

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Sen. Bob Keenan, on March 20, 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. Steve Hinebauch (R)
Sen. Bob Keenan (R)
Sen. Sue Malek (D)
Sen. Mary McNally (D)
Sen. Diane Sands (D)
Sen. Jason D. Small (R)

Members Excused:

Sen. Cary Smith, Vice Chair (R)
Sen. Albert Olszewski (R)

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 560, 3/15/2019; HB 544, 3/15/2019; HB 545, 3/15/2019

Executive Action: HB 518 - BE CONCURRED IN
HB 529 - BE CONCURRED IN
HB 537 - BE CONCURRED IN

HEARING ON HB 560

Opening Statement by Sponsor:

15:03:49 Rep. Kathy Kelker (D), HD 47, opened the hearing on HB 560, Require DPHHS to participate in health information exchange.

EXHIBIT(phs57a01)

15:05:35 Sen. McNally entered the hearing.

Proponents' Testimony:

15:07:57 Jonathan Griffin, family physician; president, Montana Medical Association (MMA)

15:14:23 Rich Rasmussen, Montana Hospital Association

15:16:42 Sen. Howard entered the hearing.

15:18:52 Erica Johnston, Operation Services Branch manager, Department of Public Health and Human Services

15:20:36 Jennifer Hensley, PacificSource Health Plans

15:21:06 Jean Branscum, CEO, Montana Medical Association (MMA); secretary/treasurer officer, Big Sky Care Connect

15:26:03 Aimee Grmoljez, Billings Clinic

15:28:04 Stacey Anderson, Montana Primary Care Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

15:28:40 Sen. Sands

15:35:59 Ms. Branscum, MMA

15:36:24 Sen. Sands

15:36:28 Sen. Malek

15:47:34 Mr. Griffin, MMA

15:47:42 Sen. Hinebauch

15:48:12 Ms. Branscum

Closing by Sponsor:

15:49:12 Rep. Kelker

15:52:14 Sen. Howard assumed the position of the Chair.

HEARING ON HB 544

Opening Statement by Sponsor:

15:52:59 Rep. Ryan Lynch (D), HD 76, opened the hearing on HB 544, Allow use of medication aides in mental health center programs.

Proponents' Testimony:

15:55:23 Carter Anderson, administrator, Quality Assurance Division, Department of Public Health and Human Services

Opponents' Testimony:

15:56:41 Vicky Byrd, RN, CEO, Montana Nurses Association (MNA)

Informational Testimony:

16:02:06 Missy Poortenga, executive officer, Board of Nursing, Department of Labor and Industry (DLI)

Questions from Committee Members and Responses:

16:02:32 Sen. Gross
16:05:09 Rep. Lynch
16:06:11 Sen. McNally
16:07:39 Rep. Lynch
16:07:51 Sen. Gross
16:08:07 Sen. McNally
16:10:22 Rep. Lynch
16:10:48 Sen. McNally
16:11:18 Ms. Byrd, MNA
16:12:08 Sen. McNally
16:12:16 Sen. Malek
16:13:31 Rep. Lynch
16:13:42 Sen. Malek
16:15:01 Ms. Poortenga, DLI
16:15:18 Chair Howard
16:15:36 Ms. Byrd

Closing by Sponsor:

16:15:46 Rep. Lynch

[EXHIBIT\(phs57a02\)](#)

HEARING ON HB 545

Opening Statement by Sponsor:

16:17:45 Rep. Gordon Pierson (D), HD 78, opened the hearing on HB 545, Generally revise occupational behavioral health licensing laws.

Proponents' Testimony:

16:18:27 Stacey Anderson, Montana Primary Care Association

[EXHIBIT\(phs57a03\)](#)

16:23:53 Kimberly Gardner, associate clinical director, Board of Behavioral Health

16:26:47 Jessie Luther, Benefis Health System; also speaking on behalf of Aimee Grmoljez, Billings Clinic

16:27:54 Bill Warden, Shodair Children's Hospital, St. Peter's Health

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

16:28:34 Rep. Pierson

Committee Business:

16:29:20 Chair Howard

EXECUTIVE ACTION ON HB 434

16:32:48 **Motion:** Sen. Gross moved that **HB 434 BE CONCURRED IN.**

Discussion:

16:33:11 Sen. Gross

16:33:38 Cori Hach, staff attorney, Legislative Services Division (LSD)

[**EXHIBIT\(phs57a04\)**](#)

[**EXHIBIT\(phs57a05\)**](#)

16:33:50 Chair Howard

16:34:08 Sen. McNally

16:34:25 Chair Howard

16:34:49 Ms. Hach, LSD

16:34:55 **Motion:** Sen. Gross moved that **HB 434 BE AMENDED.** (see exhibit 4)

Discussion:

16:35:08 Ms. Hach

16:35:55 **Vote:** Motion carried unanimously by voice vote. Sen. Olszewski and Sen. C. Smith voted by proxy.

