

MINUTES
MONTANA SENATE
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (S) PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chair Tom McGillvray-R, on February 15, 2023 at 3:02 PM, in 317

ROLL CALL

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

Members Excused: Sen. Kathy Kelker (D)
Sen. Brad Molnar (R)

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:

HB 147 02/08/2023
HB 200 02/08/2023
HB 286 02/08/2023
SB 282 02/08/2023
SB 284 02/08/2023
SR 15 02/13/2023

Executive Action:

SB 150 DO PASS AS AMENDED

SB 196 TO TABLE
SB 238 TO TABLE
SR 13 RESOLUTION ADOPTED
SR 16 RESOLUTION ADOPTED
HB 200 BE CONCURRED IN

HEARING ON SB 282 - Revise laws related to area agencies on aging

Opening Statement:

15:03:45 Vice Chair Dennis Lenz (R), SD 53, opened the hearing on SB 282, Revise laws related to area agencies on aging.

Discussion:

[EXHIBIT\(230215PHSa1\)](#)

Proponent Testimony:

15:07:34 Rebecca Meyers, Montana Area Agencies on Aging

15:08:33 Sen. Brad Molnar joined the meeting.

Opponent Testimony:

15:10:06 Patrick Yawakie, Blackfeet Tribe

Informational Witness Testimony:

15:11:41 Jim Marks, Area Four Agency on Aging

15:12:19 Barbara Smith, Department of Public Health and Human Services (DPHHS)

Questions from Committee:

15:13:23 Sen. Jen Gross

15:13:24 Patrick Yawakie, Blackfeet Tribe

15:14:10 Sen. Susan Webber

15:14:44 Sen. Dennis Lenz-R

15:15:59 Chair Tom McGillvray

15:16:07 Patrick Yawakie, Blackfeet Tribe

15:16:28 Sen. Susan Webber

15:16:53 Sen. Dennis Lenz-R
15:17:57 Sen. Susan Webber
15:18:08 Barbara Smith, DPHHS

Closing Statement:

15:18:47 Vice Chair Dennis Lenz (R), SD 53, closed the hearing on SB 282.

HEARING ON SB 284 - Requiring report of drugs taken by or prescribed to a victim of suicide

Opening Statement:

15:20:45 Sen. Carl Glimm (R), SD 6, opened the hearing on SB 284, Requiring report of drugs taken by or prescribed to a victim of suicide.

Proponent Testimony:

15:24:04 Matt Kuntz, National Alliance on Mental Illness (NAMI), Montana

Opponent Testimony:

15:26:37 Tony King, Montana Pharmacy Association
15:27:48 Bernadette Franks-Ongoy, Disability Rights Montana
15:36:33 Aimee Grmoljez, Billings Clinic
15:37:11 Jean Branscum, Montana Medical Association
15:41:43 Robin Turner, American Civil Liberties Union of Montana (ACLU Mt)
15:44:32 Kristin Anderson, Montana Medical Association

Informational Witness Testimony:

15:49:03 Karl Rostston, Department of Public Health and Human Services (DPHHS)
15:49:13 Nikki Griffis, Department of Labor and Industry (DLI)

Questions from Committee:

15:49:37 Sen. Becky Beard
15:49:49 Sen. Carl Glimm-R

15:50:04 Sen. Steve Hinebauch
15:50:50 Matt Kuntz, NAMI Montana
15:51:19 Sen. Susan Webber
15:52:24 Karl Rosston, DPHHS
15:53:05 Sen. Jen Gross
15:54:20 Karl Rosston, DPHHS
15:55:18 Sen. Brad Molnar
15:57:23 Sen. Carl Glimm-R
15:58:35 Sen. Susan Webber
15:59:03 Sen. Carl Glimm-R
15:59:48 Chair Tom McGillvray
16:00:18 Sen. Carl Glimm-R

Closing Statement:

16:01:42 Sen. Carl Glimm (R), SD 6, closed the hearing on SB 284.

HEARING ON HB 147 - Enhance Medicaid rates for certain children's mental health services

Opening Statement:

16:02:58 Rep. Jane Gillette (R), HD 64, opened the hearing on HB 147, Enhance Medicaid rates for certain children's mental health services.

