

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON HUMAN SERVICES

Call to Order: Chair David Howard, on January 21, 2011 at 3:00 PM, in Room 152
Capitol

ROLL CALL

Members Present:

Rep. David Howard, Chairman (R)
Rep. Pat Noonan, Vice Chairman (D)
Rep. Cary Smith, Vice Chairman (R)
Rep. Liz Bangerter (R)
Rep. Steve Fitzpatrick (R)
Rep. Timothy Furey (D)
Rep. Ellie Boldman Hill (D)
Rep. Chuck Hunter (D)
Rep. Pat Ingraham (R)
Rep. Michael (Mike) More (R)
Rep. Carolyn Pease-Lopez (D)
Rep. Joe Read (R)
Rep. Dan Skattum (R)
Rep. Max Yates (R)

Members Excused: Rep. Dan Kennedy (R)

Members Absent: None

Staff Present: KarenDe Herman, 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 68, 1/12/2011; HB 19, 1/12/2011

HEARING ON HB 19

Opening Statement by Sponsor:

00:01:29 Rep. Diane Sands (D), HD 95, opened the hearing on HB 19, Clarify that the Clean Indoor Air Act applies to smoking of medical marijuana.

00:04:29 Chairman Howard

Proponents' Testimony:

00:05:00 Erin McGowan Fincham, Montana American Cancer Society

00:05:51 Mark Long, Montana Narcotics Officers Association (MNOA)

00:06:42 Kate Cholewa, Alliance for Cannabis Science (ACS)

EXHIBIT(huh16a01)

00:07:50 Mike Foster, Catholic Hospitals of Montana

00:08:28 Casey Blumenthal, Montana Hospital Association (MHA)

00:09:09 Tom Daubert, Patients and Families United

Opponents' Testimony: None

Informational Testimony:

00:11:31 Scott Montgomery

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:12:18 Rep. Sands

00:12:29 Chairman Howard

HEARING ON HB 68

Opening Statement by Sponsor:

00:16:14 Rep. Diane Sands (D), HD 95, opened the hearing on HB 68, Revise Medical Marijuana Act and create regulatory structure for industry.

00:28:44 Chairman Howard

Proponents' Testimony:

00:28:50 Rep. Gary MacLaren, HD 89

00:30:38 Chairman Howard

00:30:41 Mike Batista, Administrator, Division of Criminal Investigation, Montana Department of Justice (DOJ)

00:32:57 Mark Long, DOJ, speaking on behalf of Montana Narcotics Officers Association (MNOA)

00:36:44 Jim Smith, speaking on behalf of Montana Sheriffs and Peace Officers Association and Montana County Attorneys Association

EXHIBIT(huh16a02)

00:41:53 Chairman Howard

00:42:27 Rick Heilman
00:44:00 Chairman Howard designated previous speaker an Opponent.
00:44:41 Lewis K. Smith, Powell County Attorney

EXHIBIT(huh16a03)

00:48:45 Chairman Howard
00:48:48 Lewis K. Smith
00:49:00 Chairman Howard
00:49:23 Larry Epstein, speaking on behalf of the Montana County Attorneys Association
and Montana Chiefs of Police
00:50:54 Kate Cholewa, ACS
00:53:59 Scott Montgomery, veteran
00:55:50 Chairman Howard
00:55:57 Greg Sullivan, City Attorney, Bozeman, Montana

EXHIBIT(huh16a04)

00:56:50 Tom Daubert, Patients and Families United
00:59:36 Brent Brooks, City Attorney, Billings, Montana
01:01:31 Chairman Howard
01:01:41 Chris Ronneg, Cerebral Palsy patient
01:03:00 Casey Blumenthal, MHA
01:03:27 Mike Foster, Catholic Hospitals of Montana
01:04:43 Taylin Lang
01:05:55 Erin MacLean, Montana Medical Association (MMA)

EXHIBIT(huh16a05)

01:07:46 Tonya Lafond, patient and caregiver
01:09:06 Ron Alsbury, Montana Department of Corrections (COR)
01:09:38 Ken Lindeman, patient and caregiver
01:12:03 Doug Chyette, Montanans For Responsible Legislation (MRL)
01:14:12 Dennis Gulyas, Veterans' Representative for MRL
01:16:20 Sue Wilkins, Executive Director of Missoula Correctional Services, Inc.

