

## MINUTES

### MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

**Call to Order:** Chair David Howard, on March 12, 2021 at 3:00 PM, in Room 317 Capitol

#### ROLL CALL

**Members Present in the Committee Room:**

Sen. David Howard, Chair (R)  
Sen. Carl Glimm, Vice Chair (R)  
Sen. Jen Gross, Vice Chair (D)  
Sen. Steve Hinebauch (R)  
Sen. Tom McGillvray (R)  
Sen. Mary McNally (D)  
Sen. Brad Molnar (R)

**Members Present by Zoom Video Conference:**

Sen. Diane Sands (D)

**Members Excused:**

Sen. Bob Keenan (R)

**Members Absent:** None

**Staff Present:**

Corina Hach, Legislative Branch  
Gwyn Schooler, Committee Secretary  
Hallie Swain, Remote Meeting Coordinator

**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 39, 3/10/2021; HB 275, 3/10/2021; HB 276, 3/10/2021; HB 295, 3/10/2021

Executive Action: SB 312, HB 37, HB 43, HB 208

**HEARING ON HB 39**

**Opening Statement by Sponsor:**

15:10:57 Rep. Dennis Lenz (R), HD 53, opened the hearing on HB39, Provide for continued interim review of child protective services matters.

15:13:57 Sen. Gross

15:14:42 Chair Howard

**Proponents' Testimony:**

15:15:01 Nanette Gilbertson, Montana County Attorneys Association

15:16:25 Beth Brenneman, Disability Rights Montana

15:17:17 Beth McLaughlin, Judicial Branch

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

15:20:00 Sen. Sands

15:20:56 Rep. Lenz

15:22:03 Sen. Sands

**Closing by Sponsor:**

15:22:13 Rep. Lenz

**HEARING ON HB 275**

**Opening Statement by Sponsor:**

15:23:25 Rep. Mary Caferro (D), HD 81, opened the hearing on HB275, Establish uses of medicaid waiver funds.

15:24:09 Sen. Molnar left the meeting.

**Proponents' Testimony:**

15:25:53 Beth Brenneman, Disability Rights Montana

15:27:12 Sen. McGillvray entered the meeting.

15:27:30 Matt Kuntz, executive director, National Alliance on Mental Illness

15:27:58 Adrienne Cotton, director, Montana Area Agency for Aging Associations

15:28:51 Sen. Glimm entered the meeting.

**Additional Testimony Received:**

**[EXHIBIT\(phs50a01\)](#)**

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

15:30:57 Rep. Caferro

[EXHIBIT\(phs50a02\)](#)

**HEARING ON HB 276**

**Opening Statement by Sponsor:**

15:34:03 Rep. Mary Caferro (D), HD 81, opened the hearing on HB276, Put peer support specialists on the board of behavioral health.

**Proponents' Testimony:**

15:36:07 Amanda Walton, CPAAC; Montana's Peer Network (MPN)

15:37:23 Ashley McLean, CPAAC; MPN

15:38:25 Michelle Lewis, wellness and recovery consultant

15:39:41 Matt Kuntz, executive director, National Alliance on Mental Illness

15:40:43 Bill Deavel, MPN

15:41:01 Erica Durham, CPAAC; Self Extraordinary

15:42:58 Debbie Montoya, MPN

15:45:46 Clemente Arciga, Missoula

[EXHIBIT\(phs50a03\)](#)

15:46:38 Kristie Black, citizen

15:47:56 Shyla Patera, North Central Independent Living Services

[EXHIBIT\(phs50a04\)](#)

**Additional Testimony Received:**

[EXHIBIT\(phs50a05\)](#)

**Opponents' Testimony:**

15:49:40 Elaine Maronick, citizen

[EXHIBIT\(phs50a06\)](#)

15:52:22 Carol Staben Burroughs, Board of Behavioral Health

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

15:54:45 Sen. Gross

15:55:26 Rep. Caferro

15:55:52 Sen. Gross

15:56:09 Rep. Caferro

15:56:58 Sen. Gross

15:58:03 Rep. Caferro

15:59:00 Sen. Gross

15:59:28 Sen. McGillvray

16:00:24 Rep. Caferro

16:00:46 Sen. McGillvray  
16:00:55 Rep. Caferro  
16:01:10 Sen. McGillvray

**Closing by Sponsor:**

16:01:23 Rep. Caferro

**HEARING ON HB 295**

**Opening Statement by Sponsor:**

16:02:41 Rep. Mary Caferro (D), HD 81, opened the hearing on HB295, Allow licensed clinical social workers and therapists to treat chronic pain.