Proponent Testimony:

16:07:21 Matt Kuntz, National Alliance on Mental Illness (NAMI), Montana
16:08:06 Bernadette Franks-Ongoy, Disability Rights Montana
16:09:01 Mary Windecker, Behavioral Health Alliance of Montana
16:10:18 Barbara Cowan, Partnership for Children

16:13:47 Tyson Schumacher, Yellowstone Boys and Girls Ranch

16:14:37 Phillip Quinn, Intermountain

Opponent Testimony:

None

Informational Witness Testimony:

16:16:07 Meghan Peel, Children's Mental Health Bureau, Department of Public Health and Human Services (DPHHS)

Questions from Committee:

16:16:46 Chair Tom McGillvray

16:17:18 Rep. Jane Gillette-R

16:18:18 Vice Chair Dennis Lenz

16:19:23 Rep. Jane Gillette-R

16:20:00 Sen. Susan Webber

16:21:46 Rep. Jane Gillette-R

16:22:09 Meghan Peel, DPHHS

Closing Statement:

16:23:41 Rep. Jane Gillette (R), HD 64, closed the hearing on HB 147.

HEARING ON HB 200 - Revise the Montana Safe Haven Newborn Protection Act

Opening Statement:

16:24:22 Rep. Sherry Essmann (R), HD 52, opened the hearing on HB 200, Revise the Montana Safe Haven Newborn Protection Act.

Discussion:

[EXHIBIT\(230215PHSa2\)](#)

[EXHIBIT\(230215PHSa3\)](#)

Proponent Testimony:

16:27:23 Jill Bushman, self
16:30:19 Pam Western, self
16:33:49 Heather O'Hara, Montana Hospital Association (MHA)
16:34:36 Monica Kelsey, Save Haven Baby Boxes
16:36:13 Jessie Browning, self

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

16:38:35 Sen. Susan Webber
16:39:05 Heather O'Hara, MHA
16:39:38 Sen. Susan Webber
16:40:06 Monica Kelsey, Safe Haven Baby Boxes
16:40:56 Sen. Carl Glimm
16:41:16 Rep. Sherry Essmann-R

Closing Statement:

16:43:18 Rep. Sherry Essmann (R), HD 52, closed the hearing on HB 200.

HEARING ON HB 286 - Allow use of HEART funds for youth suicide prevention efforts

Opening Statement:

16:45:10 Rep. Mary Caferro (D), HD 81, opened the hearing on HB 286, Allow use of HEART funds for youth suicide prevention efforts.

Proponent Testimony:

16:46:35 Matt Kuntz, National Alliance on Mental Illness (NAMI), Montana

16:48:45 Rebecca Meyers, Bozeman Health, Shodair, and St. Peter's Health

16:49:20 Patrick Yawakie, Blackfeet Tribe

Opponent Testimony:

None

Informational Witness Testimony:

16:50:45 Karl Rosston, Department of Public Health and Human Services (DPHHS)

Questions from Committee:

16:51:27 Sen. Jen Gross

16:51:28 Karl Rosston, DPHHS

16:52:16 Sen. Jen Gross

16:52:31 Karl Rosston, DPHHS

16:53:58 Sen. Jen Gross

16:54:24 Karl Rosston, DPHHS

16:55:46 Sen. Susan Webber

16:56:09 Karl Rosston, DPHHS

Closing Statement:

16:56:44 Rep. Mary Caferro (D), HD 81, closed the hearing on HB 286.

HEARING ON SR 15 - Confirm governor's appointees for the board of alternative health care

Opening Statement:

16:58:10 Chair Tom McGillvray (R), SD 23, opened the hearing on SR 15, Confirm governor's appointees for the board of alternative health care.

