

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON HUMAN SERVICES

Call to Order: By CHAIRMAN DUANE GRIMES, on February 14, 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: None

Members Absent: None

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

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 538 & HB 515 (2-12-97)
Executive Action: HB 128 TABLED 16-0
HB 129 DO PASS AS AMENDED 9-7
HB 333 DO PASS AS AMENDED 9-6
HB 485 TABLED
HB 538 DO PASS 15-1

HEARING ON HB 538

Opening Statement by Sponsor:

REP. BOB KEENAN, HD 65, introduced the bill. {Tape: 1; Side: A;
Approx. Time Count: 0.}

Proponents' Testimony:

Susan Good, Heal Montana. {Tape: 1; Side: A; Approx. Time Count: 1.5; Comments: See EXHIBITS 1 & 2.}

Nancy Ellery, Department of Public Health and Human Services. {Tape: 1; Side: A; Approx. Time Count: 12.9; Comments: See EXHIBIT 3.}

REP. ERNEST BERGSAGEL, HD 95. {Tape: 1; Side: A; Approx. Time Count: 20.9.}

Alan Reiman, American Health Value, L.L.C., Medical Savings Accounts. {Tape: 1; Side: A; Approx. Time Count: 21.8; Comments: See EXHIBITS 4 & 5.}

REP. BRUCE SIMON, HD 18. {Tape: 1; Side: A; Approx. Time Count: 31.0.}

REP. BILL BOHARSKI, HD 79. {Tape: 1; Side: A; Approx. Time Count: 36.8.}

Opponents' Testimony:

None

Questions From Committee Members and Responses:

{Tape: 1; Side: A; Approx. Time Count: 37.5.}

Closing by Sponsor:

REP. KEENAN closed. {Tape: 1; Side: B; Approx. Time Count: 13.4.}

HEARING ON HB 515Opening Statement by Sponsor:

REP. JOHN COBB, HD 50, introduced the bill. {Tape: 1; Side: B; Approx. Time Count: 14.0; Comments: See EXHIBIT 6 & 7.}

Proponents' Testimony:

Jerry Loendorf, Montana Medical Association. {Tape: 1; Side: B; Approx. Time Count: 19.1.}

Lynn Cordeiro, Cascade. {Tape: 1; Side: B; Approx. Time Count: 24.1; Comments: See EXHIBIT 8, 9, 10, 11, 12, 13, 14, 15, 16, & 17. Ms. Cordeiro handed in written testimony after the hearing had been completed. See EXHIBITS 18 - 31.}

Claudia Clifford, State Auditor's Office. {Tape: 1; Side: B;
Approx. Time Count: 38.4.}

Todd Thun, Montana Nurses Association. {Tape: 2; Side: A;
Approx. Time Count: .7.}

Kate Cholewa, Montana Women's Lobby. {Tape: 2; Side: A; Approx.
Time Count: 1.4.}

Chuck Butler, Blue Cross/Blue Shield. {Tape: 2; Side: A; Approx.
Time Count: 1.7.}

Opponents' Testimony:

Tom Hopgood, Health Insurance Association of America. {Tape: 2;
Side: A; Approx. Time Count: 4.6.}

Susan Good, Montana Association of Life Underwriters. {Tape: 2;
Side: A; Approx. Time Count: 11.5.}

Informational Testimony:

Nancy Ellery, Department of Public Health and Human Services.
{Tape: 2; Side: A; Approx. Time Count: 13.1.}

Questions From Committee Members and Responses:

{Tape: 2; Side: A; Approx. Time Count: 14.2.}

Closing by Sponsor:

REP. COBB closed. {Tape: 2; Side: A; Approx. Time Count: 24.3.}

EXECUTIVE ACTION ON HB 333

Motion/Vote: REP. SOFT MOVED TO TAKE HB 333 OFF THE TABLE. THE
MOTION CARRIED.

Motion: REP. SOFT MOVED A DO PASS ON HB 333. {Tape: 2; Side: A;
Approx. Time Count: 27.4.}

Discussion:

David Niss explained the Soft amendments. {Tape: 2; Side: A;
Approx. Time Count: 30.0.}

Motion: REP. SOFT MOVED THE SOFT AMENDMENTS. THE MOTION CARRIED.
{Tape: 2; Side: A; Approx. Time Count: 32.5.}

Motion: REP. SOFT MOVED HB 333 DO PASS AS AMENDED. {Tape: 2;
Side: A; Approx. Time Count: 32.9.}

Discussion:

REP. BOHARSKI. {Tape: 2; Side: A; Approx. Time Count: 33.0;
Comments: Questioned REP. SOFT.}

