

**MINUTES**

**MONTANA SENATE**

**68th LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON (S) PUBLIC HEALTH, WELFARE AND SAFETY**

**Call to Order:** Chair Sen. Tom McGillvray-R, on January 04, 2023 at 3:00 PM, in 317

**ROLL CALL**

**Members Present:** Sen. Tom McGillvray, Chair (R)  
Sen. Kathy Kelker, Vice Chair (D)  
Sen. Dennis Lenz, Vice Chair (R)  
Sen. Becky Beard (R)  
Sen. Carl Glimm (R)  
Sen. Jen Gross (D)  
Sen. Steve Hinebauch (R)

**Members Excused:** Sen. Brad Molnar (R)  
Sen. Susan Webber (D)

**Staff Present:** Trudy Burke, Secretary  
Madelyn Krezowski, Attorney

**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:

SB 4 12/30/2022

SB 26 12/30/2022

SB 34 12/30/2022

Executive Action:

13:07:39

**Committee Discussion:**

15:01:55 Charlie Brereton, Director, Department of Public Health and Human Services (DPHHS)

15:11:22 Sen. Tom McGillvray

15:13:13 [EXHIBIT\(230104PHSa1\)](#)

15:17:13 Kim Aiken, DPHHS

15:19:19 Sen. Tom McGillvray

15:19:39 Sen. Kathy Kelker

15:20:00 Charlie Brereton, DPHHS

15:22:55 Sen. Becky Beard

15:23:40 Charlie Brereton, DPHHS

15:25:50 Sen. Tom McGillvray

15:26:18 Mr. Brereton, DPHHS

15:28:05 Kim Aiken, Chief Financial Officer, Department of Public Health and Human Services (DPHHS)

15:28:14 Charlie Brereton, DPHHS

15:28:36 Sen. Tom McGillvray

15:29:37 Charlie Brereton, DPHHS

15:30:27 Kim Aiken, DPHHS

15:31:32 Mike Randol, Medicaid Director, Department of Public Health and Human Services, DPHHS

15:32:19 Erica Johnston, Executive Director of Human Services, Department of Public Health and Human Services (DPHHS)

15:33:10 Marie Matthews, Chief Innovation Officer, Department of Public Health and Human Services (DPHHS)

15:34:06 Karol Ann Davis, Chief Human Resource Officer, Department of Public Health and Human Services (DPHHS)

15:34:42 Carrie Albro, Chief Information Officer, Department of Public Health and Human Services (DPHHS)

15:36:35 Charlie Brereton, DPHHS

15:37:10 Phoebe Williams, Executive Director's Assistant, Department of Public Health and Human Services (DPHHS)

15:38:08 Brenton Craggs, Information and Regulatory Affairs Coordinator, Department of Public Health and Human Services (DPHHS)

15:28:20 Sen. Molnar has arrived

15:39:00

**Committee Discussion:**

15:43:26 Madelyn Krezowski

15:45:28 **Motion:** Senator Lenz moved to adopt committee rules

15:45:28 **Vote:** Motion carried unanimously by voice vote.

15:46:11

**Committee Discussion:**

15:46:11 Sen. Tom McGillvray

**HEARING ON SB 34 - Revise laws related to adult protective services**

**Opening Statement:**

16:05:16 Sen. Ryan Lynch (D), SD 76, opened the hearing on SB 34, Revise laws related to adult protective services.

**Discussion:**

16:07:49 Sen. Ryan Lynch-D

**Proponent Testimony:**

16:07:56 Barbara Smith, Senior and Long Term Care Division, Department of Public Health and Human Services (DPHHS)

16:11:18 Mike Batista, AARP Montana

16:14:15 Karen Smith, Montana's Credit Unions

16:16:03 Matt Kuntz, NAMI Montana

16:17:07 John MacDonald, self

**Opponent Testimony:**

None

**Informational Witness Testimony:**

16:21:19 Michael Fanning, Assistant Attorney General, Department of Justice

**Questions from Committee:**

16:22:39 Senator Lenz

16:22:58 Sen. Ryan Lynch-D

**Closing Statement:**

16:23:39 Sen. Ryan Lynch (D), SD 76, closed the hearing on SB 34.

**HEARING ON SB 4 - Require sharing of reports of abuse and neglect at Montana State Hospital**

**Opening Statement:**

16:24:30 Sen. Jen Gross (D), SD 25, opened the hearing on SB 4, Require sharing of reports of abuse and neglect at Montana State Hospital.

**Proponent Testimony:**

16:29:01 Bernadette Franks- Ongoy, Disability Rights Montana

16:31:25 Maggie Bornstein, ACLU-MT

16:32:56 Matt Kuntz, NAMI Montana

**Opponent Testimony:**

16:34:11 None None

**Informational Witness Testimony:**

16:34:15 Carter Anderson, Montana State Hospital, Department of Public Health and Human Services (DPHHS)

**Questions from Committee:**

16:35:24 Sen. Jen Gross-D  
16:35:33 Ms. Franks-Ongoy, Disability Rights Montana  
16:35:40 Sen. Molnar  
16:36:00 Sen. Kathy Kelker  
16:36:34 Ms. Franks-Ongoy, Disability Rights Montana  
16:37:20 Sen. Kathy Kelker  
16:37:43 Carter Anderson, DPHHS  
16:38:06 Sen. Kathy Kelker  
16:38:21 Carter Anderson, DPHHS  
16:38:51 Sen. Kathy Kelker  
16:39:03 Carter Anderson, DPHHS

**Closing Statement:**

16:39:25 Sen. Jen Gross (D), SD 25, closed the hearing on SB 4.

**Discussion:**

16:39:31 Sen. Jen Gross-D

**HEARING ON SB 26 - Revise laws related to fentanyl test strips**

**Opening Statement:**

15:47:21 Sen. Ryan Lynch (D), SD 76, opened the hearing on SB 26, Revise laws related to fentanyl test strips.

**Discussion:**

15:47:39 Sen. Lenz

**Proponent Testimony:**

15:49:32 Rebecca deCamara, Department of Public Health and Human Services (DPHHS)

15:50:40 Maggie Bornstein, American Civil Liberties Union of Montana (ACLU-MT)

15:52:16 Stacey Anderson, Montana Primary Care Association (MCPA)

15:53:11 Erin McGowan, Confluence Public Health

15:53:58 Jean Branscum, Montana Medical Association

**Opponent Testimony:**

15:56:45 none none

**Informational Witness Testimony:**

None

**Questions from Committee:**

15:56:50 Sen. Molnar

15:57:24 Rebecca deCamera, DPHHS

15:57:46 Sen. Molnar

15:58:07 Rebecca deCamera, DPHHS

15:58:56 Additional Proponent Testimony: Nicole Gomez, Montana Women Voters

15:59:57 Sen. Carl Glimm

16:01:16 Jen Branscum, MMA

16:02:24 Sen. Carl Glimm

16:02:26 Rebecca de Camera, DPHHS

16:03:23 Sen. Tom McGillvray

16:03:55 Sen. Ryan Lynch-D

**Closing Statement:**

16:05:08 Sen. Ryan Lynch (D), SD 76, closed the hearing on SB 26.

**Discussion:**

13:07:39

15:39:00

15:46:11

15:28:20 Sen. Molnar has arrived

15:45:28 Senator Lenz moved to adopt committee rules

### **ADJOURNMENT**

Adjournment: 16:40:16

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Trudy Burke, Secretary

Additional Documents: [EXHIBIT\(230104PHSaad\)](#)