

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HUMAN SERVICES

Call to Order: Chair Dennis R. Lenz, on February 26, 2019 at 3:00 PM, in Room 152
Capitol

ROLL CALL

Members Present:

Rep. Dennis R. Lenz, Chair (R)
Rep. Edward Buttrey, Vice Chair (R)
Rep. Gordon Pierson Jr, Vice Chair (D)
Rep. Kim Abbott (D)
Rep. Barbara Bessette (D)
Rep. David Dunn (R)
Rep. Kathy Kelker (D)
Rep. Forrest Mandeville (R)
Rep. Terry Moore (R)
Rep. Vince Ricci (R)
Rep. Walt Sales (R)
Rep. Lola Sheldon-Galloway (R)
Rep. Barry Usher (R)
Rep. Peggy Webb (R)
Rep. Tom Welch (R)

Members Excused: Rep. Jade Bahr (D)
Rep. Mary Ann Dunwell (D)
Rep. Shane A. Morigeau (D)
Rep. Thomas Winter (D)

Members Absent: None

Staff Present: Lydia Balian, 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 609, 2/19/2019; HB 537, 2/19/2019; HB 542, 2/19/2019; HB
544, 2/19/2019; HB 571, 2/19/2019; HB 589, 2/19/2019
Executive Action on: HB 563; HB 571; HB 596: HB 609

15:08:08 Chair Lenz

HEARING ON HB 544

Opening Statement by Sponsor:

15:08:29 Rep. Ryan Lynch (D), HD 76, opened the hearing on HB 544, Allow use of medication aides in mental health center programs.

EXHIBIT(huh41a01)

15:10:12 Rep. Bahr joined the meeting.

Proponents' Testimony:

15:11:07 Carter Anderson, Department of Public Health and Human Services (DPHHS)

15:12:24 Tawna Kultgen, Western Montana Mental Health Center (WMMHC)

Opponents' Testimony:

15:15:04 Judy Bovington, Department of Labor and Industry (DLI)

EXHIBIT(huh41a02)

Proponents' Testimony:

15:17:10 Brandy Vail, Western Montana Mental Health Center (WMMHC)

15:20:18 Colleen Rahn, National Alliance on Mental Illness (NAMI) Montana

Opponents' Testimony:

15:20:53 Rose Hughes, Montana Health Care Association

Informational Testimony:

None

Questions from Committee Members and Responses:

15:27:07 Rep. Mandeville

15:27:25 Judy Bovington, DLI

15:27:43 Rep. Mandeville

15:27:54 Judy Bovington, DLI

15:28:28 Vice Chair Pierson

15:28:47 Brandy Vail, WMMHC

Closing by Sponsor:

15:29:08 Rep. Lynch

HEARING ON HB 537

Opening Statement by Sponsor:

15:31:30 Rep. Matt Regier (R), HD 4, opened the hearing on HB 537, Amend laws relating to certificate of need.

Proponents' Testimony:

15:34:00 Kendall Cotton, Commissioner of Securities and Insurance (CSI)

15:38:45 Frank Cote, Sisters of Charity, Providence Health Montana

15:40:17 Patrick Webb, Americans for Prosperity Montana

EXHIBIT(huh41a03)

Opponents' Testimony:

15:42:24 Bob Olsen, Montana Hospital Association (MHA)

15:44:41 Carter Anderson, Department of Public Health and Human Services (DPHHS)

15:46:48 Jessie Luther, Benefis Health System

Informational Testimony:

15:47:58 Rose Hughes, Montana Health Care Association (MHCA)

Questions from Committee Members and Responses:

15:48:26 Rep. Mandeville

15:48:47 Frank Cote, Sisters of Charity, Providence Health Montana

15:48:56 Rep. Kelker

15:50:51 Rep. Winter joined the meeting.

15:51:14 Rep. Regier

15:51:45 Rep. Kelker

15:52:43 Carter Anderson, DPHHS

15:53:06 Vice Chair Pierson

15:53:23 Bob Olsen, MHA

15:54:12 Rep. Kelker

15:54:23 Bob Olsen, MHA

Closing by Sponsor:

15:55:05 Rep. Regier

HEARING ON HB 571

Opening Statement by Sponsor:

15:55:49 Rep. Thomas Winter (D), HD 96, opened the hearing on HB 571, Provide laws on use of predictive analysis in health care decisions.

