

MINUTES

MONTANA HOUSE OF REPRESENTATIVES  
55th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HUMAN SERVICES

Call to Order: By CHAIRMAN DUANE GRIMES, on February 3, 1997, at  
3:00 P.M., in ROOM 104.

ROLL CALL

**Members Present:**

Rep. Duane Grimes, Chairman (R)  
Rep. Loren L. Soft, Vice Chairman (Majority) (R)  
Rep. Carolyn M. Squires, Vice Chairman (Minority) (D)  
Rep. Darrel Adams (R)  
Rep. Chris Ahner (R)  
Rep. Ellen Bergman (R)  
Rep. William E. Boharski (R)  
Rep. John C. Bohlinger (R)  
Rep. Bill Carey (D)  
Rep. Deb Kottel (D)  
Rep. Billie Krenzler (D)  
Rep. Brad Molnar (R)  
Rep. Wes Prouse (R)  
Rep. Diane Sands (D)  
Rep. Bruce T. Simon (R)  
Rep. Liz Smith (R)

**Members Excused:** Rep. Bohlinger

**Members Absent:** None

**Staff Present:** David Niss, Legislative Services Division  
Jaelene Racicot, Committee Secretary

**Committee Business Summary:**

Hearing(s) & Date(s) Posted: HB 301 & HB 386 (1-30-97)  
Executive Action: HB 301 TABLED 15-0  
HB 27 DO PASS AS AMENDED 15-0  
HB 297 DO PASS 10-3  
HB 333 TABLED 8-7  
HB 328 TABLED

HEARING ON HB 301

Opening Statement by Sponsor: REP. BILL RYAN, HD 44, introduced  
the bill. {Tape: 1; Side: A; Approx. Time Count: .3; Comments:  
Rep. Ryan requested to have HB 301 gently laid on the table. He  
was waiting for letters to come in support of the bill. Rep.  
Ryan handed in EXHIBIT 1.}

Proponents' Testimony: Ruth Sasser, self. {Tape: 1; Side: A; Approx. Time Count: 11.0}

Melissa Case, United Health Care Workers Union. {Tape: 1; Side: A; Approx. Time Count: 14.3.}

Opponents' Testimony:

Julie Barr, self. {Tape: 1; Side: A; Approx. Time Count: 15.1.}

Questions From Committee Members and Responses:

{Tape: 1; Side: A; Approx. Time Count: 16.2.}

Closing by Sponsor:

REP. RYAN closed {Tape: 1; Side: A; Approx. Time Count: 20.0.}

REP. GRIMES explained to the committee, HB 128 was reported out of the committee without all the amendments on the bill. {Tape: 1; Side: A; Approx. Time Count: 21.1.}

David Niss. {Tape: 1; Side: A; Approx. Time Count: 24.0; Comments: Mr. Niss explained the amendments to HB 128.}

Discussion: REP. SIMON {Tape: 1; Side: A; Approx. Time Count: 26.3; Comments: REP. SIMON commented on the amendments to HB 128.}

REP. GRIMES. {Tape: 1; Side: A; Approx. Time Count: 26.8.}

REP. SOFT. {Tape: 1; Side: A; Approx. Time Count: 27.6.}

REP. GRIMES. {Tape: 1; Side: A; Approx. Time Count: 29.7; Comments: REP. GRIMES asked if the committee had any objection to referring HB 128 back to the committee. There was no objection.}

EXECUTIVE ACTION ON HB 301

Motion: REP. DIANE SANDS MOVED TO TABLE HB 301. {Tape: 1; Side: A; Approx. Time Count: 31.2.}

Vote: THE MOTION CARRIED UNANIMOUSLY. 15-0

EXECUTIVE ACTION ON HB 27

Motion: REP. BRUCE SIMON MOVED DO PASS ON HB 27. {Tape: 1; Side: A; Approx. Time Count: 31.8.}

Motion: REP. SIMON MOVED THE SIMON AMENDMENTS. {Tape: 1; Side: A; Approx. Time Count: 32.6.}

Vote: THE MOTION CARRIED UNANIMOUSLY. {Tape: 1; Side: A; Approx. Time Count: 34.1.}

Motion: REP. SIMON MOVED HB 27 DO PASS AS AMENDED. {Tape: 1;  
Side: A; Approx. Time Count: 34.3.}

