

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HUMAN SERVICES

Call to Order: Chair Dennis R. Lenz, on March 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. Jade Bahr (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. Peggy Webb (R)
Rep. Tom Welch (R)

Members Excused: Rep. Mary Ann Dunwell (D)
Rep. Shane A. Morigeau (D)
Rep. Barry Usher (R)
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 724, 3/22/2019; HB 726, 3/22/2019; HB 753, 3/22/2019
Executive Action on: HB 700; HB 425; HB 658

15:01:39 Vice Chair Buttrey assumed the Chair.

15:01:50 Rep. Dunwell joined the meeting.

HEARING ON HB 753

Opening Statement by Sponsor:

15:02:00 Rep. Dennis Lenz (R), HD 53, opened the hearing on HB 753, Provide for investigations of retaliatory actions by Child Protective Services.

15:03:39 Rep. Winter joined the meeting.

15:03:45 Rep. Usher joined the meeting.

Proponents' Testimony:

15:04:06 Raye Newmeyer, self

15:04:51 Denise Johnson, Montana Child Protection Alliance (MCPA)

15:08:02 Keith Newmeyer, self

[**EXHIBIT\(huh62a01\)**](#)

15:12:43 Debbie Westlake, self

[**EXHIBIT\(huh62a02\)**](#)

15:14:08 Laura Beth Powers, self

15:16:55 Deirdre Lechowski-Mercado, self

[**EXHIBIT\(huh62a03\)**](#)

15:26:28 Beth Brenneman, Disability Rights Montana

15:29:40 Bob Leach, self

15:31:10 Strausie Hart, self

15:33:48 Lindsey Hoit, self

Opponents' Testimony:

15:35:15 Morgan Smith, Montana Federation of Public Employees (MFPE)

Informational Testimony:

15:36:14 Dana Toole, Department of Justice (DOJ)

15:36:41 Laura Smith, Department of Public Health and Human Services (DPHHS)

Questions from Committee Members and Responses:

15:37:09 Rep. Kelker

15:37:21 Rep. Morigeau joined the meeting.

15:37:33 Dana Toole, DOJ

15:40:04 Rep. Kelker

15:40:15 Dana Toole, DOJ

15:41:00 Rep. Mandeville

15:41:26 Laura Smith, DPHHS

15:44:04 Rep. Mandeville

15:44:27 Laura Smith, DPHHS
15:44:43 Rep. Dunwell
15:45:18 Dana Toole, DOJ
15:47:02 Rep. Dunwell
15:47:52 Dana Toole, DOJ
15:49:07 Rep. Ricci
15:49:59 Laura Smith, DPHHS
15:51:45 Rep. Ricci
15:52:04 Deirdre Lechowski-Mercado, self
15:53:34 Rep. Ricci
15:53:48 Rep. Usher
15:54:33 Dana Toole, DOJ
15:54:40 Rep. Usher
15:55:04 Rep. Lenz
15:55:46 Rep. Sheldon-Galloway
15:56:26 Laura Smith, DPHHS
15:56:44 Rep. Sheldon-Galloway
15:56:59 Laura Smith, DPHHS
15:57:27 Vice Chair Pierson
15:57:49 Deirdre Lechowski-Mercado, self
15:57:55 Rep. Webb
15:58:20 Denise Johnson, MCPA
16:02:34 Rep. Sales
16:03:06 Dana Toole, DOJ
16:03:31 Chair Buttrey
16:03:54 Dana Toole, DOJ
16:05:24 Chair Buttrey
16:05:33 Dana Toole, DOJ
16:06:01 Rep. Usher
16:06:35 Laura Smith, DPHHS
16:06:48 Rep. Usher

Closing by Sponsor:

16:07:25 Rep. Lenz

16:12:57 Rep. Winter left the meeting.

HEARING ON HB 724

Opening Statement by Sponsor:

16:13:30 Rep. Dennis Lenz (R), HD 53, opened the hearing on HB 724, Revise Medicaid laws related to elderly and disabled individuals.

