

MINUTES
MONTANA SENATE
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (S) FINANCE AND CLAIMS

Call to Order: Chair John Esp-R, on April 17, 2023 at 8:02 AM, in 317

ROLL CALL

Members Present: Sen. John Esp, Chair (R)
Sen. Janet Ellis, Vice Chair (D)
Sen. Carl Glimm, Vice Chair (R)
Sen. Dan Bartel (R)
Sen. Kenneth Bogner (R)
Sen. Ellie Boldman (D)
Sen. Mike Cuffe (R)
Sen. Pat Flowers (D)
Sen. John Fuller (R)
Sen. Mike Lang (R)
Sen. Dennis Lenz (R)
Sen. Ryan Lynch (D)
Sen. Forrest Mandeville (R)
Sen. Shane Morigeau (D)
Sen. Christopher Pope (D)
Sen. Daniel Salomon (R)
Sen. Shelley Vance (R)

Members Excused: Sen. Tom McGillvray (R)
Sen. Jeffrey Welborn (R)

Staff Present: Julie Johnson, Research Analyst
Joe Triem, Fiscal Analyst
Cy Walsh, Secretary

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 37 04/17/2023
HB 45 04/17/2023
HB 364 04/17/2023
HB 612 04/15/2023

HB 722 04/17/2023
HB 743 04/15/2023
HB 891 04/15/2023

Executive Action:

HB 612 BE CONCURRED IN
HB 45 BE CONCURRED IN
HB 364 BE CONCURRED IN

HEARING ON HB 612 - Revise insurance requirements for diabetes self-management

Opening Statement:

08:03:56 Rep. Marta Bertoglio (R), HD 75, opened the hearing on HB 612, Revise insurance requirements for diabetes self-management.

Proponent Testimony:

08:06:05 Scott Boulanger, American Diabetes Association (ADA)

Informational Witness Testimony:

08:07:05 Shauna Lyons, Office of the Commissioner of Higher Education (CHE)

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

08:07:35 Chair John Esp

08:07:50 Sen. Jeffrey Welborn joined the meeting.

08:07:56 Rep. Marta Bertoglio-R

Closing Statement:

08:09:02 Rep. Marta Bertoglio (R), HD 75, closed the hearing on HB 612.

EXECUTIVE ACTION ON HB 612 - Revise insurance requirements for diabetes self-management

08:12:48 **Motion:** Vice Chair Carl Glimm moved that **HB 612 BE CONCURRED IN.**

Discussion:

08:13:06 Sen. Mike Cuffe

08:13:49 Sen. Dan Bartel

08:14:30 Chair John Esp

08:15:17 Sen. Tom McGillvray joined the meeting.

08:15:22 Sen. Daniel Salomon

- 08:15:27 Sen. Dennis Lenz left the meeting.
- 08:13:17 **Vote:** Motion carried 11 - 8 by roll call vote with Sen. Bogner, Sen. Esp, Sen. Glimm, Sen. Lang, Sen. Lenz, Sen. Mandeville, Sen. McGillvray, Sen. Welborn, voting no.
Sen. Lenz, By Proxy
- 08:12:48 **Carrier Assigned:** Sen. Terry Vermeire

HEARING ON HB 891 - Provide one-time emergency stabilization payments to nursing homes

Opening Statement:

- 08:17:01 Rep. Jennifer Carlson (R), HD 69, opened the hearing on HB 891, Provide one-time emergency stabilization payments to nursing homes.

Proponent Testimony:

- 08:19:06 Margaret MacDonald, Big Sky 55+ (BS55)

[EXHIBIT\(230417FCSa1\)](#)

Opponent Testimony:

None

Informational Witness Testimony:

- 08:21:01 Gene Hermanson, Department of Public Health and Human Services (DPHHS)

Questions from Committee:

- 08:21:43 Sen. Christopher Pope
- 08:22:10 Rep. Jennifer Carlson-R
- 08:23:04 Sen. Dan Bartel
- 08:23:17 Rep. Jennifer Carlson-R
- 08:24:43 Sen. Forrest Mandeville
- 08:25:04 Gene Hermanson, DPHHS
- 08:25:17 Sen. Dennis Lenz joined the meeting.
- 08:25:51 Sen. Mike Lang

08:26:26 Rep. Jennifer Carlson-R

08:29:32 Sen. Pat Flowers

08:29:52 Rep. Jennifer Carlson-R

Closing Statement:

08:31:22 Rep. Jennifer Carlson (R), HD 69, closed the hearing on HB 891.

08:38:00 **Recessed**

08:51:09 **Reconvened**

HEARING ON HB 743 - Revising laws related to incest

Opening Statement:

08:51:20 Rep. Laura Smith (D), HD 79, opened the hearing on HB 743, Revising laws related to incest.

Discussion:

08:53:36 Sen. Dan Bartel left the meeting.

08:53:42 Sen. Dennis Lenz left the meeting.

08:53:51 Sen. Jeffrey Welborn left the meeting.

Proponent Testimony:

None

Opponent Testimony:

None

Informational Witness Testimony:

08:54:29 Natalie Smitham, Department of Corrections (DOC)

Questions from Committee:

08:54:51 Sen. Mike Lang

08:56:03 Natalie Smitham, DOC

08:56:14 Sen. Daniel Salomon

08:56:30 Rep. Laura Smith-D
08:57:05 Sen. Dan Bartel
08:57:27 Rep. Laura Smith-D
08:57:46 Sen. Forrest Mandeville
08:58:00 Rep. Laura Smith-D
08:59:33 Chair John Esp
08:59:44 Rep. Laura Smith-D
09:00:49 Sen. Forrest Mandeville
09:01:54 Sen. Mike Cuffe
09:02:44 Rep. Laura Smith-D
09:03:30 Sen. Mike Lang
09:03:41 Rep. Laura Smith-D

Closing Statement:

09:03:55 Rep. Laura Smith (D), HD 79, closed the hearing on HB 743.