Proponent Testimony:

16:59:10 Nicholas Beckstrom, self

Opponent Testimony:

16:59:45 Ingrid Lovitt, Montana Association of Naturopathic Physicians (MANP)

17:03:19 Christine White Deeble, self

17:06:04 Amanda Osborne, Montana Midwifery Association

Informational Witness Testimony:

None

Questions from Committee:

17:07:02 Sen. Jen Gross

17:07:51 Nicholas Beckstrom

17:08:46 Sen. Jen Gross

17:08:56 Sen. Susan Webber

17:11:15 Nicholas Beckstrom

17:11:39 Sen. Brad Molnar

17:12:07 Nicholas Beckstrom

17:13:02 Chair Tom McGillvray

17:15:45 Nicholas Beckstrom

17:16:23 Sen. Becky Beard

17:17:33 Nicholas Beckstrom

17:18:22 Sen. Carl Glimm

17:18:29 Nicholas Beckstrom

Closing Statement:

17:20:30 Chair Tom McGillvray (R), SD 23, closed the hearing on SR 15.

17:20:35 **Recessed**

17:33:06 **Reconvened**

EXECUTIVE ACTION ON SB 150 – Generally revise laws related to drug testing in CPS cases

17:34:02 **Motion:** Sen. Dennis Lenz moved that **SB 150 DO PASS AS AMENDED**

Discussion:

17:34:16 Sen. Dennis Lenz

17:36:03 Sen. Carl Glimm

17:34:02 **Vote:** Motion carried 7 - 2 by roll call vote with Sen. Glimm, Sen. Sen Webber voting no.

EXECUTIVE ACTION ON SB 196 - Require payment parity in insurance coverage of telehealth services

17:37:05 **Motion:** Sen. Dennis Lenz moved that **SB 196 DO PASS.**

Discussion:

17:37:25 Chair Tom McGillvray

17:38:31 Sen. Carl Glimm

17:38:50 Sen. Becky Beard

17:40:00 Sen. Brad Molnar

17:40:46 Sen. Jen Gross

17:41:35 Chair Tom McGillvray

17:41:39 Sen. Brad Molnar

17:42:38 Sen. Steve Hinebauch

17:43:08 Sen. Carl Glimm

17:44:00 Sen. Brad Molnar

17:44:11 Sen. Jen Gross

17:46:16 Vice Chair Dennis Lenz

- 17:48:13 Sen. Jen Gross
- 17:48:19 Sen. Steve Hinebauch
- 17:48:23 Sen. Carl Glimm
- 17:37:05 **Vote:** Motion failed unanimously by voice vote.
- 17:48:26 **Substitute Motion:** Sen. Carl Glimm moved that **SB 196 TO TABLE.**
- 17:48:26 **Vote:** Substitute Motion carried 6 - 3 by roll call vote with Sen. Gross, Sen. Hinebauch, Sen. Kelker, voting no.
Sen. Kelker, By Proxy

EXECUTIVE ACTION ON SB 238 - Require dental insurance to include an assignability clause

- 17:49:34 **Motion:** Sen. Dennis Lenz moved that **SB 238 DO PASS.**
- Discussion:**
- 17:49:38 Vice Chair Dennis Lenz
- 17:49:50 Sen. Carl Glimm
- 17:50:09 Sen. Steve Hinebauch
- 17:49:34 **Vote:** Motion failed 7 - 2 by roll call vote with Sen. Glimm, Sen. Molnar, voting yes.
- 17:51:51 **Motion:** Sen. Jen Gross moved that **SB 238 TO TABLE.**
- 17:51:51 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SR 13 - Confirm governor's appointees for the board of medical examiners

- 17:51:57 **Motion:** Sen. Dennis Lenz moved that **SR 13 RESOLUTION ADOPTED.**
- 17:51:57 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SR 16 - Confirm governor's appointees for the board of behavioral health

- 17:52:15 **Motion:** Sen. Dennis Lenz moved that **SR 16 RESOLUTION ADOPTED.**
- 17:52:15 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 200 - Revise the Montana Safe Haven Newborn Protection Act

17:52:50 **Motion:** Sen. Dennis Lenz moved that **HB 200 BE CONCURRED IN.**

Discussion:

17:53:00 Chair Tom McGillvray

17:52:50 **Vote:** Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 17:54:28

Trudy Burke, Secretary

Additional Documents: [EXHIBIT\(230215PHSaad\)](#)