EXHIBIT(huh16a06)

01:18:08 Pat Keim, Alternatives, Inc.
01:18:39 William Hund, grower and dispenser
01:19:58 Chairman Howard
01:20:02 Aimee Grmoljez
01:20:50 Chairman Howard
01:21:15 Valerie Sigler, Big Sky Patient Care
01:22:45 Chairman Howard designated previous speaker an Opponent.
01:22:51 Misty Carey, Canna Care
01:23:57 Ron Lake, Dillon, Montana
01:24:51 Justin Wagner, Bonner, Montana
01:25:59 Chairman Howard
01:26:03 Justin Wagner
01:26:24 Chairman Howard
01:26:31 Shawn Palmer, Billings patient and caregiver
01:27:42 Chairman Howard
01:27:47 David Max, Missoula caregiver
01:28:23 Dale Busby, Great Falls

EXHIBIT(huh16a07)

01:28:50 Andrew John Boucher, disabled veteran
01:29:32 Chairman Howard

01:29:50 Mark Higgins, Billings, Montana
01:30:31 Chairman Howard
01:30:39 Jolie Riojas
01:30:52 Elizabeth Pincolini
01:31:10 Karen Richter, Billings, Montana
01:31:25 Chairman Howard

Opponents' Testimony:

01:32:02 Candace Payne, speaking for Rimrock Foundation
01:34:18 Richard Abromeit, Montana Advance Caregivers
01:36:40 Jim Gingery, President, Montana Medical Growers Association

EXHIBIT(huh16a08)

01:40:00 Chairman Howard
01:40:04 Sarah Baugh, epilepsy patient

EXHIBIT(huh16a09)

01:42:00 Jack Mays-Gentry
01:42:54 Jason Smith, Montana Advance Caregivers
01:44:27 Doug Medina, Green Cross
01:45:14 Kai Weber, patient
01:46:58 Christina Richards, Billings, Montana
01:48:20 Jeff Swenson
01:48:38 Barbi McLaws
01:50:29 Norm Rostocki
01:52:05 Valerie Hellermann
01:53:20 William Read, CanaRX
01:55:19 Joel Murdy

EXHIBIT(huh16a10)

01:58:19 Scott Needham, MD

EXHIBIT(huh16a11)

02:01:00 Chairman Howard
02:01:11 Dr. Needham

EXHIBIT(huh16a12)

02:01:21 Rebecca Sturdevant, RN, self
02:01:55 Cherrie Brady, Safe Community Safe Kids

EXHIBIT(huh16a13)

02:04:31 Chairman Howard
02:04:45 Leon Tirums, Cascade County caregiver and patient
02:06:39 Chairman Howard
02:07:00 Robert More, Three Forks, Montana, patient
02:07:50 Chairman Howard
02:07:53 Robert More
02:08:21 Chairman Howard
02:08:29 William Lemke, disabled veteran
02:10:45 Susan Smith, Safe Community Safe Kids
02:14:26 Laura Needham, Safe Community Safe Kids
02:15:35 Chairman Howard
02:15:40 Laura Needham
02:16:56 Chairman Howard
02:17:10 Mickey Messman, Greaf Falls Public Schools (GFPS)

02:18:45 Roxanne McCoy, child of caregivers

EXHIBIT(huh16a14)

02:20:46 Robby Regennitter, provider

02:22:04 Chairman Howard

02:22:07 Nathan Pierce, voter

02:23:31 Danita Carmen, mother of patient

02:24:37 Barbara Trego, patient and caregiver

02:25:19 Chairman Howard

02:25:23 Anthony Swartz, brain injury patient

02:25:52 Christian Snitko

02:26:56 Andrei Snitko

EXHIBIT(huh16a15)

