

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chair Jason Priest, on February 11, 2011 at 3:00 PM, in Room 317-C
Capitol

ROLL CALL

Members Present:

Sen. Jason Priest, Chair (R)
Sen. Terry Murphy, Vice Chair (R)
Sen. Mary Caferro (D)
Sen. Kim Gillan (D)
Sen. Dave Lewis (R)
Sen. Kendall Van Dyk (D)

Members Excused: Sen. Jeff Essmann (R)
Sen. Rowlie Hutton (R)

Members Absent: None

Staff Present: Julianne Burkhardt, Legislative Branch
Liane Taylor, 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: HB 19
HB 74
HB 191

HEARING ON HB 19

Opening Statement by Sponsor:

00:00:51 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.

Proponents' Testimony:

00:01:48 John Flink, Montana Hospital Association (MHA)
00:02:14 Erin McGowan-Fincham, American Cancer Society (ACS)
00:03:12 Riley Johnson, National Federation of Independent Business (NFIB)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:04:36 Rep. Sands

EXECUTIVE ACTION ON HB 19

00:05:01 **Motion/Vote:** Sen. Murphy moved that **HB 19 DO CONCUR**. Motion carried unanimously by voice vote of those present and voting. Sen. Murphy will carry HB 19.

HEARING ON HB 74

Opening Statement by Sponsor:

00:06:43 Rep. Trudi Schmidt (D), HD 22, opened the hearing on HB 74, Allow for expedited relative notification in foster care cases.

Proponents' Testimony:

00:09:02 Sarah Corbally, representing Department of Health and Human Services (DPHHS)
00:14:10 Loretta Miller, representing Court Appointed Special Advocates (CASA)
00:18:26 John Weida, representing Court Appointed Special Advocates (CASA)
00:22:32 Russ Ritter, representing self
00:24:50 Nancy Marks, representing self

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:26:25 Rep. Schmidt

EXECUTIVE ACTION ON HB 74

00:28:20 **Motion/Vote:** Sen. Murphy moved that **HB 74 DO CONCUR**. Motion carried unanimously by voice vote of those present and voting. Sen. Gillan will carry HB 74.

HEARING ON HB 191

Opening Statement by Sponsor:

00:29:46 Rep. Kelly Flynn (R), HD 68, opened the hearing on HB 191, Revise regulation of retail food establishment exemptions.

Proponents' Testimony:

00:33:18 Beth Ihle, representing self

[**EXHIBIT\(phs34a01\)**](#)

00:41:00 Nancy Marks, representing self

[**EXHIBIT\(phs34a02\)**](#)

00:44:27 Diane Johnson, Trailhead Christian Church

00:46:38 Reba Johnson, American Legion Auxiliary

00:48:33 Janet Jones, representing Holy Cross Catholic Church

00:55:01 Dorothy Hahn, representing self

Opponents' Testimony:

00:58:20 Laurel Riek, Registered Sanitarian, Lewis & Clark County Health Department (LCCHD)

[**EXHIBIT\(phs34a03\)**](#)

01:01:43 Jane Smilie, Department of Public Health & Human Services (DPHHS)

[**EXHIBIT\(phs34a04\)**](#)

Informational Testimony: None

Questions from Committee Members and Responses:

01:03:47 Sen. Gillan
01:04:16 Laurel Riek, LCCHD
01:05:09 Sen. Gillan
01:05:57 Laurel Riek
01:06:09 Sen. Gillan
01:06:21 Laurel Riek
01:07:29 Sen. Gillan
01:07:57 Laurel Riek
01:08:30 Sen. Gillan
01:08:54 Jane Smilie, DPHHS
01:09:42 Sen. Gillan
01:10:23 Jane Smilie
01:10:38 Sen. Gillan
01:10:56 Jane Smilie
01:11:26 Chairman Priest
01:11:47 Laurel Riek

Closing by Sponsor:

01:12:20 Rep. Flynn

ADJOURNMENT

01:13:47 Adjournment:

Liane Taylor, Secretary

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Additional Documents:

EXHIBIT([phs34aad.pdf](#))