

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chairman Roy Brown, on February 20, 2009 at 3:00
P.M., in Room 317-A Capitol

ROLL CALL

Members Present:

Sen. Roy Brown, Chairman (R)
Sen. Greg Hinkle (R)
Sen. Cliff Larsen (D)
Sen. Dave Lewis (R)

Members Excused:

Sen. Terry Murphy, Vice Chairman (R)
Sen. Carol C. Juneau (D)
Sen. Trudi Schmidt (D)

Members Absent: None

Staff Present: Lisa Mecklenberg Jackson, Legislative Branch
Joan Linkenbach, 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 445, 2/12/2009; SB 479,
2/14/2009; SB 480, 2/14/2009

Executive Action: SB 439; SB 446; SB 479; SB 480

HEARING ON SB 480

Opening Statement by Sponsor:

00:01:29 Sen. Christine Kaufmann (D), SD 41, opened the hearing
on SB 480, Foster care rate increases.
00:02:24 Sen. Murphy now present

Proponents' Testimony:

00:09:23 Steve Nelsen, Executive Director, Montana Children's
Initiative
00:13:20 Vicki Curtis Weida, Retired Child Protection Services'
Worker
00:18:32 Lila Horner, Foster parent
00:22:18 Kim Coleman, Foster mother

EXHIBIT (phs40a01)

00:25:49 Twila Costigan, Child Welfare System, Child Protective
Social Worker

EXHIBIT (phs40a02)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:29:56 Sen. Hinkle
00:30:32 Sen. Kaufmann
00:31:19 Sen. Hinkle
00:31:24 Sen. Kaufmann
00:31:31 Ms. Weida
00:32:21 Chairman Brown
00:32:43 Sen. Kaufmann
00:33:27 Chairman Brown
00:33:55 Sen. Kaufmann
00:34:12 Chairman Brown
00:34:21 Sen. Kaufmann

Closing by Sponsor:

00:35:49 Sen. Kaufmann
00:37:49 Chairman Brown

HEARING ON SB 479

Opening Statement by Sponsor:

00:38:13 Sen. Christine Kaufmann (D), SD 41, opened the hearing on SB 479, Developmental disability provider rate increases.

Proponents' Testimony:

00:41:12 Jan Cahill, Executive Director of Community Disability Services
00:45:45 Sen. Schmidt now present
00:47:40 Wally Melcher, President, Helena Industries
00:52:42 Jeremie Harris
00:54:48 Robert Tallon, Executive Director, Reach, Inc.

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:58:54 Sen. Kaufmann
00:59:28 Recess
00:59:51 Reconvened

HEARING ON SB 445

Opening Statement by Sponsor:

01:00:10 Sen. Gary Branae (D), SD 27, opened the hearing on SB 445, Revise laws on dispensing prescription drugs.

Proponents' Testimony:

01:02:59 Cory Cook, Vice President, General Counsel, EBMS
[EXHIBIT \(phs40a03\)](#)
01:09:55 Sen. Juneau now present
01:12:01 Ed Bartlett, Attorney; Montana Chamber of Commerce
01:12:43 Aimee Grmoljez, Great Falls Clinic

Opponents' Testimony:

01:13:12 Lori Morin, Pharmacist

EXHIBIT(phs40a04)

01:16:39 Tony King, Attorney, Montana Pharmacists Association

Informational Testimony: None

Questions from Committee Members and Responses:

01:20:19 Sen. Hinkle
01:20:38 Ms. Cook, EBMS
01:20:47 Sen. Hinkle
01:20:55 Ms. Cook, EBMS
01:21:26 Sen. Larsen
01:22:38 Ms. Cook, EBMS
01:23:04 Sen. Larsen
01:23:15 Ms. Cook, EBMS
01:23:31 Sen. Larsen
01:23:51 Ms. Cook, EBMS
01:24:14 Chairman Cook, EBMS
01:24:33 Ms. Cook, EBMS
01:24:43 Chairman Brown
01:24:51 Sen. Branae
01:25:02 Chairman Brown
01:25:44 Ms. Morin
01:27:35 Chairman Brown
01:27:44 Sen. Schmidt
01:27:52 Ms. Cook, EBMS
01:27:59 Sen. Schmidt
01:28:24 Ms. Cook, EBMS
01:28:35 Sen. Schmidt
01:28:43 Ms. Cook, EBMS
01:28:54 Sen. Schmidt
01:29:25 Ms. Cook, EBMS
01:29:36 Sen. Schmidt
01:29:43 Ms. Cook, EBMS
01:30:47 Sen. Murphy
01:30:59 Sen. Branae
01:31:12 Sen. Murphy
01:31:19 Sen. Schmidt
01:31:23 Sen. Branae
01:31:31 Sen. Schmidt
01:31:37 Sen. Branae

