

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

Call to Order: Chair Tom McGillvray-R, on March 24, 2023 at 3:11 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. Steve Hinebauch (R)
Sen. Susan Webber (D)

Members Excused: Sen. Jen Gross (D)
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 45 03/17/2023
HB 557 03/17/2023

Executive Action:

HB 227 BE CONCURRED IN
HB 312 TO TABLE
HB 313 BE CONCURRED IN
HB 385 BE CONCURRED IN AS
AMENDED
HB 392 BE CONCURRED IN
HB 417 BE CONCURRED IN

HEARING ON HB 557 - Clarify use of HEART account funds for behavioral health crisis services

Opening Statement:

15:12:36 Rep. Jennifer Carlson (R), HD 69, opened the hearing on HB 557, Clarify use of HEART account funds for behavioral health crisis services.

Discussion:

15:14:06 Sen. Jen Gross joined the meeting.

Proponent Testimony:

15:15:47 Jason DeShaw, self

15:17:09 Colleen Rahn, National Alliance on Mental Illness (NAMI)- Montana

15:18:37 Maggie Bornstein, American Civil Liberties Union (ACLU)-Montana

15:18:59 Dr. Jennifer Preble, self

15:19:48 Brandy Vail, Lewis and Clark Behavioral Health Advisory Council

15:22:48 Sen. Brad Molnar joined the meeting.

15:24:06 John Weil, self

Opponent Testimony:

None

Informational Witness Testimony:

15:26:50 Isaac Coy, Treatment Bureau, Department of Public Health and Human Services (DPHHS)

Questions from Committee:

15:27:46 Sen. Jen Gross

15:28:20 Rep. Jennifer Carlson-R

15:29:04 Sen. Jen Gross

15:29:16 Isaac Coy, DPHHS

15:30:03 Sen. Carl Glimm

15:30:39 Rebecca DeCamara, Department of Public Health and Human Services (DPHHS)

15:31:09 Rep. Jennifer Carlson-R

15:31:52 Madelyn Krezowski

15:32:30 Rep. Jennifer Carlson-R

15:32:51 Sen. Becky Beard

15:33:19 John Weil

15:33:50 Sen. Brad Molnar

15:36:50 Isaac Coy, DPHHS

15:37:37 Chair Tom McGillvray

15:37:47 Sen. Susan Webber

15:38:16 Rep. Jennifer Carlson-R

Closing Statement:

15:39:38 Rep. Jennifer Carlson (R), HD 69, closed the hearing on HB 557.

HEARING ON HB 45 - Provide oversight and standard for community benefits/charity care

Opening Statement:

15:43:03 Rep. Bob Keenan (R), HD 5, opened the hearing on HB 45, Provide oversight and standard for community benefits/charity care.

Proponent Testimony:

15:44:44 Paula Stannard, Department of Public Health and Human Services (DPHHS)

15:48:56 Duane Preshinger, Montana Hospital Association (MHA)

15:49:34 Jenny Clowes, Billings Clinic-Broadwater

15:53:28 April Keippel, Intermountain Health

15:57:43 Aiden Myhre, Logan Health Systems

16:00:56 Bob Olsen, Montana Hospital Association (MHA)

[EXHIBIT\(230324PHSa1\)](#)

16:08:01 Bill Warden, Bozeman Health, St. Peter's Health, Shodair

[EXHIBIT\(230324PHSa2\)](#)

Opponent Testimony:

None

Informational Witness Testimony:

16:09:31 Leslie Howe, Department of Public Health and Human Services (DPHHS)

16:09:59 Michelle Traux, Department of Public Health and Human Services (DPHHS)

16:10:17 Sarah Carlson, Legislative Audit Division (LAD)

[EXHIBIT\(230324PHSa3\)](#)

Questions from Committee:

16:12:08 Chair Tom McGillvray

16:13:27 Bob Olsen, MHA

16:13:59 Chair Tom McGillvray

16:16:51 Jenny Clowes, Billings Clinic- Broadwater

16:17:51 Chair Tom McGillvray

16:21:56 Bob Olson, MHA

16:22:43 Sen. Carl Glimm

16:23:00 Bob Olson, MHA

Closing Statement:

16:25:43 Rep. Bob Keenan (R), HD 5, closed the hearing on HB 45.

