

MINUTES

MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chair Fred Thomas, on February 4, 2015 at 3:00 PM, in Room 317
Capitol

ROLL CALL

Members Present:

Sen. Fred Thomas, Chair (R)
Sen. David Howard, Vice Chair (R)
Sen. Mary Caferro (D)
Sen. Diane Sands (D) (arrived after roll call)
Sen. Cary Smith (R)
Sen. Nels Swandal (R)
Sen. Jonathan Windy Boy (D)

Members Excused: None

Members Absent: None

Staff Present: Barbara Pietuch, Committee Secretary
Alexis Sandru, 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: SB 216, 1/30/2015; SB 233, 1/30/2015; SB 211, 1/30/2015;
HB 100, 1/30/2015

Executive Action: SB 233 - DO PASS AS AMENDED; SB - 211 DO PASS

00:00:01 Chairman Thomas

HEARING ON SB 233

Opening Statement by Sponsor:

00:00:57 Sen. Mary Caferro (D), SD 41, opened the hearing on SB 233, Provide for medicaid waiver protection for certain military families.

Proponents' Testimony:

00:03:18 Mark San Souci, regional state liaison, Department of Defense (DoD)
EXHIBIT(phs25a01)

00:10:18 Bryan Fox, brigadier general, Montana Air National Guard
00:11:58 Novelene Martin, bureau chief, Developmental Disabilities Program, Department of Health and Human Services (DPHHS)
00:12:36 Jim Higgins, Montana National Guard Association
00:13:43 Gary White, department adjutant, American Legion of Montana

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:14:19 Chairman Thomas
00:14:57 Sen. Caferro
00:15:23 Chairman Thomas
00:15:37 Sen. Caferro
00:15:49 Mr. San Souci, DoD
00:16:16 Chairman Thomas
00:16:20 Sen. Sands
00:16:38 Mr. San Souci
00:16:53 Sen. Sands
00:17:04 Chairman Thomas

Closing by Sponsor:

00:17:15 Sen. Caferro

HEARING ON HB 100

Opening Statement by Sponsor:

00:17:56 Rep. Frank Garner (R), HD 7, opened the hearing on HB 100, Generally revise laws relating to the public safety officer training council.
00:19:35 Sen. Caferro left the hearing.

Proponents' Testimony:

00:21:37 Perry Johnson, executive director, Montana Public Safety Officer Standards and Training Council (POST)

EXHIBIT(phs25a02)

00:27:52 Jerry Williams, executive director, Montana Police Protective Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:28:15 Chairman Thomas
00:28:34 Sen. Swandal
00:29:01 Mr. Johnson, POST
00:29:30 Sen. Swandal
00:29:39 Mr. Johnson
00:30:01 Sen. Howard
00:30:18 Mr. Johnson
00:30:29 Sen. Howard
00:31:13 Mr. Johnson
00:32:14 Sen. Howard
00:32:19 Mr. Johnson
00:33:02 Sen. Howard
00:33:18 Chairman Thomas

Closing by Sponsor:

00:33:31 Rep. Gardner

EXECUTIVE ACTION ON SB 233

Discussion:

00:39:43 Chairman Thomas
00:39:45 Sen. Sands

00:40:08 **Motion:** Sen. Swandal moved that **SB 233 DO PASS.**

Discussion:

00:40:18 Sen. Sands
00:40:31 Chairman Thomas

00:40:37 **Motion/Vote:** Sen. Sands moved that **SB 233 BE AMENDED WITH A CONCEPTUAL AMENDMENT.** Motion carried 6-0 by voice vote. Sen. Caferro was excused.

00:40:53 **Motion/Vote:** Sen. Swandal moved that **SB 233 DO PASS AS AMENDED**.
Motion carried unanimously by voice vote. Sen. Caferro voted by proxy.

Discussion on HB 100:

00:41:33 Chairman Thomas
00:41:36 Sen. Howard
00:42:00 Sen. Sands
00:42:29 Sen. Swandal
00:43:10 Sen. Howard
00:43:48 Chairman Thomas

00:44:00 Sen. Windy Boy left the hearing.

HEARING ON SB 216

Opening Statement by Sponsor:

00:44:18 Sen. Roger Webb (R), SD 23, opened the hearing on SB 216, Revise medicaid in home care services fraud prevention laws.

Proponents' Testimony:

00:49:17 Rose Hughes, executive director, Montana Health Care Association
[EXHIBIT\(phs25a03\)](#)

00:57:19 Claudia Clifford, AARP Montana
00:59:35 Joel Peden, Montana Independent Living Centers
01:03:50 Darren Larson, community relations coordinator, Consumer Direct and Nightingale Nursing and Caregiving
[EXHIBIT\(phs25a04\)](#)

01:08:30 Casey Blumenthal, vice president, Association of Montana Healthcare Providers

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:09:22 Sen. Swandal
01:09:35 Sen. Webb
01:09:44 Sen. Swandal
01:09:47 Sen. Howard
01:11:40 Sen. Swandal
01:12:08 Sen. Sands
01:12:48 Sen. Webb
01:14:15 Sen. Sands
01:15:00 Sen. Webb
01:15:58 Sen. Sands

01:16:29 Ms. Clifford, AARP
01:18:22 Sen. Sands
01:18:47 Chairman Thomas
01:18:52 Sen. Howard
01:20:31 Sen. Webb
01:20:44 Coco Ballew, development manager, Consumer Direct (CD)
01:21:52 Sen. Howard
01:22:14 Ms. Ballew, CD
01:22:44 Sen. Howard
01:23:12 Ms. Ballew
01:24:01 Chairman Thomas

Closing by Sponsor:

01:24:10 Sen. Webb
01:25:31 Chairman Thomas

HEARING ON SB 211

Opening Statement by Sponsor:

01:25:44 Sen. Edward Buttrey (R), SD 11, opened the hearing on SB 211, Establish procedures for maximum allowable cost lists for prescription drugs.

Proponents' Testimony:

01:28:13 Tony King, chair, Montana Pharmacy Association
01:30:25 Greg Van Horssen, Prime Therapeutics

Opponents' Testimony: None

Informational Testimony:

01:31:42 Maral Farsi, CVS Health
01:33:15 Bruce Spencer, Express Scripts, Incorporated (ESI)
01:34:03 Chairman Thomas

Questions from Committee Members and Responses:

01:34:09 Sen. Sands
01:34:20 Mr. Spencer, ESI
01:35:30 Sen. Sands
01:35:52 Sen. Swandal

Closing by Sponsor:

01:36:10 Sen. Buttrey
01:36:45 Chairman Thomas

EXECUTIVE ACTION ON SB 211

01:38:18 **Motion/Vote:** Sen. Swandal moved that **SB 211 DO PASS**. Motion carried unanimously by voice vote. Sen. Caferro and Sen. Windy Boy voted by proxy.

Committee Business:

01:38:30 Chairman Thomas

ADJOURNMENT

Adjournment: 4:38 PM

Barbara Pietuch, Secretary

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Additional Documents:

EXHIBIT([phs25aad.pdf](#))