

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON HUMAN SERVICES

Call to Order: Chair David Howard, on February 8, 2013 at 3:00 PM, in Room 152
Capitol

ROLL CALL

Members Present:

Rep. David Howard, Chair (R)
Rep. Carolyn Pease-Lopez, Vice Chair (D)
Rep. Cary Smith, Vice Chair (R)
Rep. Kelly Flynn (R)
Rep. Jenifer Gursky (D)
Rep. Bill Harris (R)
Rep. Ellie Boldman Hill (D)
Rep. Pat Ingraham (R)
Rep. Tom Jacobson (D)
Rep. Dennis R. Lenz (R)
Rep. Gordon Pierson Jr (D)
Rep. Alan Redfield (R)
Rep. Scott Reichner (R)

Members Excused: Rep. Gordon Vance (R)
Rep. Kirk Wagoner (R)
Rep. Amanda Curtis (D)

Members Absent: None

Staff Present: Sara Andersen, 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 309, 2/8/2013
Executive Action: HB 102, HB 238, HB 241, HB 263, HB 271, HB 289, SB 51, SB 65
HB 171, HB 84

00:19:39 Chairman Howard

HEARING ON HB 309

Opening Statement by Sponsor:

00:20:21 Rep. Franke Wilmer (D), HD 63, opened the hearing on HB 309, Revise supplemental nutrition assistance program funding laws.

Proponents' Testimony:

00:23:22 Ryan Evans, Governor's Budget Office

00:24:53 Jamie Palagi, Division Administrator, Human and Community Services Division, Department of Public Health and Human Services (DPHHS)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:27:23 Rep. Harris

00:28:22 Rep. Curtis entered the meeting.

00:28:38 Mr. Evans, Governor's Budget Office

00:29:05 Rep. Harris

00:29:17 Mr. Evans, Governor's Budget Office

Closing by Sponsor:

00:29:45 Rep. Wilmer

00:30:40 Chairman Howard

00:31:05 Recessed

00:57:53 Reconvened

EXECUTIVE ACTION ON HB 102

00:58:08 **Motion:** Rep. C. Smith moved that **HB 102 DO PASS.**

00:58:48 Chairman Howard

00:58:53 **Vote:** Motion failed 7-9 by roll call vote with Rep. Curtis, Rep. Gursky, Rep. Hill, Rep. Jacobson, Rep. Pease-Lopez, Rep. Pierson and Rep. Reichner voting aye. Rep. Vance and Rep. Wagoner voted by proxy.

01:00:15 **Motion/Vote:** Rep. Howard moved that **HB 102 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote. Rep. Vance and Rep. Wagoner did not vote.

EXECUTIVE ACTION ON HB 238

01:01:10 Rep. C. Smith

01:01:19 **Motion:** Rep. Hill moved that **HB 238 DO PASS.**

01:01:44 Chairman Howard

01:02:04 **Motion:** Rep. Hill moved that **HB 238 BE AMENDED.**
EXHIBIT(huh28a01)

01:05:52 Chairman Howard

01:05:58 **Vote:** Motion carried unanimously by voice vote. Rep. Vance and Rep. Wagoner voted by proxy.

01:06:15 **Motion:** Rep. Hill moved that **HB 238 DO PASS AS AMENDED.**

Discussion:

01:06:46 Rep. Redfield

01:07:04 Rep. Hill

01:08:30 Chairman Howard

01:08:42 Rep. Jacobson

01:10:29 Chairman Howard

01:10:40 Rep. Pease-Lopez

01:11:29 Rep. Hill

01:13:18 Chairman Howard

01:13:23 **Vote:** Motion failed 6-10 by roll call vote with Rep. Curtis, Rep. Gursky, Rep. Hill, Rep. Jacobson, Rep. Pease-Lopez and Rep. Pierson voting aye. Rep. Vance and Rep. Wagoner voted by proxy.

01:14:29 **Motion/Vote:** Rep. Howard moved that **HB 238 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote. Rep. Vance and Rep. Wagoner voted by proxy.

EXECUTIVE ACTION ON HB 241

01:14:52 **Motion:** Rep. C. Smith moved that **HB 241 DO PASS.**

Discussion:

01:15:12 Sue O'Connell, Legislative Branch

01:15:37 Chairman Howard

01:15:42 Ms. O'Connell, Legislative Branch

01:16:08 Chairman Howard

01:16:22 **Motion:** Rep. Curtis moved that **HB 241 BE AMENDED.**
EXHIBIT(huh28a02)

Discussion:

01:17:31 Chairman Howard

01:17:45 Rep. C. Smith

01:17:52 Ms. O'Connell, Legislative Branch

01:18:13 Rep. Harris

01:18:46 Chairman Howard

01:20:10 **Vote:** Motion failed 5-11 by roll call vote with Rep. Curtis, Rep. Gursky, Rep. Harris, Rep. Jacobson and Rep. Pierson voting aye. Rep. Vance and Rep. Wagoner voted by proxy.