16:26:56 **Recessed**

16:43:46 **Reconvened**

EXECUTIVE ACTION ON HB 227 - Revise laws related to contributions from parents/guardians

16:44:11 **Motion:** Sen. Dennis Lenz moved that **HB 227 BE CONCURRED IN.**

16:44:11 **Vote:** Motion carried unanimously by voice vote.

16:44:11 **Carrier Assigned:** Sen. Carl Glimm

EXECUTIVE ACTION ON HB 312 - Provide for rural emergency hospital designation

16:45:34 **Motion:** Sen. Dennis Lenz moved that **HB 312 BE CONCURRED IN.**

Discussion:

16:45:54 Sen. Jen Gross

16:46:56 Vice Chair Dennis Lenz

16:47:16 Chair Tom McGillvray

16:47:28 Sen. Jen Gross

16:48:42 Sen. Carl Glimm

16:49:06 Sen. Jen Gross

16:49:31 Vice Chair Dennis Lenz

16:50:06 Chair Tom McGillvray

16:50:49 Sen. Jen Gross

16:51:37 Sen. Susan Webber

16:45:34 **Vote:** Motion failed 5 - 4 by roll call vote with Sen. Gross, Sen. Kelker, Sen. Lenz, Sen. Webber, voting yes.
Sen. Gross, By Proxy

16:53:29 **Motion:** Sen. Dennis Lenz moved that **HB 312 TO TABLE.**

16:53:29 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 313 - Provide for independent practice of physician assistants

16:54:37 **Motion:** Sen. Dennis Lenz moved that **HB 313 BE CONCURRED IN.**

Discussion:

16:54:57 Chair Tom McGillvray

- 16:54:59 Sen. Brad Molnar
- 16:54:37 **Vote:** Motion carried 8 - 1 by voice vote with Sen. Kelker, voting no.
Sen. Kelker, By Proxy
- 16:54:37 **Carrier Assigned:** Sen. Dennis Lenz

EXECUTIVE ACTION ON HB 385 - Require evidence discovery in CPS cases

- 16:55:45 **Motion:** Sen. Dennis Lenz moved that **HB 385 BE CONCURRED IN.**
- 16:56:42 **Motion:** Sen. Dennis Lenz moved that **HB 385 BE AMENDED.**
- Discussion:**
- 16:56:52 Madelyn Krezowski
- 16:57:32 Sen. Jen Gross
- 16:56:42 **Vote:** Motion carried 6 - 3 by roll call vote with Sen. Gross, Sen. Kelker, Sen. Webber, voting no.
Sen. Kelker, By Proxy
- 16:59:42 **Motion:** Sen. Dennis Lenz moved that **HB 385 BE CONCURRED IN AS AMENDED.**
- 16:59:42 **Vote:** Motion carried 6 - 3 by roll call vote with Sen. Gross, Sen. Kelker, Sen. Webber, voting no.
Sen. Kelker, By Proxy
- 16:59:42 **Carrier Assigned:** Sen. Tom McGillvray

EXECUTIVE ACTION ON HB 392 - Generally revise midwifery laws

- 17:01:02 **Motion:** Sen. Dennis Lenz moved that **HB 392 BE CONCURRED IN.**
- Discussion:**
- 17:01:29 Chair Tom McGillvray
- 17:01:53 Sen. Carl Glimm
- 17:02:00 Sen. Steve Hinebauch
- 17:02:10 Vice Chair Dennis Lenz
- 17:01:02 **Vote:** Motion carried 8 - 1 by voice vote with Sen. Kelker, voting no.
Sen. Kelker, By Proxy
- 17:01:02 **Carrier Assigned:** Sen. Dennis Lenz

EXECUTIVE ACTION ON HB 417 - Require consent for sensitive health exams

17:02:54 **Motion:** Sen. Dennis Lenz moved that **HB 417 BE CONCURRED IN.**

17:02:54 **Vote:** Motion carried unanimously by voice vote.

17:02:54 **Carrier Assigned:** Sen. Jen Gross

ADJOURNMENT

Adjournment: 17:05:13

Trudy Burke, Secretary

Additional Documents: [EXHIBIT\(230324PHSaad\)](#)