EXHIBIT(huh41a04)

Proponents' Testimony:

None

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

15:59:54 Rep. Mandeville

16:00:14 Rep. Winter

16:01:07 Rep. Mandeville
16:01:13 Rep. Winter
16:01:22 Rep. Webb
16:01:33 Rep. Winter
16:02:09 Chair Lenz
16:02:45 Rep. Winter
16:03:19 Rep. Usher
16:03:40 Rep. Winter

16:04:25 Rep. Morigeau joined the meeting.

16:04:33 Rep. Usher
16:05:38 Rep. Winter

Closing by Sponsor:

16:07:03 Rep. Winter

HEARING ON HB 542

Opening Statement by Sponsor:

16:08:20 Rep. Barbara Bessette (D), HD 24, opened the hearing on HB 542, Revise employment and training requirements for TANF program.

Proponents' Testimony:

16:10:03 Susan Fenner, Montana Native Vote (MNV)
16:11:50 Cinda Burd, Western Native Voice (WNV)
16:12:18 Heather O'Loughlin, Montana Budget and Policy Center (MBPC)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

16:14:58 Vice Chair Buttrey
16:15:33 Rep. Bessette
16:17:59 Vice Chair Buttrey
16:18:08 Rep. Bessette
16:18:15 Rep. Webb
16:18:40 Rep. Bessette
16:19:01 Heather O'Loughlin, MBPC

Closing by Sponsor:

16:19:35 Rep. Bessette

HEARING ON HB 609**Opening Statement by Sponsor:**

16:21:21 Rep. Thomas Winter (D), HD 96, opened the hearing on HB 609, Generally revise health policy provisions including preexisting conditions.

EXHIBIT(huh41a05)

16:22:30 Rep. Usher left the meeting.

16:22:45 Rep. Bessette left the meeting.

Proponents' Testimony:

16:26:20 Colleen Ragh, National Alliance on Mental Illness (NAMI) Montana

16:26:58 Nikolas Griffith, self

EXHIBIT(huh41a06)

16:27:41 Molly Moody, Big Sky 55+

16:31:34 Rep. Dunwell joined the meeting.

16:33:11 Jennifer Hensley, Pacific Source Health Plans

Opponents' Testimony:

16:33:55 Bob Leach, self

Informational Testimony:

None

Questions from Committee Members and Responses:

16:34:30 Vice Chair Buttrey

16:35:11 Jennifer Hensley, Pacific Source Health Plans

16:35:43 Vice Chair Buttrey

16:36:19 Rep. Winter

16:37:36 Rep. Moore

16:38:18 Rep. Winter

16:41:22 Rep. Moore

16:42:02 Rep. Winter

16:42:39 Rep. Webb

16:43:01 Rep. Winter

16:43:25 Rep. Bessette rejoined the meeting.

16:44:07 Rep. Webb

16:44:31 Rep. Winter

16:46:32 Rep. Webb

16:47:03 Jennifer Hensley, Pacific Source Health Plans

16:50:25 Vice Chair Buttrey

16:51:20 Jennifer Hensley, Pacific Source Health Plans

Closing by Sponsor:

16:51:46 Rep. Winter

HEARING ON HB 589**Opening Statement by Sponsor:**

16:54:09 Rep. Mary Caferro (D), HD 81, opened the hearing on HB 589, Create mortality review team for individuals with developmental disabilities.

Proponents' Testimony:

16:55:24 Beth Brenneman, Disability Rights Montana

16:59:03 Colleen Rahn, National Alliance on Mental Illness (NAMI) Montana

Opponents' Testimony:

None

Informational Testimony:

16:59:59 Carter Anderson, Department of Public Health and Human Services

Questions from Committee Members and Responses:

17:00:21 Rep. Kelker

17:00:59 Beth Brenneman, Disability Rights Montana

17:02:14 Rep. Kelker

17:02:31 Beth Brenneman, Disability Rights Montana

17:02:53 Rep. Mandeville

17:03:11 Rep. Caferro

17:03:33 Rep. Mandeville

17:03:55 Rep. Caferro

17:04:09 Vice Chair Buttrey

17:04:20 Sue O'Connell, Legislative Services Division (LSD)