**Proponents' Testimony:**

16:04:02 Zoe Barnard, Addictive and Mental Illness Division administrator, Department of Public Health and Human Services; State Mental Health Commissioner (DPHHS)  
16:07:04 Matt Kuntz, executive director, National Alliance for Mental Illness

**EXHIBIT(phs50a07)**

16:09:40 Jean Branscum, Montana Medical Association

**Opponents' Testimony:**

16:11:58 Robert Leach, citizen

**EXHIBIT(phs50a08)**

16:11:59 Sen. McNally entered the meeting.

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

16:15:40 Sen. Gross  
16:16:17 Ms. Barnard, DPHHS  
16:16:35 Sen. Gross  
16:16:55 Ms. Barnard  
16:17:00 Sen. Sands  
16:17:50 Ms. Barnard  
16:18:15 Sen. Sands  
16:18:24 Ms. Barnard  
16:18:42 Sen. Glimm  
16:19:07 Rep. Caferro  
16:19:25 Mr. Kuntz, NAMI Montana

**Closing by Sponsor:**

16:20:21 Rep. Caferro  
  
16:21:04 Sen. Howard  
16:21:28 Cori Hach, Legislative Services Division  
16:21:39 Sen. Sands  
16:22:08 Sen. Gross

16:22:16 Recess  
16:33:32 Reconvened  
16:33:33 Sen. Molnar left the meeting.

**EXECUTIVE ACTION ON HB 37**

16:33:54 **Motion:** Sen. Glimm moved that **HB 37 BE CONCURRED IN.**

**Discussion:**

16:34:25 Chair Howard  
16:34:32 Sen. McNally  
16:34:54 Chair Howard

16:34:58 **Vote:** Motion carried unanimously by voice vote. Sen. Keenan and Sen. Molnar voted by proxy. Sen. Sands will carry the bill.

**EXECUTIVE ACTION ON HB 43**

16:35:32 **Motion:** Sen. Glimm moved that **HB 43 BE CONCURRED IN.**

16:35:47 **Motion:** Sen. Glimm moved that **HB 43 BE AMENDED.**

**EXHIBIT**([phs50a09](#))

**Discussion:**

16:36:36 Sen. McNally  
16:36:49 Cori Hach, Legislative Services Division

16:37:14 **Vote:** Motion carried unanimously by voice vote. Sen. Keenan and Sen. Molnar voted by proxy.

16:37:36 **Motion/Vote:** Sen. Glimm moved that **HB 43 BE CONCURRED IN AS AMENDED.** Motion carried unanimously by voice vote. Sen. Keenan and Sen. Molnar voted by proxy. Sen. Hinebauch will carry the bill.

**EXECUTIVE ACTION ON HB 208**

16:38:30 **Motion:** Sen. Glimm moved that **HB 208 BE CONCURRED IN.**

**Discussion:**

16:38:53 Sen. Sands

16:39:36 **Vote:** Motion carried unanimously by voice vote. Sen. Keenan and Sen. Molnar voted by proxy. Sen. McGillvray will carry the bill.

16:39:58 Sen. McGillvray  
16:40:02 Sen. Sands

**EXECUTIVE ACTION ON SB 312**

16:40:23 **Motion:** Sen. Glimm moved that **SB 312 DO PASS.**

**Discussion:**

16:40:31 Sen. Sands

16:41:50 Sen. Molnar entered the meeting.

16:43:57 Sen. McNally

16:44:43 Sen. Hinebauch

16:44:53 Sen. Gross

16:46:16 Sen. McGillvray

16:47:40 **Vote:** Motion failed 3-6 by roll call vote with Sen. Gross, Sen. McNally and Sen. Sands voting aye. Sen. Keenan voted by proxy.

16:48:22 **Motion/Vote:** Sen. McGillvray moved that **SB 312 BE TABLED.** Motion carried 8-1 by roll call vote with Sen. Sands voting no. Sen. Keenan voted by proxy.

**ADJOURNMENT**

Adjournment:  
16:49:46

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Gwyn Schooler, Secretary

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Additional Documents:

**EXHIBIT**([phs50aad.pdf](#))