Proponents' Testimony:

16:17:41 Rose Hughes, Montana Health Care Association (MHCA)
[EXHIBIT\(huh62a04\)](#)

16:27:36 Diana Helgeson, Churchill Assisted Living Retirement Home
16:30:44 Chris Jensen-Kukowski, Cottonwood Care Home

16:34:26 Nick Hart, Alzheimer's Association
16:37:04 Michael Coe, self
16:38:27 Brenda Dahl, Autumn Care Center
16:40:35 Corilee Huttinger, Caslen Living Centers
16:43:00 Velda Bowman, Meadowlark Manor
16:44:08 Mark MacDonald, New Horizons Assisted Living
16:46:40 Mike White, Caslen Living Centers
16:50:02 Jackie Jones, Montana Area Agency on Aging Association, American
Association for Retired Persons (AARP) Montana
16:52:45 David Andersen, Montana Association of Christians

16:53:00 Rep. Morigeau left the meeting.

16:53:13 Beth Brenneman, Disability Rights Montana
16:54:29 Jackie Helt, SEIU 775

Opponents' Testimony:

None

Informational Testimony:

16:55:00 Barbara Smith, Department of Public Health and Human Services (DPHHS)

Questions from Committee Members and Responses:

16:55:23 Rep. Kelker
16:55:57 Barbara Smith, DPHHS
16:56:42 Rep. Kelker
16:57:00 Barbara Smith, DPHHS
16:58:21 Rep. Kelker
16:58:51 Rep. Lenz
16:59:53 Rep. Kelker
17:00:07 Rep. Lenz
17:00:24 Rep. Kelker
17:00:39 Rose Hughes, MHCA
17:01:04 Rep. Dunwell
17:01:49 Rose Hughes, MHCA

17:02:11 Rep. Winter rejoined the meeting.

17:02:57 Rep. Dunwell
17:03:50 Barbara Smith, DPHHS
17:04:41 Rep. Sales
17:06:03 Diana Helgeson, Churchill Assisted Living Retirement Home
17:08:38 Rep. Kelker
17:09:32 Rep. Lenz

Closing by Sponsor:

17:11:02 Rep. Lenz

17:12:45 Recessed
17:21:02 Reconvened

HEARING ON HB 726**Opening Statement by Sponsor:**

17:21:16 Rep. Mary Caferro (D), HD 81, opened the hearing on HB 726, Extend child support obligation for children with disabilities.

Proponents' Testimony:

17:25:25 Beth Brenneman, Disability Rights Montana
17:26:12 David Andersen, Montana Association of Christians

Opponents' Testimony:

None

Informational Testimony:

17:27:20 Chad Dexter, Department of Public Health and Human Services (DPHHS)

Questions from Committee Members and Responses:

17:27:41 Rep. Webb
17:27:59 Chad Dexter, DPHHS
17:28:58 Rep. Webb
17:29:08 Chad Dexter, DPHHS
17:30:12 Rep. Kelker
17:30:44 Rep. Caferro
17:31:19 Rep. Sales
17:31:44 Rep. Caferro
17:31:50 Rep. Sales
17:32:01 Rep. Caferro
17:33:27 Rep. Usher
17:34:03 Chad Dexter, DPHHS
17:35:50 Chair Lenz
17:36:14 Rep. Caferro
17:37:35 Chair Lenz
17:37:44 Rep. Caferro

Closing by Sponsor:

17:38:42 Rep. Caferro

17:39:10 Recessed
17:46:43 Reconvened

17:47:13 Chair Lenz

EXECUTIVE ACTION ON HB 700

17:48:07 **Motion/Vote:** Without objection, Rep. Buttrey moved that **HB 700 BE TABLED**. Motion carried.

EXECUTIVE ACTION ON HB 425

17:48:23 **Motion:** Rep. Buttrey moved that **HB 425 DO PASS.**

17:48:35 **Motion:** Rep. W. Sales moved that **HB 425 BE AMENDED.**
EXHIBIT(huh62a05)

Discussion:

17:49:27 Rep. Kelker
17:50:53 Rep. Bahr
17:51:31 Rep. Winter
17:51:48 Rep. Dunwell
17:52:54 Rep. Webb
17:53:17 Rep. Kelker
17:54:00 Rep. Webb
17:54:30 Rep. Sheldon-Galloway

17:56:23 **Vote:** Motion carried 11-8 by roll call vote with Rep. Abbott, Rep. Bahr, Rep. Bessette, Rep. Dunwell, Rep. Kelker, Rep. Morigeau, Rep. Pierson and Rep. Winter voting no.

