

MINUTES

MONTANA SENATE

68th LEGISLATURE - REGULAR SESSION

COMMITTEE ON (S) PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chair Sen. Tom McGillvray-R, on February 24, 2023 at 3:51 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)

Members Excused: Sen. Kathy Kelker (D)
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 334 02/20/2023
SB 422 02/22/2023
SB 425 02/22/2023
SB 437 02/22/2023

Executive Action:

SB 328 DO PASS
SB 345 DO PASS AS AMENDED
SB 369 DO PASS AS AMENDED
SB 437 TO TABLE

HEARING ON SB 425 - Revise addiction counselor licensing laws

Opening Statement:

15:52:39 Sen. Jason Small (R), SD 21, opened the hearing on SB 425, Revise addiction counselor licensing laws.

Proponent Testimony:

15:54:12 Stacy Anderson, Montana Primary Care Association (MPCA)

15:55:02 Sen. Molnar has arrived

15:55:37 Amy Merison, Montana Association for Marriage and Family Therapists (MAMFT)

15:56:23 Tammera Nauts, Montana Primary Care Work Group

15:59:10 Malcolm Horn, Montana Primary Care Work Group

Opponent Testimony:

16:00:21 Zachary Cannada, self

Informational Witness Testimony:

16:02:05 Quinlan O'Connor, Department of Labor and Industry (DLI)

Questions from Committee:

16:02:36 Sen. Jen Gross

16:02:48 Stacy Anderson, MPCA

16:03:03 Sen. Carl Glimm

16:03:19 Zachary Cannada

Closing Statement:

16:03:48 Sen. Jason Small (R), SD 21, closed the hearing on SB 425.

HEARING ON SB 422 - Expand eligibility for the Right to Try Act

Opening Statement:

16:04:27 Sen. Kenneth Bogner (R), SD 19, opened the hearing on SB 422, Expand eligibility for the Right to Try Act.

Proponent Testimony:

16:07:10 Stuart McKee, self

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

16:08:41 Sen. Jen Gross

16:08:46 Sen. Kenneth Bogner-R

16:09:21 Sen. Tom McGillvray

16:10:22 Sen. Kenneth Bogner-R

16:10:43 Sen. Dennis Lenz

16:11:26 Sen. Kenneth Bogner-R

Closing Statement:

16:12:21 Sen. Kenneth Bogner (R), SD 19, closed the hearing on SB 422.

16:15:23 Sen. McGillvray has left

HEARING ON SB 334 - Revise petroleum storage tank cleanup definitions

Opening Statement:

16:15:31 Sen. John Esp (R), SD 30, opened the hearing on SB 334, Revise petroleum storage tank cleanup definitions.

Proponent Testimony:

16:18:15 Amy Steinmetz, Department of Environmental Quality (DEQ)

16:21:56 Dennis Franks, AJM Incorporated

16:24:18 Charles Peterson, Pioneer Technical Services

16:27:39 Chris Rehor, Montana City Store

[EXHIBIT\(230224PHSa1\)](#)

16:29:54 James Rolle, WCEC
16:31:29 Sandra Jones, City of Roundup

Opponent Testimony:

16:33:39 Terry Wadsworth, Petroleum Tank Release Cleanup Fund (PTRCF)
[EXHIBIT\(230224PHSa2\)](#)
16:38:01 Aislinn Brown, Petroleum Tank Release Compensation Board (PTRCB)
16:38:29 Greg Cross, self
16:41:42 Darren Gaub, self
16:42:56 Jerry Breen, self
[EXHIBIT\(230224PHSa3\)](#)
16:45:03 Dirk Cooper, Montana Petroleum Marketers and Convenience Store Association (MPMCSA)
16:46:43 Brad Longcake, Montana Petroleum Marketers and Convenience Store Association (MPMCSA)
16:50:50 Grant Johnson, Petroleum Tank Release Compensation Board
16:51:53 Earl Allen, self
16:53:29 Scott Curry, Montana Petroleum Marketers and Convenience Store Association (MPMCSA)

Informational Witness Testimony:

16:56:21 John Harrington, Legislative Audit Division (LAD)
[EXHIBIT\(230224PHSa4\)](#)
16:56:47 Additional Proponent Witness Mark Johnson, Resource Technologies Incorporated (RTI)

Questions from Committee:

17:02:08 Sen. Steve Hinebauch
17:02:52 Brad Longcake, MPMCSA
17:03:10 Sen. Steve Hinebauch

17:03:29 Aislinn Brown, PTRCB
17:03:46 Sen. Steve Hinebauch
17:04:13 Sen. John Esp-R
17:04:35 Sen. Steve Hinebauch
17:05:06 Amy Steinmetz, DEQ
17:06:17 Sen. Carl Glimm
17:09:01 Amy Steinmetz, DEQ
17:10:00 Terry Wadsworth, PTRCB
17:15:07 Sen. Becky Beard
17:16:09 Sen. John Esp-R
17:19:32 Sen. Carl Glimm
17:20:15 Brad Longcake, MPMCSA
17:21:28 Sen. Steve Hinebauch
17:22:31 Sen. John Esp-R
17:22:59 Sen. Carl Glimm
17:23:27 Sen. John Esp-R
17:24:19 Sen. Carl Glimm
17:24:59 Sen. John Esp-R

Closing Statement:

17:25:38 Sen. John Esp (R), SD 30, closed the hearing on SB 334.