09:05:03 **Recessed**

12:12:06 **Reconvened**

HEARING ON HB 37 - Generally revise child abuse and neglect laws

Opening Statement:

12:12:15 Rep. Jennifer Carlson (R), HD 69, opened the hearing on HB 37,
Generally revise child abuse and neglect laws.

Discussion:

[EXHIBIT\(230417FCSa2\)](#)

Proponent Testimony:

12:12:39 Sen. Ellie Boldman left the meeting.
12:12:54 Sen. Shane Morigeau left the meeting.
12:12:58 Sen. Ryan Lynch left the meeting.
12:13:23 Sen. Kenneth Bogner left the meeting.
12:13:27 Sen. Mike Cuffe left the meeting.
12:13:29 Chair John Esp left the meeting.
12:14:53 Sen. Jeffrey Welborn joined the meeting.
12:15:36 Sen. Ryan Lynch joined the meeting.
12:16:15 Sen. Ellie Boldman joined the meeting.

Opponent Testimony:

12:16:56 Erica Johnston, Department of Public Health and Human Services (DPHHS)
12:17:18 Chair John Esp joined the meeting.
12:17:29 Sen. Tom McGillvray joined the meeting.
12:18:22 Vice Chair Carl Glimm left the meeting.
12:22:19 Vice Chair Carl Glimm joined the meeting.
12:23:40 Nanette Gilbertson, Montana County Attorneys Association (MCAA)

Informational Witness Testimony:

12:24:46 Beth McLaughlin, Judicial Branch
12:25:13 Brian Smith, Office of the State Public Defender (OPD)

Questions from Committee:

12:25:41 Sen. Ellie Boldman
12:26:25 Erica Johnston, DPHHS

Closing Statement:

12:28:07 Rep. Jennifer Carlson (R), HD 69, closed the hearing on HB 37.

Discussion:

12:31:40 Sen. Mike Cuffe joined the meeting.

HEARING ON HB 364 - Allow for independent subdivision reviews for past due applications

Opening Statement:

12:32:30 Rep. Casey Knudsen (R), HD 33, opened the hearing on HB 364, Allow for independent subdivision reviews for past due applications.

Discussion:

12:32:48 Sen. Pat Flowers left the meeting.

Proponent Testimony:

12:32:58 Chris Dorrington, Department of Environmental Quality (DEQ)

[EXHIBIT\(230417FCSa3\)](#)

12:33:27 Sen. Tom McGillvray left the meeting.

12:33:55 Sen. Tom McGillvray joined the meeting.

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

12:34:57 Chair John Esp

Closing Statement:

12:35:08 Rep. Casey Knudsen (R), HD 33, closed the hearing on HB 364.

HEARING ON HB 722 - Generally revise district courts budget presentation in budget

Opening Statement:

12:35:39 Rep. Matt Regier (R), HD 4, opened the hearing on HB 722, Generally revise district courts budget presentation in budget.

Proponent Testimony:

None

Opponent Testimony:

12:37:22 Beth McLaughlin, Judicial Branch
12:38:24 Sen. Pat Flowers joined the meeting.
12:40:29 Amy Sassano, Office of Budget and Program Planning (OBPP)
12:41:02 Sen. Tom McGillvray left the meeting.

Informational Witness Testimony:

None

Questions from Committee:

12:41:41 Chair John Esp
12:41:59 Rep. Matt Regier-R
12:42:44 Chair John Esp
12:43:03 Beth McLaughlin, Judicial Branch
12:43:24 Sen. Ryan Lynch left the meeting.

Closing Statement:

12:43:46 Rep. Matt Regier (R), HD 4, closed the hearing on HB 722.

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

Opening Statement:

12:44:11 Rep. Bob Keenan (R), HD 5, opened the hearing on HB 45, Provide oversight and standard for community benefits/charity care.

Proponent Testimony:

12:46:13 Kim Aiken, Department of Public Health and Human Services (DPHHS)
12:47:33 Duane Preshinger, Montana Hospital Association (MHA)

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

None

Closing Statement:

12:48:10 Rep. Bob Keenan (R), HD 5, closed the hearing on HB 45.

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

12:48:24 **Motion:** Vice Chair Carl Glimm moved that **HB 45 BE CONCURRED IN.**

12:48:24 **Vote:** Motion carried unanimously by voice vote.

12:48:24 **Carrier Assigned:** Sen. Jen Gross

EXECUTIVE ACTION ON HB 364 - Allow for independent subdivision reviews for past due applications

12:49:06 **Motion:** Vice Chair Carl Glimm moved that **HB 364 BE CONCURRED IN.**

12:49:06 **Vote:** Motion carried 18 - 1 by roll call vote with Sen. Flowers, voting no.

12:49:06 **Carrier Assigned:** Sen. Forrest Mandeville

12:51:14 **Motion:** Sen. Cuffe moved to reconsider action on HB 612

12:51:14 **Vote:** Motion failed 5-11, with Sen. Glimm, Sen. Salomon, Sen. Lenz, Sen. Lang, and Sen. Cuffe voting yes.

12:51:15 Sen. Morigeau has arrived

ADJOURNMENT

Adjournment: 12:54:09

Cy Walsh, Secretary

Additional Documents: [EXHIBIT\(230417FCSaad\)](#)