01:21:45 Chairman Howard

01:21:56 **Vote:** Motion carried 10-6 by roll call vote with Rep. Curtis, Rep. Gursky, Rep. Hill, Rep. Jacobson, Rep. Pease-Lopez, and Rep. Pierson voting no. Rep. Vance and Rep. Wagoner voted by proxy.

EXECUTIVE ACTION ON HB 263

01:23:27 **Motion:** Rep. Ingraham moved that **HB 263 DO PASS.**

01:24:12 Rep. Pease-Lopez

01:24:36 Rep. Ingraham **WITHDREW MOTION HB 263 DO PASS**

EXECUTIVE ACTION ON HB 271

01:25:00 **Motion:** Rep. Ingraham moved that **HB 271 DO PASS.**

Discussion:

01:25:46 Chairman Howard

01:25:51 Rep. Pierson

01:26:53 Rep. Ingraham

01:27:36 Rep. Gursky

01:28:01 Chairman Howard

01:28:06 **Vote:** Motion failed 7-9 by roll call vote with Rep. Curtis, Rep. Gursky, Rep. Hill, Rep. Jacobson, Rep. Pease-Lopez, Rep. Pierson and Rep. Reichner voting aye. Rep. Vance and Rep. Wagoner voted by proxy.

01:29:22 **Motion/Vote:** Rep. C. Smith moved that **HB 271 BE TABLED AND THE VOTE REVERSED.** Motion carried 15-1 by voice vote with Rep. Gursky voting no. Rep. Vance and Rep. Wagoner did not vote.

EXECUTIVE ACTION ON HB 289

01:29:56 **Motion/Vote:** Rep. C. Smith moved that **HB 289 DO PASS.** Motion failed 6-10 by roll call vote with Rep. Curtis, Rep. Gursky, Rep. Hill, Rep. Jacobson, Rep. Pease-Lopez and Rep. Pierson voting aye. Rep. Vance and Rep. Wagoner voted by proxy.

01:31:48 **Motion/Vote:** Rep. Howard moved that **HB 271 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote. Rep. Vance and Rep. Wagoner did not vote.

EXECUTIVE ACTION ON SB 51

01:32:30 **Motion/Vote:** Rep. C. Smith moved that **SB 51 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Vance and Rep. Wagoner voted by proxy. Rep. Hill will carry the bill.

EXECUTIVE ACTION ON SB 65

01:32:57 **Motion/Vote:** Rep. C. Smith moved that **SB 65 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Vance and Rep. Wagoner voted by proxy. Rep. Hill will carry the bill.

EXECUTIVE ACTION ON HB 171

01:33:54 **Motion:** Rep. C. Smith moved that **HB 171 DO PASS**.
[EXHIBIT\(huh28a03\)](#)

Discussion:

01:36:54 Chairman Howard
01:37:02 Rep. Jacobson
01:37:21 Rep. C. Smith
01:37:30 Rep. Jacobson
01:37:42 Rep. C Smith
01:38:18 Rep. Jacobson
01:38:36 Rep. C. Smith
01:39:11 Rep. Jacobson
01:39:26 Rep. C. Smith
01:40:39 Rep. Ingraham
01:40:59 Rep. C. Smith
01:41:40 Chairman Howard
01:41:47 Rep. Pease-Lopez
01:42:03 Rep. C. Smith

01:43:00 **Vote:** Motion carried 10-6 by roll call vote with Rep. Curtis, Rep. Gursky, Rep. Hill, Rep. Jacobson, Rep. Pease-Lopez and Rep. Pierson voting no. Rep. Vance and Rep. Wagoner voted by proxy.

01:45:10 Chairman Howard

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EXECUTIVE ACTION ON HB 84

01:45:19 **Motion:** Rep. C. Smith moved that **HB 84 BE REMOVED FROM TABLED**.

Discussion:

01:46:57 Chairman Howard
01:47:09 Rep. C. Smith
01:47:29 Rep. Reichner
01:47:47 Rep. C. Smith
01:48:21 Rep. Ingraham

01:48:32 **Vote:** Motion carried 14-0 by voice vote. Rep. Vance and Rep. Wagoner did not vote.

01:48:53 Rep. C. Smith

01:49:14 Ms. O'Connell, Legislative Branch

01:50:00 Rep. Pease-Lopez

01:50:12 Ms. O'Connell, Legislative Branch

01:51:20 **Motion/Vote:** Rep. C. Smith moved that **HB 84 BE CONCEPTUALLY AMENDED**. Motion carried unanimously by voice vote with Rep. Vance and Rep. Wagoner voting by proxy.

01:52:00 **Motion/Vote:** Rep. C. Smith moved that **HB 84 DO PASS AS AMENDED**. Motion carried unanimously with Rep. Vance and Rep. Wagoner voting by proxy.

01:52:43 Rep. Flynn

01:52:49 Chairman Howard

ADJOURNMENT

Adjournment: 01:53:28

Sara Andersen, Secretary

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Additional Documents:

EXHIBIT([huh28aad.pdf](#))