

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chair David Howard, on March 13, 2019 at 3:00 PM, in Room 317 Capitol

ROLL CALL

Members Present:

Sen. David Howard, Chair (R)
Sen. Jen Gross, Vice Chair (D)
Sen. Cary Smith, Vice Chair (R)
Sen. Steve Hinebauch (R)
Sen. Bob Keenan (R)
Sen. Sue Malek (D)
Sen. Mary McNally (D)
Sen. Albert Olszewski (R)
Sen. Diane Sands (D)
Sen. Jason D. Small (R)

Members Excused: None

Members Absent: None

Staff Present: Julie Emge, Committee Secretary
Corina Hach, 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 434, 2/27/2019; HB 471, 2/27/2019

Executive Action: SB 280 - TABLED
SB 306 - TABLED
HB 25 - TABLED
HB 290 - BE CONCURRED IN

HEARING ON HB 434

Opening Statement by Sponsor:

15:04:24 Rep. Lola Sheldon-Galloway (R), HD 22, opened the hearing on HB 434, Generally revise laws related to insurance for autism therapy services.

[EXHIBIT\(phs51a01\)](#)

[EXHIBIT\(phs51a02\)](#)

[EXHIBIT\(phs51a03\)](#)

Proponents' Testimony:

15:11:37 Jackie Mohler, licensed behavioral analyst, Family Outreach; former president, Association for Behavioral Analyst; also representing Abigail St. Lawrence, Montana Speech-Language-Hearing Association

[EXHIBIT\(phs51a04\)](#)

15:14:48 Brett Gilleo, board certified behavioral analyst and licensed mental health counselor, Big Sky Therapeutic Services, Great Falls

Opponents' Testimony:

15:17:09 Marti Wangen, executive director, Montana Psychological Association (MPA)

[EXHIBIT\(phs51a05\)](#)

Informational Testimony: None

Questions from Committee Members and Responses:

15:19:09 Sen. Small
15:19:35 Ms. Wangen, MPA
15:20:05 Sen. Sands
15:20:18 Rep. Sheldon-Galloway
15:22:00 Sen. Sands
15:22:11 Sen. Hinebauch
15:22:54 Rep. Sheldon-Galloway
15:23:41 Chair Howard
15:25:55 Rep. Sheldon-Galloway
15:26:01 Chair Howard

Closing by Sponsor:

15:26:05 Rep. Sheldon-Galloway

15:26:34 Sen. McNally entered the hearing.

HEARING ON HB 471

Opening Statement by Sponsor:

15:27:58 Rep. Mary Ann Dunwell (D), HD 84, opened the hearing on HB 471, Require notification of availability of state immunization information system.

15:30:23 Sen. Gross entered the hearing.

Proponents' Testimony:

15:30:36 Heather O'Hara, RN, vice president, Montana Hospital Association
 15:31:48 Stuart Doggett, Montana Pharmacy Association

15:32:08 Sen. Malek entered the hearing.

15:32:24 Jean Branscum, CEO, Montana Medical Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

15:33:22 Sen. Olszewski
 15:34:05 Rep. Dunwell
 15:34:23 Chair Howard
 15:34:27 Rep. Dunwell
 15:34:40 Sen. Olszewski
 15:34:55 Rep. Dunwell
 15:35:04 Sen. Gross
 15:35:22 Rep. Dunwell
 15:36:08 Sen. Malek
 15:36:44 Rep. Dunwell
 15:37:04 Jim Murphy, Department of Public Health and Human Services (DPHHS)
 15:37:11 Sen. Malek
 15:39:24 Mr. Murphy, DPHHS

Closing by Sponsor:

15:40:05 Rep. Dunwell

EXECUTIVE ACTION ON SB 280

15:41:58 **Motion:** Sen. Keenan moved that **SB 280 BE TABLED.**

Discussion:

15:42:05 Chair Howard
 15:42:13 Sen. Keenan
 15:42:21 Chair Howard
 15:42:31 Sen. Olszewski
 15:42:46 Chair Howard

15:43:03 **Vote:** Motion carried 9-0 by voice vote. Sen. C. Smith was excused.

EXECUTIVE ACTION ON SB 306

15:43:09 **Motion/Vote:** Sen. Keenan moved that **SB 306 BE TABLED.** Motion carried 9-0 by voice vote. Sen. C. Smith was excused.

EXECUTIVE ACTION ON HB 25

15:43:45 **Motion:** Sen. Olszewski moved that **HB 25 BE CONCURRED IN.**

Discussion:

15:44:03 Sen. Sands

15:45:13 Sen. Gross

15:46:35 Sen. Sands

15:46:52 **Vote:** Motion failed 5-5 by roll call vote with Sen. Gross, Sen. Malek, Sen. McNally, Sen. Sands and Sen. Small voting aye. Sen. C. Smith voted by proxy.

Discussion:

15:47:50 Sen. Olszewski

15:48:06 Chair Howard

15:48:12 **Motion/Vote:** Sen. Olszewski moved that **HB 25 BE TABLED.** Motion carried 6-4 by roll call vote with Sen. Gross, Sen. Malek, Sen. McNally and Sen. Sands voting no. Sen. C. Smith voted by proxy.

EXECUTIVE ACTION ON HB 290

15:49:21 **Motion:** Sen. Olszewski moved that **HB 290 BE CONCURRED IN.**

Discussion:

15:49:32 Chair Howard

15:49:38 Sen. Olszewski

15:49:44 Chair Howard

15:50:24 Sen. Sands

15:51:25 Sen. Gross

15:53:04 Sen. Smith entered the hearing.

15:53:52 Sen. Sands

15:54:41 Sen. Keenan

15:54:59 Sen. Sands

15:55:14 Sen. McNally

15:55:41 **Substitute Motion/Vote:** Sen. Sands made a Substitute Motion that **HB 290 BE TABLED.** Substitute Motion failed 4-6 by roll call vote with Sen. Gross, Sen. Malek, Sen. McNally and Sen. Sands voting aye.

Discussion:

15:56:49 Sen. McNally

15:58:54 Sen. Malek

16:00:54 Sen. Olszewski

16:01:57 Sen. Sands

16:03:29 Sen. McNally

16:04:03 Sen. Gross

16:04:38 Chair Howard

16:05:03 **Vote:** Motion carried 6-4 by roll call vote with Sen. Gross, Sen. Malek, Sen. McNally and Sen. Sands voting no. Sen. Webb will carry the bill.

Discussion:

16:06:08 Chair Howard

16:06:13 Sen. Sands

16:06:26 Sen. Smith

16:06:40 Sen. Sands

ADJOURNMENT

Adjournment: 4:06 PM

Julie Emge, Secretary

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Additional Documents:

EXHIBIT([phs51aad.pdf](#))