REP. GRIMES MOVED THE GRIMES AMENDMENT. {Tape: 1; Side: A;  
Approx. Time Count: 34.7.}

Discussion: REP. SIMON {Tape: 1; Side: A; Approx. Time  
Count: 35.7; Comments: REP. SIMON commented on the Grimes  
amendment.}

REP. ADAMS. {Tape: 1; Side: A; Approx. Time Count: 37.2;  
Comments: Questioned REP. GRIMES.}

REP. SQUIRES. {Tape: 1; Side: A; Approx. Time Count: 38.9;  
Comments: Questioned REP. SIMON.}

REP. CAREY. {Tape: 1; Side: A; Approx. Time Count: 41.3;  
Comments: Questioned REP. GRIMES.}

REP. SIMON. {Tape: 1; Side: A; Approx. Time Count: 41.6;  
Comments: Questioned REP. GRIMES.}

Vote: THE MOTION FAILED. {Tape: 1; Side: A; Approx. Time Count:  
42..}

Motion: REP. SIMON MOVED HB 27 DO PASS AS AMENDED. {Tape: 1;  
Side: A; Approx. Time Count: 42.2.}

Vote: THE MOTION CARRIED UNANIMOUSLY. {Tape: 1; Side: A ;  
Approx. Time Count: 42.4.}

#### EXECUTIVE ACTION ON HB 297

Motion: REP. CAROLYN SQUIRES MOVED HB 297 DO PASS. {Tape: 1;  
Side: A; Approx. Time Count: 43.0.}

Vote: A ROLL CALL VOTE WAS TAKEN. THE MOTION CARRIED. 10-3  
{Tape: 1; Side: A; Approx. Time Count: 44.0.}

#### EXECUTIVE ACTION ON HB 333

Motion: REP. CAROLYN SQUIRES MOVED HB 333 DO PASS. {Tape: 1;  
Side: B; Approx. Time Count: 0.}

Motion: REP. SOFT MOVED THE SOFT AMENDMENTS. {Tape: 1; Side: B;  
Approx. Time Count: 3.1; Comments: Explained the amendments.}

Vote: THE MOTION CARRIED. {Tape: 1; Side: B; Approx. Time  
Count: 6.4; Comments: There was no opposition to the amendments.}

Discussion:

REP. KOTTEL. {Tape: 1; Side: B; Approx. Time Count: 6.6;  
Comments: Questioned David Niss.}

**Motion:** REP. SANDS MOVED HB 333 DO PASS AS AMENDED. {Tape: 1;  
Side: B; Approx. Time Count: 7.9.}

**Discussion:**

REP. MOLNAR. {Tape: 1; Side: B; Approx. Time Count: 8.0.}  
REP. KOTTEL. {Tape: 1; Side: B; Approx. Time Count: 9.1.}  
REP. PROUSE. {Tape: 1; Side: B; Approx. Time Count: 10.5.}  
REP. SIMON. {Tape: 1; Side: B; Approx. Time Count: 11.1.}  
REP. ADAMS. {Tape: 1; Side: B; Approx. Time Count: 12.5.}  
REP. BOHARSKI. {Tape: 1; Side: B; Approx. Time Count: 12.9.}  
REP. MOLNAR {Tape: 1; Side: B; Approx. Time Count: 13.2;  
Comments: Questioned REP. KOTTEL.}  
REP. SANDS {Tape: 1; Side: B; Approx. Time Count: 15.1.}  
REP. SIMON. {Tape: 1; Side: B; Approx. Time Count: 16.1;  
Comments: Questioned REP. KOTTEL.}  
REP. SMITH. {Tape: 1; Side: B; Approx. Time Count: 16.8.}  
REP. GRIMES. {Tape: 1; Side: B; Approx. Time Count: 17.5.}  
REP. BOHARSKI. {Tape: 1; Side: B; Approx. Time Count: 18.4.}  
REP. KOTTEL. {Tape: 1; Side: B; Approx. Time Count: 20.1;  
Comments: Questioned REP. BOHARSKI.}  
REP. SOFT. {Tape: 1; Side: B; Approx. Time Count: 22.3.}  
REP. CAREY {Tape: 1; Side: B; Approx. Time Count: 23.4.}