Closing by Sponsor:

17:04:51 Rep. Caferro

17:06:11 Chair Lenz

17:06:41 Sue O'Connell, LSD

17:06:49 Chair Lenz

17:08:52 Recessed

17:29:24 Reconvened

17:29:25 Vice Chair Pierson

17:29:46 Sue O'Connell, LSD

EXECUTIVE ACTION ON HB 563

17:30:39 **Motion/Vote:** Rep. Buttrey moved that **HB 563 DO PASS**. Motion failed 8-11 by roll call vote with Rep. Abbott, Rep. Bahr, Rep. Bessette, Rep. Dunwell, Rep. Kelker, Rep. Morigeau, Rep. Pierson and Rep. Winter voting aye.

17:32:01 **Motion/Vote:** Rep. Buttrey moved that **HB 563 BE TABLED**. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 571

17:32:16 **Motion:** Rep. Buttrey moved that **HB 571 DO PASS.**

Discussion:

17:32:27 Rep. Ricci
17:32:51 Rep. Winter
17:33:36 Rep. Moore

17:34:33 **Vote:** Motion failed 8-11 by roll call vote with Rep. Abbott, Rep. Bahr, Rep. Bessette, Rep. Dunwell, Rep. Kelker, Rep. Morigeau, Rep. Pierson and Rep. Winter voting aye.

17:35:26 **Motion/Vote:** Rep. Buttrey moved that **HB 571 BE TABLED.** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 596

17:35:45 **Motion:** Rep. Buttrey moved that **HB 596 DO PASS.**

17:35:55 **Motion:** Rep. T. Moore moved that **HB 596 BE AMENDED.**
EXHIBIT(huh41a07)

Discussion:

17:37:10 Rep. Pierson
17:37:24 Rep. Mandeville

17:37:48 **Vote:** Motion carried 11-8 by roll call vote with Rep. Dunn, Rep. Lenz, Rep. Mandeville, Rep. Ricci, Rep. W. Sales, Rep. Sheldon-Galloway, Rep. Usher and Rep. P. Webb voting no.

17:38:50 **Motion:** Rep. Buttrey moved that **HB 596 DO PASS AS AMENDED.**

Discussion:

17:38:53 Rep. Usher
17:39:15 Sue O'Connell, LSD
17:40:00 Rep. Pierson
17:40:14 Rep. Sheldon-Galloway
17:40:27 Rep. Pierson
17:41:00 Rep. Sheldon-Galloway
17:41:10 Sue O'Connell, LSD
17:42:34 Rep. Sheldon-Galloway
17:42:50 Rep. Pierson
17:43:02 Rep. Dunwell

17:44:08 **Vote:** Motion carried 12-7 by roll call vote with Rep. Dunn, Rep. Lenz, Rep. Mandeville, Rep. Ricci, Rep. Sheldon-Galloway, Rep. Usher and Rep. P. Webb voting no.

EXECUTIVE ACTION ON HB 609

17:44:23 **Motion:** Rep. Buttrey moved that **HB 609 DO PASS.**

17:44:43 **Motion:** Rep. Winter moved that **HB 609 BE AMENDED.**
EXHIBIT(huh41a08)

Discussion:

17:46:04 Rep. Winter

17:46:37 **Vote:** Motion carried 17-2 by roll call vote with Rep. Dunn and Rep. Lenz voting no.

17:47:25 **Motion:** Rep. Buttrey moved that **HB 609 DO PASS AS AMENDED.**

Discussion:

17:47:38 Rep. Moore

17:48:21 Rep. Webb

17:48:53 Rep. Winter

17:49:30 **Vote:** Motion failed 8-11 by roll call vote with Rep. Abbott, Rep. Bahr, Rep. Bessette, Rep. Dunwell, Rep. Kelker, Rep. Morigeau, Rep. Pierson and Rep. Winter voting aye.

17:50:20 **Motion/Vote:** Rep. Buttrey moved that **HB 609 BE TABLED.** Motion carried unanimously by voice vote.

17:50:35 Chair Lenz

17:51:07 Rep. Ricci

17:51:24 Rep. Mandeville

ADJOURNMENT

Adjournment: 17:52:21

Lydia Balian, Secretary

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Additional Documents:

EXHIBIT([huh41aad.pdf](#))