MINUTES

MONTANA HOUSE OF REPRESENTATIVES
61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON HUMAN SERVICES

Call to Order: Chairwoman Arlene Becker, on February 11, 2009 at
3:00 P.M., in Room 472 Capitol.

ROLL CALL

Members Present:
Rep. Arlene Becker, Chairwoman (D)
Rep. Mary Caferro, Vice Chairwoman (D)
Rep. Pat Ingraham, Vice Chairwoman (R)
Rep. Bill Beck (R)
Rep. Julie French (D)
Rep. Timothy Furey (D)
Rep. David Howard (R)
Rep. Chuck Hunter (D)
Rep. Dave McAlpin (D)
Rep. Michael More (R)
Rep. Pat Noonan (D)
Rep. Ken Peterson (R)
Rep. Diane Sands (D)
Rep. Cary Smith (R)
Rep. Ron Stoker (R)
Rep. Jeffery Welborn (R)

Members Excused: None

Members Absent: None

Staff Present: Santella Baglivo, 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: HB 399, 2/4/2009; HJ 17, 2/4/2009

Executive Action: HB 20, HB 257, HB 307, HB 310,HJ 17

HEARING ON HB 399

Opening Statement by Sponsor:

00:00:35   Rep. Timothy Furey (D), HD 91, opened the hearing on
          HB 399, Establish principles for provider rates.

Proponents' Testimony:

00:03:22   Sen. Kaufmann, SD 41
EXHIBIT(huh32a01)
00:07:32   Janey McCall, Yellowstone Boys and Girls Ranch
00:13:26   Jim Fitzgerald, Executive Director, Intermountain
          Children's Home
00:19:15   Steve Nelsen, Director, Montana Children's Initiative
00:23:07   Wally Melcher, CEO, Helena Industries
00:26:39   Susan Dow, Montana Children's Service Providers for
          Mental Illness
00:27:34   Jan Cahill, Executive Director, Montana Association for
          Community Disiblity Services
00:31:36   Charlie Briggs, Easter Seals Goodwill

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:33:13   Rep. Ingraham
00:33:48   Mr. Briggs
00:34:16   Rep. Ingraham
00:34:54   Rep. Furey
00:35:35   Rep. Ingraham
00:35:54   Rep. Furey
00:36:15   Chairwoman Becker
00:36:29   Rep. Furey
00:36:40   Chairwoman Becker
00:36:59   Rep. Furey
00:37:20   Chairwoman Becker
00:37:21   Rep. Furey
00:37:28   Sen. Kaufmann
00:38:15   Chairwoman Becker
00:38:41   Sen. Kaufmann
00:38:43   Chairwoman Becker
00:38:46   Sen. Kaufmann
00:39:30   Chairwoman Becker
00:39:31   Rep. Ingraham
00:40:21   Sen. Kaufmann
00:41:23   Rep. More

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00:42:21   Sen. Kaufmann
00:42:35   Ms. McCall
00:43:14   Rep. More
00:43:54   Ms. McCall
00:45:11   Rep. More
00:45:39   Ms. McCall
00:46:51   Rep. Beck
00:47:36   Rep. Furey
00:47:45   Rep. Beck
00:48:40   Rep. Furey
00:49:31   Chairwoman Becker
00:49:33   Ms. McCall
00:50:34   Rep. Beck
00:52:01   Ms. McCall
00:53:11   Rep. Beck
00:53:54   Rep. Stoker
00:54:15   Chairwoman Becker
00:54:19   Ms. McCall
00:54:27   Rep. Stoker
00:55:17   Ms. McCall
00:56:47   Rep. Stoker
00:56:53   Chairwoman Becker
00:56:57   Mr. Fitzgerald
00:57:38   Rep. Stoker
00:58:39   Mr. Fitzgerald
00:59:18   Rep. Stoker
00:59:50   Rep. Ingraham
01:00:56   Rep. Furey
01:01:38   Rep. Ingraham
01:01:55   Rep. Furey
01:02:38   Rep. Hunter
01:03:56   Rep. Furey
01:05:45   Rep. Hunter
01:06:33   Mr. Fitzgerald
01:07:25   Rep. Hunter
01:07:54   Mr. Fitzgerald
01:08:46   Rep. Stoker
01:09:21   Mr. Fitzgerald
01:10:46   Ms. McCall
01:12:12   Jeff Folsom, Aware Inc.
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Closing by Sponsor:

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01:12:53   Rep. Furey
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HEARING ON HJ 17

Opening Statement by Sponsor:

01:20:53 Rep. Julie French (D), HD 36, opened the hearing on
          HJ 17, Study use of medication aides in nursing homes.

Proponents' Testimony:

01:23:48 Rose Hughes, Executive Director, Montana Health Care
          Association
EXHIBIT(huh32a02)
01:27:18 Casey Blumenthal, Montana Hospital Association
01:30:03 Don Judge, Montana Nurses Association

Opponents' Testimony: None

Informational Testimony:

01:31:38 Jeff Buska, Administrator, Quality Assurance Division,
          Department of Public Health and Human Services (DPHHS)

Questions from Committee Members and Responses:

01:32:37 Rep. Ingraham
01:33:51 Rep. French
01:34:35 Chairwoman Becker
01:35:05 Ms. Hughes
01:35:25 Chairwoman Becker
01:35:32 Ms. Hughes
01:36:18 Rep. Beck
01:37:02 Rep. French

Closing by Sponsor:

01:38:15 Rep. French

01:42:19 Chairwoman Becker calls a recess.
01:54:41 Chairwoman Becker resumes hearing.

