



Children, Families, Health, and Human Services Interim Committee

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64th Montana Legislature

SENATE MEMBERS

MARY CAFERRO--Vice Chair
FREDERICK (ERIC) MOORE
DIANE SANDS
ROGER WEBB

HOUSE MEMBERS

RON EHLI--Chair
JESSICA KARJALA
ALBERT OLSZEWSKI
GORDON PIERSON

COMMITTEE STAFF

SUE O'CONNELL, Lead Staff
ALEXIS SANDRU, Staff Attorney
FONG HOM, Secretary

MINUTES LOG

August 25-26, 2016
Room 137, Capitol Building
Helena, Montana

August 26, 2016

Please note: This document is a Minutes Log and provides a notation of the time elapsed between the beginning of the meeting and the time at which the item was presented or discussed, a motion was made, or a vote was taken. The narrative presented here is provided only as a guide to the audio or video record of the meeting. The official discussion, motion, or vote is available on the audio or video archive of this meeting. The Legislature does not prepare a transcript of meeting activities. The time designation may be used to locate the referenced discussion on the audio or video recording of this meeting.

Access to an electronic copy of these minutes and the audio or video recording is provided from the Legislative Branch home page at <http://leg.mt.gov>. On the left-side menu of the home page, select Committees, then Interim. Once on the page for Interim Committees, scroll down to the appropriate committee. The written Minutes Log, along with the audio and video recordings, is listed by meeting date on the interim committee's web page. Each of the Exhibits is linked and can be viewed by clicking on the Exhibit of interest. All Exhibits are public information and may be printed.

Please contact the Legislative Services Division at 406-444-3064 for more information.

COMMITTEE MEMBERS PRESENT

REP. RON EHLI, Chair
SEN. MARY CAFERRO, Vice Chair

SEN. DIANE SANDS
SEN. ROGER WEBB

REP. JESSICA KARJALA
REP. ALBERT OLSZEWSKI
REP. GORDON PIERSON

COMMITTEE MEMBERS EXCUSED

SEN. FREDERICK (ERIC) MOORE

STAFF PRESENT

SUE O'CONNELL, Lead Staff
ALEXIS SANDRU, Staff Attorney
FONG HOM, Secretary

VISITORS' LIST (Attachment 1)

AGENDA (Attachment 2)

RECONVENE

- 00:04:29 Rep. Ehli reconvened the meeting at 8:35 a.m.
- 00:05:42 Ms. O'Connell distributed a memo from Marie Matthews, DPHHS Operations Services Branch Manager, regarding "SFY 2016 Resolution of Montana State Hospital Budget Pressures". (Exhibit 28)

AGENCY OVERSIGHT: AGENCY REPORTS

Department of Public Health and Human Services Update - Richard Opper, DPHHS Director

Director Opper gave an update of the Department of Public Health and Human Services' activities:

- 00:08:47 Personnel Issues
- 00:12:30 Medicaid Expansion (Exhibit 29)
- 00:21:18 Adverse Childhood Experiences Update
- 00:27:21 Meghan Peel, Health Resource Division, gave an update on the 1115 Plan First Waiver. (Exhibit 30)

Committee Questions

- 00:30:38 Sen. Caferro asked about the match rate on the waiver.

Review of Agency Legislation

Purpose and Process of Committee Review - Sue O'Connell

- 00:31:30 Ms. O'Connell (Exhibit 31)

Overview of Agency Legislation - Jessica Rhoades, DPHHS Policy Director

- 00:33:48 Ms. Rhoades (Exhibit 32)

Committee Questions of Ms. Rhoades

- 00:38:53 Sen. Sands asked how the department's legislation interfaces with the discussion on financial exploitation of seniors.
- 00:39:39 Alexis Sandru, staff attorney, explained that the draft committee bill specifically amends the Securities Act and would require broker dealers and investment advisors and certain qualified individuals to report just to the Commissioner of Securities. The department's bill would include mandatory reporting for financial advisors.
- 00:41:58 Rep. Ehli asked if the department has talked to the banks.

Motion/Vote

- 00:47:53 Sen. Sands moved to authorize the drafting of the agency's bills. The motion passed unanimously by voice vote.

HELP Act Oversight Committee Report - Jessica Rhoades, DPHHS Policy Director

00:48:29 Ms. Rhoades ([Exhibit 33](#))

Committee Questions

00:53:46 Rep. Olszewski asked about the CPC Plus program.

00:54:00 Rep. Karjala thanked the coalition and all the stakeholders who worked on the oversight committee.