02:27:57 Bob Hilliard, State Drug Awareness Chairman, Montana State Elks Association

02:29:13 Austin Kaufman, Billings business owner

02:31:17 Chairman Howard

02:31:23 Bob Hilliard

02:31:59 Chairman Howard

02:32:01 Steve Zabawa, Billings business owner

02:33:43 Stewart Veith

02:34:47 Mike Fellowes

EXHIBIT(huh16a16)

02:36:32 Chairman Howard

02:37:10 David Knox

02:37:16 Jim Kelley

02:37:24 Kathleen Shannon

02:37:44 Amber Cox

02:37:53 Spencer Landy

EXHIBIT(huh16a17)

02:38:27 Debria Shields

02:38:44 Tyler Duncan

02:38:50 Jocelyn Engle

02:39:21 Sean Brady

02:39:43 Chairman Howard

02:39:54 Ben Forsyth, Great Falls businessman

02:41:22 Chairman Howard

Informational Testimony:

02:41:40 Dr. Anna Earl, President, Montana Board of Medical Examiners

02:43:43 Chairman Howard

02:43:46 Dr. Earl

EXHIBIT(huh16a18)

02:45:02 Chairman Howard

02:45:12 Jeff Buska, Administrator for Quality Assurance, Montana Department of Health and Human Services (DPHHS)

02:46:04 Allan Peura, Deputy Director, Montana Department of Revenue (DOR)

EXHIBIT(huh16a19)

02:48:15 Hiedi Handford, Montana Connect

02:50:43 Rick Ask, Administrator, Gambling Control Division, DOJ

02:51:14 Chairman Howard

02:51:21 Bobby Long, owner of dispensary
EXHIBIT(huh16a20)
02:51:48 Rep. Read
02:51:58 Chairman Howard
02:52:03 Bobby Long
02:52:44 Jason Christ
02:53:06 Chairman Howard
02:53:13 Jason Christ
02:54:06 Chairman Howard designated previous speaker an Opponent.

Questions from Committee Members and Responses:

02:55:00 Rep. Furey
02:55:53 Chairman Howard
02:56:26 Rep. Hill
02:57:15 Chairman Howard
02:57:22 Rep. More
02:58:33 Dr. Needham
02:58:53 Rep. More
02:59:20 Dr. Needham
03:00:01 Rep. More
03:00:15 Chairman Howard
03:00:30 Laura Needham
03:00:49 Chairman Howard
03:00:57 David Max
03:01:31 Chairman Howard
03:01:36 Rep. Smith
03:02:20 Dr. Earl
03:03:24 Rep. Smith
03:04:10 Dr. Earl
03:04:19 Rep. Smith
03:04:24 Dr. Earl
03:04:29 Chairman Howard
03:04:35 Rep. Smith
03:04:52 Mr. Peura
03:05:04 Rep. Smith
03:05:12 Mr. Peura
03:05:41 Chairman Howard
03:05:51 Rep. Hunter
03:06:29 Chairman Howard
03:06:32 Rep. Smith
03:07:21 Daubert
03:07:35 Rep. Smith
03:07:48 Daubert
03:09:34 Rep. Smith
03:09:50 Daubert
03:10:20 Rep. Smith
03:11:11 Daubert
03:13:08 Rep. More
03:13:23 Chairman Howard

Closing by Sponsor:

03:13:35 Representative Diane Sands

ADJOURNMENT

03:17:17 Chairman Howard adjourned meeting at 6:20 pm.

KarenDe Herman, Secretary

kdh

Additional Exhibits:

[EXHIBIT\(huh16a21\)](#)

[EXHIBIT\(huh16a22\)](#)

[EXHIBIT\(huh16a23\)](#)

[EXHIBIT\(huh16a24\)](#)

[EXHIBIT\(huh16a25\)](#)

[EXHIBIT\(huh16a26\)](#)

Additional Documents:

EXHIBIT([huh16aad.pdf](#))