HEARING ON SB 437 - Generally revise abortion laws

Opening Statement:

17:29:16 Sen. Jen Gross (D), SD 25, opened the hearing on SB 437, Generally revise abortion laws.

Proponent Testimony:

17:32:20 Anne Angus, self

17:35:43 Robin Turner, American Civil Liberties Union (ACLU), and Montana Coalition Against Domestic and Sexual Violence (MCADSV)

17:37:59 Quinn Leighton, Planned Parenthood Advocates of Montana (PPAM)

17:40:13 Rose Bender, Montana Budget and Policy Center (MBPC)

17:41:46 Robyn Morrison, League of Women Voters (LWV)

17:44:08 Julia Maxon, Montana Women Vote (MWV)

17:45:33 Catherine Parke, self

17:46:52 Caitlin Blau, self

17:48:31 Jan Strout, Bozeman Convention on the Elimination of All Forms of Discrimination against Women (CEDAW)

17:51:15 Stephanie McDowell, Bridger Care Bozeman

17:52:08 Cherilyn DeVries, self

17:53:48 Jenna Martin, Montana National Organization for Women (MNOW)

17:55:57 Sem Jumper, self

17:57:41 Hillary-Anne Crosby, self

17:59:03 Seely Davidson, Blue Mountain Clinic

Opponent Testimony:

18:01:03 Gail Aisbury, self

18:03:48 Sen. McGillvray has arrived

18:04:04 Donna Elford, self

18:07:23 Sharon Nason, self and on behalf of the Montana Family Foundation

[EXHIBIT\(230224PHSa5\)](#)

18:13:47 Darren Gaub, Restore Liberty and Montanans for Women and Government

18:14:54 Jill Guthrie, self

18:18:47 Bill Hunthausen, self

Informational Witness Testimony:

None

Questions from Committee:

18:22:23 Sen. Tom McGillvray

18:22:55 Bill Hunthausen, self

Closing Statement:

18:23:54 Sen. Jen Gross (D), SD 25, closed the hearing on SB 437.

18:29:03 Recessed

18:39:07 Reconvened

EXECUTIVE ACTION ON SB 328 - Apply ICWA concepts to all child protective services cases

18:39:15 **Motion:** Sen. Dennis Lenz moved that **SB 328 DO PASS.**

Discussion:

18:39:34 Sen. Dennis Lenz

18:40:16 Sen. Jen Gross

18:39:15 **Vote:** Motion carried 6 - 3 by voice vote with Sen. Gross, Sen. Kelker, Sen. Webber, voting no.
Sen. Kelker, Sen. Webber, By Proxy

EXECUTIVE ACTION ON SB 345 - Revise sex offender laws

18:41:37 **Motion:** Sen. Dennis Lenz moved that **SB 345 DO PASS.**

18:42:10 **Motion:** Sen. Dennis Lenz moved that **SB 345 BE AMENDED.**

Discussion:

18:42:35 Madelyn Krezowski

18:43:18 Sen. Tom McGillvray

18:43:20 Sen. Dennis Lenz

18:42:10 **Vote:** Motion carried unanimously by voice vote.

18:43:37 **Motion:** Sen. Dennis Lenz moved that **SB 345 DO PASS AS AMENDED.**

18:43:37 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 369 - Provide worker's comp coverage of injury caused by employer-mandated vaccine

18:44:12 **Motion:** Sen. Dennis Lenz moved that **SB 369 DO PASS.**

Discussion:

18:44:52 Sen. Tom McGillvray

18:45:03 **Motion:** Sen. Dennis Lenz moved that **SB 369 BE AMENDED.**

18:45:03 **Vote:** Motion carried unanimously by voice vote.

18:45:17 **Motion:** Sen. Dennis Lenz moved that **SB 369 DO PASS AS AMENDED.**

18:45:17 **Vote:** Motion carried 7 - 2 by voice vote with Sen. Kelker, Sen. Webber, voting no.
Sen. Kelker, Sen. Webber, By Proxy

EXECUTIVE ACTION ON SB 437 - Generally revise abortion laws

18:46:06 **Motion:** Sen. Dennis Lenz moved that **SB 437 DO PASS.**

Discussion:

18:46:13 Sen. Tom McGillvray

18:46:06 **Vote:** Motion failed 6 - 3 by roll call vote with Sen. Gross, Sen. Kelker, Sen. Webber, voting yes.
Sen. Kelker, Sen. Webber, By Proxy

18:48:04 **Motion:** Sen. Tom McGillvray moved that **SB 437 TO TABLE.**

18:48:04 **Vote:** Motion carried 6 - 3 by voice vote with Sen. Gross, Sen. Kelker, Sen. Webber, voting no.
Sen. Kelker, Sen. Webber, By Proxy

ADJOURNMENT

Adjournment: 18:49:16

Trudy Burke, Secretary

Additional Documents: [EXHIBIT\(230224PHSaad\)](#)