17:57:20 **Motion:** Rep. Buttrey moved that **HB 425 DO PASS AS AMENDED.**

17:57:31 **Motion:** Rep. Usher moved that **HB 425 BE AMENDED.**
EXHIBIT(huh62a06)

Discussion:

17:57:48 Rep. Usher
17:58:21 Vice Chair Pierson
17:58:42 Rep. Webb

17:58:54 **Vote:** Motion carried 11-8 by roll call vote with Rep. Abbott, Rep. Bahr, Rep. Bessette, Rep. Dunwell, Rep. Kelker, Rep. Morigeau, Rep. Pierson and Rep. Winter voting no.

17:59:54 **Motion:** Rep. Buttrey moved that **HB 425 DO PASS AS AMENDED.**

Discussion:

18:00:03 Vice Chair Pierson

18:00:42 **Motion/Vote:** Rep. Pierson moved that **HB 425 BE TABLED.** Motion carried 15-4 by roll call vote with Rep. Dunn, Rep. Mandeville, Rep. Sheldon-Galloway and Rep. P. Webb voting no.

EXECUTIVE ACTION ON HB 658

18:02:17 **Motion:** Rep. Buttrey moved that **HB 658 DO PASS.**

18:02:26 **Motion:** Rep. Buttrey moved that **HB 658 BE AMENDED.**
[EXHIBIT\(huh62a07\)](#)

Discussion:

18:02:30 Vice Chair Buttrey
18:25:48 Rep. Mandeville
18:26:41 Vice Chair Buttrey
18:26:58 Rep. Mandeville
18:27:19 Vice Chair Buttrey
18:27:31 Sue O'Connell, Legislative Services Division (LSD)
18:27:48 Rep. Mandeville
18:28:19 Vice Chair Buttrey
18:28:53 Rep. Mandeville
18:29:50 Vice Chair Buttrey
18:30:57 Sue O'Connell, LSD
18:31:34 Rep. Mandeville
18:31:55 Vice Chair Buttrey
18:32:27 Rep. Welch
18:33:01 Rep. Webb
18:33:46 Rep. Mandeville
18:34:40 Rep. Usher
18:36:19 Chair Lenz
18:37:22 Vice Chair Buttrey

18:38:52 **Vote:** Motion carried 14-5 by roll call vote with Rep. Lenz, Rep. Mandeville, Rep. Ricci, Rep. Usher and Rep. P. Webb voting no.

18:39:53 **Motion:** Rep. Buttrey moved that **HB 658 DO PASS AS AMENDED.**

18:40:01 **Motion:** Rep. Buttrey moved that **HB 658 BE AMENDED.**
[EXHIBIT\(huh62a08\)](#)

Discussion:

18:40:05 Rep. Buttrey

18:41:44 **Vote:** Motion carried unanimously by roll call vote.

18:42:34 **Motion:** Rep. Buttrey moved that **HB 658 DO PASS AS AMENDED.**

Discussion:

18:42:44 Rep. Abbott

18:44:17 **Motion:** Rep. P. Webb moved that **HB 658 BE AMENDED.**
[EXHIBIT\(huh62a09\)](#)

Discussion:

18:45:27 Vice Chair Buttrey
18:47:20 Rep. Usher

18:47:48 **Vote:** Motion failed 8-11 by roll call vote with Rep. Dunn, Rep. Lenz, Rep. Mandeville, Rep. T. Moore, Rep. Ricci, Rep. Sheldon-Galloway, Rep. Usher and Rep. P. Webb voting aye.

18:48:52 Rep. Mandeville

18:51:13 **Motion:** Rep. Usher moved that **HB 658 BE AMENDED.**
[EXHIBIT\(huh62a10\)](#)

Discussion:

18:53:07 Rep. Webb

18:53:32 Rep. Usher

18:53:43 Sue O'Connell, LSD

18:54:06 Vice Chair Buttrey

18:55:36 Rep. Usher

18:55:58 **Vote:** Motion failed 5-14 by roll call vote with Rep. Lenz, Rep. Ricci, Rep. Sheldon-Galloway, Rep. Usher and Rep. P. Webb voting aye.

18:56:58 Vice Chair Pierson

18:57:57 Chair Lenz

19:00:02 **Vote:** Motion carried 11-8 by roll call vote with Rep. Dunn, Rep. Lenz, Rep. Mandeville, Rep. T. Moore, Rep. Ricci, Rep. Sheldon-Galloway, Rep. Usher and Rep. P. Webb voting no.

ADJOURNMENT

Adjournment: 19:01:34

Lydia Balian, Secretary

lb

Additional Documents:

EXHIBIT([huh62aad.pdf](#))