00:54:28 Sen. Caferro asked about Native American enrollment in Medicaid.

BREAK (Reconvene at 9:49 a.m.)

**Montana Suicide Prevention Plan/Montana Suicide Review Team - Karl Rosston, DPHHS
Suicide Prevention Coordinator**

01:19:11 Mr. Rosston ([Exhibit 34](#))

Committee Questions of Mr. Rosston

02:01:42 Rep. Pierson asked about the suicide situation in Deer Lodge County and in Anaconda County.

02:04:44 Sen. Sands asked about Mr. Rosston's budget, the need for additional resources for education in the communities, and proposed legislation to require schools to implement the program.

02:13:02 Rep. Karjala asked Mr. Rosston to go into more depth about chronic pain and depression as it relates to mental health.

02:16:21 Sen. Caferro asked Mr. Rosston about providing suicide prevention training for legislators in the 2017 legislative session.

02:17:02 Rep. Ehli asked about the suicide prevention coordinator position and how long has the suicide review team been in place.

SJR 22 STUDY: GUARDIANSHIP/ALZHEIMER'S DISEASE

Review of Revisions Requested by Committee - Sue O'Connell

Ms. O'Connell reviewed changes to three bills:

02:23:15 LCCF02 ([Exhibit 35](#))

Committee Questions on LCCF02

02:26:09 Rep. Olszewski asked about the definition of "intellectual disability".

02:27:48 Ms. Sandru discussed the definition of developmental disability that is cross referenced in 53-20-102, MCA.

02:29:31 Sen. Webb said he was concerned about changing the title of the bill.

02:29:45 Ms. O'Connell discussed the issue of mandatory or permissive reporting and the title of the bill as written.

02:32:47 LCCF4a ([Exhibit 36](#))

02:34:24 LCCF6a ([Exhibit 37](#))

Public Comment on Revised Bill Drafts

02:35:26 Erin McGowan, Montana Association of Area Agencies on Aging

PUBLIC COMMENT ON ANY OTHER TOPIC IN THE COMMITTEE'S JURISDICTION

- 02:36:40 Matt Kuntz, Executive Director, NAMI Montana, commented on Karl Rosston's presentation.
- 02:42:42 Kelly Jepson, Consumer Direct Care Network, urged the committee to support a direct care provider rate increase.
- 02:46:10 Dr. Gary Mihelish, advocate for the mentally ill, commented on the agency bills.

COMMITTEE WORK SESSION

**Final action on:
SJR 22 Bill Drafts**

LCCF02

Motion/Vote

- 02:51:34 Sen. Caferro moved to accept the changes to LCCF02 and to introduce it as a committee bill. The motion passed unanimously by voice vote, with Sen. Moore voting yes by proxy.

LCCF4a

Motion/Vote

- 02:52:18 Rep. Olszewski moved to accept changes to LCCF4a and to introduce it as a committee bill. The motion passed unanimously by voice vote, with Sen. Moore voting yes by proxy.

LCCF6a

Motion/Vote

- 02:53:00 Sen. Sands moved to accept changes to LCCF4a and to introduce it as a committee bill. The motion passed unanimously by voice vote, with Sen. Moore voting yes by proxy.

Senate Bill 418

- 02:53:10 Ms. O'Connell said that Senate Bill 418 was on the agenda in case there were any requests for changes.

ASSIGNMENT OF COMMITTEE LEGISLATION

- 02:54:33 Rep. Ehli and Ms. O'Connell discussed how the proposed bills will move forward.
- 02:56:15 LC170: Sponsor is Rep. Olszewski and Rep. Karjala is backup.
- 03:00:28 LCCF02: Sponsor is Sen. Caferro.
- 03:01:11 LCCF4a: Sponsor is Rep. Pierson and Sen. Sands is backup.
- 03:01:39 LCCF172: Sponsor is Rep. Pierson and Sen. Caferro is backup.
- 03:02:10 LCCF6a: Sponsor is Rep. Ehli and Sen. Caferro is backup.
- 03:03:03 LCCF7b: Sponsor is Rep. Karjala and Sen. Sands is backup.
- 03:03:53 LC171: Sponsor is Sen. Sands.
- 03:05:11 Rep. Ehli thanked the members and staff for the good work that was done during the interim.
- 03:05:50 Sen. Caferro also thanked the members for their work on the various issues that were before the committee.

ADJOURNMENT

- 03:09:15 With no further business before the committee, Rep. Ehli adjourned the meeting at 11:40 a.m.

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