON (R)**, HD 56, opened the hearing on **HB 359**, Individual medical lab test without physicians orders.

EXHIBIT (phs56a01)

00:15:20 Sen. Weinberg to Rep. Dutton

00:15:51 Rep. Dutton

EXHIBIT (phs56a02)

Proponents' Testimony: None.

Opponents' Testimony:

00:18:42 Craig Linke, St. Peter's Hospital

Informational Testimony:

00:22:43 Ann Weber, Laboratory Services Bureau Chief, Department of Public Health and Human Services (DPHHS)

00:23:09 Carrie Biskupiak, DPHHS

Questions from Committee Members and Responses:

00:25:15 Sen. Moss to Rep. Dutton

00:27:17 Sen. Esp to Rep. Dutton

00:28:58 Sen. Weinberg to Rep. Dutton

00:37:34 Sen. Weinberg to Ann Weber

00:39:48 Sen. O'Neil to Rep. Dutton

Closing by Sponsor:

00:43:04 Rep. Dutton

HEARING ON HB 437

Opening Statement by Sponsor:

00:44:21 **REP. DAVE GALLIK (D), HD 79**, opened the hearing on **HB 437**, Dispute resolution clause in social services contracts.

Proponents' Testimony:

00:45:53 Charlie Briggs, Montana Association of Community Disability Services

EXHIBIT (phs56a03)

00:51:03 Jan Cahill, Quality Life Concepts

Opponents' Testimony: None.

Informational Testimony:

00:52:13 Russell Cater, Chief Legal Counsel, DPHHS

Questions from Committee Members and Responses:

00:52:34 Sen. Gillan to Russell Cater

00:55:16 Sen. Esp to Rep. Gallik

00:56:06 Sen. Weinberg to Rep. Gallik

00:57:33 Sen. Weinberg to Russell Cater

00:58:35 Sen. O'Neil to Russell Cater

01:00:43 Sen. Weinberg to Rep. Gallik

Closing by Sponsor:

01:01:57 Rep. Gallik

HEARING ON HB 577

Opening Statement by Sponsor:

01:03:35 **REP. MARY CAFERRO (D), HD 80**, opened the hearing on **HB 577**, Children's health care act.

Proponents' Testimony:

01:06:09 Julia Vincent, Helena
01:07:42 Moe Wosepka, Montana Catholic Conference
01:10:02 Rev. Brady Vardemann, Montana Association of Churches
01:11:19 Carrie McDowell, Parent
01:12:08 Olivia Riutta, Working for Equity and Economic
Liberation (WEEL)
01:14:12 Jackie Helt, President, Montana AFL-CIO
01:14:33 Jennifer Hill-Hart, Montana Coalition Against Domestic
and Sexual Violence
01:15:18 Jani McCall, Billings Clinic, Montana Providers
Association
01:15:37 Sami Butler, Intermountain Children's Home
01:16:08 Amanda Arnold, Montana Human Rights Network

EXHIBIT (phs56a04)

01:17:25 Susan Kidd, WEEL

Opponents' Testimony: None.

Informational Testimony:

01:18:48 Duane Pressinger, DPHHS

Questions from Committee Members and Responses:

01:19:10 Sen. Cobb to Rep. Caferro
01:22:51 Sen. Murphy to Rep. Caferro
01:24:23 Sen. Cobb

Closing by Sponsor:

01:25:08 Rep. Caferro

EXECUTIVE ACTION ON HB 64

01:26:50 **Motion/Vote:** SEN. COBB moved that HB 64 BE CONCURRED IN. Motion carried 9-0 by voice vote with SEN. ESP, SEN. SCHMIDT AND SEN. WILLIAMS voting aye by proxy.

Sen. Esp will carry HB 64 in the Senate.

EXECUTIVE ACTION ON HB 92

01:28:23 **Motion:** SEN. COBB moved that HB 92 BE CONCURRED IN.

Discussion:

01:28:54 Sen. Weinberg

01:29:07 **Vote:** Motion carried 9-0 by voice vote with SEN. SCHMIDT AND SEN. WILLIAMS voting aye by proxy.

Sen. Gillan will carry the bill in the Senate.

EXECUTIVE ACTION ON HB 98

01:30:17 **Motion:** SEN. MOSS moved that HB 98 BE CONCURRED IN.

Discussion:

01:31:22 Sen. O'Neil

01:31:30 Sen. Moss

01:31:46 **Vote:** Motion carried 9-0 by voice vote with SEN. SCHMIDT AND SEN. WILLIAMS voting aye by proxy.

Sen. Cobb will carry the bill in the Senate.

EXECUTIVE ACTION ON HB 117

01:32:39 **Motion:** SEN. MOSS moved that HB 118 BE CONCURRED IN.

Discussion:

01:32:50 Sen. Weinberg

01:33:03 **Motion:** SEN. MOSS moved that AMENDMENT HB011701.ALJ BE ADOPTED.

Discussion:

EXHIBIT (phs56a05)

01:33:16 Lisa Jackson

01:33:41 Sen. O'Neil

01:34:23 Lisa Jackson

01:34:40 **Vote:** Motion carried 8-1 by voice vote with SEN. O'NEIL voting no. SEN. SCHMIDT AND SEN. WILLIAMS voted aye by proxy.

Sen. Schmidt will carry the bill in the Senate.

EXECUTIVE ACTION ON HB 118

01:35:51 **Motion:** SEN. COBB moved that HB 118 BE CONCURRED IN.

Discussion:

01:36:39 Sen. O'Neil

01:36:53 Lisa Jackson

01:37:03 Sen. O'Neil

01:37:21 Sen. Esp

01:37:27 Sen. Weinberg

01:37:44 Sen. Cobb

01:38:21 Sen. Moss

01:38:30 Sen. Weinberg

01:38:43 Sen. O'Neil

01:38:57 **Vote:** Motion carried 9-0 by voice vote with SEN. SCHMIDT AND SEN. WILLIAMS voting aye by proxy.

Sen. Lind will carry the bill in the Senate.

EXECUTIVE ACTION ON HB 120

01:39:44 **Motion/Vote:** SEN. COBB moved that HB 120 BE CONCURRED IN. Motion carried 8-1 by voice vote with SEN. GILLAN voting no. SEN. SCHMIDT AND SEN. WILLIAMS voted aye by proxy.

Sen. Moss will carry the bill in the Senate.

EXECUTIVE ACTION ON HB 157

01:41:22 **Motion/Vote:** SEN. COBB moved that HB 157 BE CONCURRED IN. Motion carried 9-0 by voice vote with SEN. SCHMIDT AND SEN. WILLIAMS voting aye by proxy.

Sen. Cobb will carry the bill in the Senate.

ADJOURNMENT

Adjournment: 4:44 P.M.

SEN. DAN WEINBERG, Chairman

PRUDENCE GILDROY, Secretary

DW/pg

Additional Exhibits:

EXHIBIT ([phs56aad.pdf](#))