Closing by Sponsor:

01:31:45 Sen. Branae

01:32:43 Recess
01:40:46 Reconvene
01:40:47 Sen. Schmidt not present

EXECUTIVE ACTION ON SB 446

01:41:01 **Motion:** Sen. Murphy moved that **SB 446 DO PASS.**

01:41:24 **Motion/Vote:** Sen. Murphy moved that **SB 446 BE AMENDED.**
EXHIBIT (phs40a05)

Discussion:

01:41:26 Lisa Mecklenberg Jackson, Legislative Services Division
(LSD)

01:42:30 **Vote:** Motion carried unanimously by voice vote.

01:42:39 **Motion:** Sen. Murphy moved that **SB 446 BE AMENDED.**
EXHIBIT (phs40a06)

Discussion:

01:43:39 Lisa Mecklenberg Jackson, LSD

01:43:44 **Vote:** Motion carried unanimously by voice vote.

01:43:58 **Motion:** Sen. Murphy moved that **SB 446 BE AMENDED.**
EXHIBIT (phs40a07)

Discussion:

01:44:07 Lisa Mecklenberg Jackson, LSD

01:45:03 **Vote:** Motion carried unanimously by voice vote.

01:45:16 **Motion/Vote:** Sen. Murphy moved that **SB 446 DO PASS AS**
AMENDED. Motion carried unanimously, present and
voting, by voice vote.

01:46:16 Chairman Brown

01:47:06 Sen. Larsen

EXECUTIVE ACTION ON SB 439

01:47:25 **Motion:** Sen. Hinkle moved that **SB 439 DO PASS.**

Discussion:

01:47:55 Lisa Mecklenberg Jackson, LSD
01:48:28 Sen. Juneau
01:48:46 Chairman Brown
01:50:28 Sen. Schmidt now present
01:50:38 Sen. Schmidt

01:50:47 **Vote:** Motion carried 6-1 by voice vote with Sen. Brown
voting no.

01:51:05 Chairman Brown
01:51:45 Sen. Larsen
01:51:56 Chairman Brown
01:52:15 Sen. Murphy
01:52:38 Sen. Larsen
01:52:43 Chairman Brown
01:52:52 Sen. Lewis
01:53:44 Chairman Brown

EXECUTIVE ACTION ON SB 479

01:53:52 **Motion:** Sen. Larsen moved that **SB 479 DO PASS.**

Discussion:

01:54:03 Sen. Lewis
01:55:13 Sen. Murphy
01:55:59 Sen. Schmidt
01:56:20 Chairman Brown
01:56:57 Sen. Larsen
01:57:30 Sen. Hinkle
01:58:04 Sen. Schmidt
01:58:32 Chairman Brown

01:58:36 **Substitute Motion/Vote:** Sen. moved that **SB 479 BE
TABLED.** Motion carried 6-1 by voice vote with Sen.
Juneau voting no.

EXECUTIVE ACTION ON SB 480

01:59:12 **Motion:** Sen. Hinkle moved that **SB 480 BE TABLED.**

01:59:23 Chairman Brown agreed to ignore the motion if
committee members wanted to discuss it.

Discussion:

01:59:31 Sen. Schmidt
02:00:06 Sen, Juneau
02:00:14 Sen. Schmidt
02:00:25 Sen. Lewis
02:00:30 Chairman Brown
02:00:34 Sen. Schmidt
02:00:38 Sen. Larsen
02:00:48 Chairman Brown recognized the motion to table.

02:00:54 **Vote:** Motion carried 6-1 by voice vote with Sen.
Juneau voting no.

03:00:04 Chairman Brown

EXHIBIT (phs40a08)

SB 472 No Hearing at Sponsor's Request

ADJOURNMENT

Adjournment: 5:00 P.M.

Joan Linkenbach, Secretary

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Additional Documents:

EXHIBIT ([phs40aad.pdf](#))