**Vote:** A ROLL CALL VOTE WAS TAKEN. THE MOTION FAILED 8-7. {Tape:  
1; Side: B; Approx. Time Count: 24.}

**Motion:** REP. BOHARSKI REVERSED ON A TABLING MOTION. HB 333 WAS  
TABLED 8-7. {Tape: 1; Side: B; Approx. Time Count: 24.8.}

**HEARING ON HB 386**

**Opening Statement by Sponsor:**

REP. MOLNAR, HD 22, introduced the bill. {Tape: 1; Side: B;  
Approx. Time Count: 25.0.}

Proponents' Testimony:

Mary Register, Billings. {Tape: 1; Side: B; Approx. Time Count: 31.9; Comments: See EXHIBIT 2.}

Janet Roessell, Billings. {Tape: 2; Side: A; Approx. Time Count: 3.9.}

Frank Fitzgerald, Billings. {Tape: 2; Side: A; Approx. Time Count: 11.5; Comments: See EXHIBITS 3, 4, 5, & 6.}

Marc Einhorn, Billings. {Tape: 2; Side: A; Approx. Time Count: 14.5.}

Al Nerling, Sun River. {Tape: 2; Side: A; Approx. Time Count: 19.7.}

Janis Henderson, Lolo. {Tape: 2; Side: A; Approx. Time Count: 22.8.}

Artis Miller, Simms. {Tape: 2; Side: A; Approx. Time Count: 24.7.}

Kenneth Haugen, Missoula. {Tape: 2; Side: A; Approx. Time Count: 27.8.}

Helen Lange, Missoula. {Tape: 2; Side: A; Approx. Time Count: 28.8.}

Mari Farrar, Missoula. {Tape: 2; Side: A; Approx. Time Count: 32.2.}

Catherine Whitaker, Roberts, MT. {Tape: 2; Side: A; Approx. Time Count: 34.1, Comments: See EXHIBIT 7 & 8.}

Betty Asplin, Laurel. {Tape: 2; Side: A; Approx. Time Count: 35.9.}

Informational Testimony:

Richard Kerstein, Department of Public Health and Family Services. {Tape: 2; Side: A; Approx. Time Count: 37.2; See EXHIBIT 9.}

Questions From Committee Members and Responses:

{Tape: 2; Side: A; Approx. Time Count: 42.9; Comments: Questioning continued by the committee members.}

Closing by Sponsor:

REP. MOLNAR closed. {Tape: 2; Side: B; Approx. Time Count: 14.7; Comments: None.}

{Tape: 2; Side: B; Approx. Time Count: 14.7; Comments: See EXHIBIT 10. This EXHIBIT was given to the committee for their consideration on HB 149.}

EXECUTIVE ACTION ON HB 328

Motion: REP. BILL BOHARSKI MOVED HB 328 DO NOT PASS. {Tape: 2; Side: B; Approx. Time Count: 23.3}

Discussion: REP BOHARSKI. {Tape: 2; Side: B; Approx. Time Count: 23.4.}

Motion: REP. BOHARSKI MOVED A SUBSTITUTE MOTION TO TABLE HB 328. {Tape: 2; Side: B; Approx. Time Count: 25.6.}

Vote: A ROLL CALL VOTE WAS TAKEN. THE MOTION CARRIED 12-3. {Tape: 2; Side: B; Approx. Time Count: 25.8.}

Motion: REP. SMITH MOVED TO TAKE HB 146 FROM THE TABLE. {Tape: 2; Side: B; Approx. Time Count: 25.8; Comments: REP. SMITH submitted amendments to HB 146. See EXHIBIT 11.}

Discussion: REP. BOHARSKI. {Tape: 2; Side: B; Approx. Time Count: 28.3.}

REP. GRIMES. {Tape: 2; Side: B; Approx. Time Count: 29.1; Comments: See EXHIBIT 12. This EXHIBIT was distributed to the committee for their consideration.}

Motion: REP. SMITH WITHDREW HER MOTION. {Tape: 2; Side: B; Approx. Time Count: 29.4.}

ADJOURNMENT

Adjournment: 5:50 P.M.



REP. DUANE GRIMES, Chairman



JAELENE RACICOT, Secretary

DG/JR