16:36:32 **Motion:** Sen. Gross moved that **HB 434 BE CONCURRED IN AS AMENDED.**

16:36:42 **Motion:** Sen. Gross moved that **HB 434 BE AMENDED.** (see exhibit 5)

Discussion:

16:36:51 Ms. Hach

16:37:17 Sen. Gross

16:37:31 Ms. Hach

16:37:54 Sen. Sands

16:38:06 Ms. Hach

16:39:08 Sen. Gross

16:39:15 Ms. Hach

16:40:12 Sen. Gross

16:40:22 Ms. Hach

16:40:54 Sen. Gross

16:41:02 Chair Howard

16:41:39 Sen. Gross

16:41:50 Chair Howard
16:42:04 Sen. Gross
16:42:13 Sen. Sands
16:42:17 Sen. Hinebauch
16:43:00 Sen. McNally
16:43:43 Chair Howard

16:43:51 Without objection, Sen. Gross withdrew the BE AMENDED motion.

16:44:00 Sen. Sands
16:44:10 Sen. Gross
16:45:00 Chair Howard
16:45:08 Sen. McNally
16:45:18 Chair Howard

16:45:22 Without objection, Sen. Gross withdrew the BE CONCURRED IN AS AMENDED motion.

EXECUTIVE ACTION ON HB 471

16:45:48 **Motion:** Sen. Gross moved that **HB 471 BE CONCURRED IN.**

Discussion:

16:46:13 Sen. Gross
16:46:33 Sen. Sands
16:46:55 Ms. Hach
16:47:00 Sen. Sands
16:47:05 Chair Howard

16:47:21 Without objection, Sen. Gross withdrew the BE CONCURRED IN motion.

EXECUTIVE ACTION ON HB 518

16:47:37 **Motion:** Sen. Gross moved that **HB 518 BE CONCURRED IN.**

Discussion:

16:47:49 Sen. Gross
16:48:11 Sen. Sands
16:48:13 Chair Howard

16:48:18 **Vote:** Motion carried unanimously by voice vote. Sen. Olszewski and Sen. C. Smith voted by proxy. Sen. Small will carry the bill.

EXECUTIVE ACTION ON HB 529

16:48:47 **Motion:** Sen. Gross moved that **HB 529 BE CONCURRED IN.**

Discussion:

16:48:59 Sen. Gross
16:49:26 Sen. McNally

16:50:26 Sen. Keenan
16:50:40 Sen. Sands
16:51:14 Chair Howard

16:51:23 **Vote:** Motion carried unanimously by voice vote. Sen. Olszewski and Sen. C. Smith voted by proxy. Sen. Olszewski will carry the bill.

EXECUTIVE ACTION ON HB 537

16:51:58 **Motion:** Sen. Gross moved that **HB 537 BE CONCURRED IN.**

Discussion:

16:52:10 Sen. Malek
16:53:00 Sen. Sands
16:53:05 Sen. Gross
16:54:23 Sen. Hinebauch
16:54:40 Chair Howard
16:55:04 Sen. Gross
16:55:32 Chair Howard
16:55:58 Sen. McNally

16:57:46 **Vote:** Motion carried 6-4 by roll call vote with Sen. Gross, Sen. Malek, Sen. McNally and Sen. Sands voting no. Sen. Olszewski and Sen. C. Smith voted by proxy. Sen. Howard will carry the bill.

Discussion:

16:59:14 Sen. Sands
16:59:24 Sen. Keenan
16:59:43 Sen. Sands
17:00:00 Sen. Malek
17:00:04 Sen. Sands
17:00:10 Chair Howard
17:00:16 Sen. Gross
17:00:17 Chair Howard
17:00:21 Sen. Sands
17:00:24 Chair Howard
17:00:27 Sen. Sands
17:00:31 Chair Howard
17:00:37 Sen. Sands
17:00:42 Chair Howard

ADJOURNMENT

Adjournment: 5:00 PM

Julie Emge, Secretary

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Additional Documents:

EXHIBIT([phs57aad.pdf](#))