EXECUTIVE ACTION ON HB 307

01:56:04 **Motion**: Rep. Caferro moved that **HB 307 DO PASS.**

01:56:16 Ms. O'Connell, LSD

01:57:04 **Motion**: Rep. Caferro moved that **HB 307 BE AMENDED.**
EXHIBIT(huh32a03)

01:57:29 **Vote**: Motion carried unanimously by voice vote.

01:57:45 **Motion**: Rep. Caferro moved that **HB 307 DO PASS AS AMENDED**.

Discussion:

01:57:58 Rep. Stoker
01:58:13 Ms. O'Connell
01:58:54 Rep. Stoker
01:59:11 Pat Melby, Montana Medical Association
01:59:51 Rep. Stoker
01:59:58 Rep. Furey
02:00:21 Chairwoman Becker
02:00:23 Ms. O'Connell
02:00:58 Rep. Ingraham
02:01:33 Rep. French
02:02:38 Chairwoman Becker
02:03:04 Rep. Stoker
02:03:27 Mr. Melby
02:04:23 Chairwoman Becker
02:04:35 Rep. Peterson
02:06:16 Rep. Howard
02:07:36 Chairwoman Becker
02:08:59 Rep. Howard
02:09:29 Chairwoman Becker
02:09:34 Rep. French
02:09:45 Rep. Hunter

02:10:12 **Vote**: Motion failed 8-8 by roll call vote with Rep. Becker, Rep. Caferro, Rep. French, Rep. Furey, Rep. Hunter, Rep. McAlpin, Rep. Noonan, and Rep. Sands voting aye.

EXECUTIVE ACTION ON HB 20

02:11:40 **Motion**: Rep. Caferro moved that **HB 20 DO PASS**.

02:12:25 **Motion**: Rep. Caferro moved that **HB 20 BE AMENDED**. **EXHIBIT**(huh32a04)

Discussion:

02:12:47 Ms. O'Connell
02:13:50 Rep. McAlpin
02:14:09 Rep. Ingraham
02:14:38 Chairwoman Becker
02:15:00 Rep. Furey

02:15:34 Rep. McAlpin
02:15:51 Rep. Furey
02:15:58 Rep. McAlpin
02:16:06 Chairwoman Becker
02:16:08 Rep. Stoker
02:17:07 Chairwoman Becker
02:17:29 Ms. O'Connell

02:18:11 **Vote**: Motion carried 16-2 by voice vote with
Rep. More and Rep. Smith voting no.

02:18:55 **Motion**: Rep. Caferro moved that **HB 20 DO PASS AS
AMENDED**.

Discussion:

02:19:04 Rep. Peterson
02:20:16 Rep. McAlpin

02:20:39 **Vote**: Motion failed 8-8 by roll call vote with
Rep. Becker, Rep. Caferro, Rep. French, Rep. Furey,
Rep. Hunter, Rep. McAlpin, Rep. Noonan, and Rep. Sands
voting aye.

EXECUTIVE ACTION ON HB 257

02:21:42 **Motion**: Rep. Caferro moved that **HB 20 DO PASS**.

Discussion:

02:22:25 Ms. O'Connell
02:23:08 Rep. French
02:23:21 Chairwoman Becker
02:23:43 Ms. O'Connell

02:24:10 **Motion**: Rep. Sands moved that **HB 257 BE AMENDED**.
EXHIBIT(huh32a05)

02:24:30 **Vote**: Motion carried with Rep. More and Stoker
voting no.

02:25:03 **Motion**: Rep. Caferro moved that **257 DO PASS AS
AMENDED**.

Discussion:

02:25:15 Rep. Howard
02:25:21 Chairwoman Becker
02:25:45 Rep. Peterson

02:25:54 Rep. French

02:26:28 **Vote**: Motion failed 1-15 by roll call vote with Rep.
          Noonan voting aye.

02:27:31 **Motion/Vote**: Rep. Ingraham moved that **HB 257 BE TABLED
          AND THE VOTE REVERSED**. Motion carried unanimously by
          voice vote.

                    EXECUTIVE ACTION ON HB 310

02:27:54 **Motion**: Rep. Caferro moved that **HB 310 DO PASS**.

Discussion:

02:28:21 Ms. O'Connell

02:29:13 **Motion**: Rep. Caferro moved that **HB 310 BE AMENDED**.
          EXHIBIT (huh32a06)

Discussion:

02:29:42 Chairwoman Becker
02:29:46 Ms. O'Connell
02:29:57 Rep. Sands
02:30:08 Mr. Melby

02:31:23 **Vote**: Motion failed 6-10 by roll call vote with
          Rep. French, Rep. Furey, Rep. Hunter, Rep. Noonan, Rep.
          Sands, and Rep. Stoker voting aye.

Discussion:

02:34:09 Rep. Ingraham
02:35:10 Rep. French
02:35:26 Mr. Melby
02:35:42 Rep. French
02:35:54 Mr. Melby
02:37:21 Rep. French
02:37:52 Mr. Melby
02:39:25 Rep. Peterson
02:43:17 Rep. Caferro

02:44:01 **Vote**: Motion failed unanimously by roll-call vote.

02:45:14 **Motion/Vote**: Rep. Ingraham moved that **HB 310 BE TABLED
          AND THE VOTE REVERSED**. Motion carried unanimously by
          voice vote.

EXECUTIVE ACTION ON HJ 17

02:46:05 **Motion**: Rep. Furey moved that **HJ 17 DO PASS**.

02:46:17 **Vote**: Motion carried unanimously by voice vote.

ADJOURNMENT

02:46:51 Adjournment 5:46 P.M.

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                                Santella Baglivo, Secretary

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Additional Documents:

EXHIBIT(huh32aad.pdf)