REP. BOHLINGER. {Tape: 2; Side: A; Approx. Time Count: 34.7.}

REP. MOLNAR. {Tape: 2; Side: A; Approx. Time Count: 36.2.}

REP. CAREY. {Tape: 2; Side: A; Approx. Time Count: 37.5.}

REP. KOTTEL. {Tape: 2; Side: A; Approx. Time Count: 38.2.}

REP. SOFT. {Tape: 2; Side: A; Approx. Time Count: 38.7.}

Vote: A ROLL WAS VOTE WAS TAKEN. THE MOTION PASSED 9 - 6 WITH
NO PROXY FROM REP. SMITH. {Tape: 2; Side: A; Approx. Time Count:
39.0.}

EXECUTIVE ACTION ON HB 128

Motion: REP. SOFT MOVED TO TABLE HB 128. {Tape: 2; Side: A;
Approx. Time Count: 41.1.}

Discussion:

REP. SOFT discussed all the issues regarding HB 128. {Tape: 2;
Side: A; Approx. Time Count: 43.1.}

Vote: THE MOTION CARRIED UNANIMOUSLY.

EXECUTIVE ACTION ON HB 386

Motion: REP. MOLNAR MOVED HB 386 FROM THE TABLE. {Tape: 2; Side:
A; Approx. Time Count: 43.3.}

Discussion:

REP. MOLNAR. {Tape: 2; Side: B; Approx. Time Count: 0; Comments:
Explained the Molnar amendments.}

REP. BOHARSKI. {Tape: 2; Side: B; Approx. Time Count: 4.1;
Comments: Questioned REP. MOLNAR.}

REP. KOTTEL. {Tape: 2; Side: B; Approx. Time Count: 8.0.}

REP. SIMON. {Tape: 2; Side: B; Approx. Time Count: 10.1;
Comments: Questioned REP. MOLNAR.}

REP. ADAMS. {Tape: 2; Side: B; Approx. Time Count: 14.6.}

REP. PROUSE. {Tape: 2; Side: B; Approx. Time Count: 15.7.}

REP. MOLNAR. {Tape: 2; Side: B; Approx. Time Count: 16.8.}

Vote: A ROLL CALL VOTE WAS TAKEN. THE MOTION FAILED 6 - 10.
{Tape: 2; Side: B; Approx. Time Count: 18.5.}

EXECUTIVE ACTION ON HB 129

Motion: REP. SOFT MOVED HB 129 DO PASS. {Tape: 2; Side: B;
Approx. Time Count: 19.7.}

Discussion:

REP. SOFT. {Tape: 2; Side: B; Approx. Time Count: 19.8;
Comments: Explained the amendments.}

Motion: REP. SOFT MOVED THE SOFT AMENDMENTS. {Tape: 2; Side: B;
Approx. Time Count: 23.0.}

Vote: THE MOTION CARRIED UNANIMOUSLY. {Tape: 2; Side: B;
Approx. Time Count: 23.9.}

Motion: REP. SIMON MOVED THE SIMON AMENDMENT. {Tape: 2; Side:
B; Approx. Time Count: 24.1.}

Vote: THE MOTION CARRIED UNANIMOUSLY. {Tape: 2; Side: B; Approx.
Time Count: 24.7.}

Motion: REP. SOFT MOVED HB 129 DO PASS AS AMENDED. {Tape: 2;
Side: B; Approx. Time Count: 24.9.}

Discussion:

REP. SMITH. {Tape: 2; Side: B; Approx. Time Count: 25.4.}

REP. CAREY. {Tape: 2; Side: B; Approx. Time Count: 26.6.}

David Niss. {Tape: 2; Side: B; Approx. Time Count: 26.8.}

REP. MOLNAR. {Tape: 2; Side: B; Approx. Time Count: 27.3;
Comments: Questioned REP. SOFT.}

Motion: REP MOLNAR MOVED TO REMOVE SECTION 10 AS AMENDED. THE
MOTION FAILED. {Tape: 2; Side: B; Approx. Time Count: 28.2.}

Discussion:

REP. KOTTEL. {Tape: 2; Side: B; Approx. Time Count: 30.3;
Comments: REP. MOLNAR.}

REP. SOFT. {Tape: 2; Side: B; Approx. Time Count: 30.8;
Comments: REP. MOLNAR.}

REP. CAREY. {Tape: 2; Side: B; Approx. Time Count: 32.8.}

Vote: THE MOTION FAILED.

Discussion:

REP. MOLNAR. {Tape: 2; Side: B; Approx. Time Count: 33.3.}

REP. GRIMES. {Tape: 2; Side: B; Approx. Time Count: 40.9.}

REP. SOFT. {Tape: 3; Side: A; Approx. Time Count: 0.}

REP. SMITH. {Tape: 3; Side: A; Approx. Time Count: 3.3.}

REP. PROUSE. {Tape: 3; Side: A; Approx. Time Count: 5.4.}

REP. SOFT. {Tape: 3; Side: A; Approx. Time Count: 7.3.}

Motion/Vote: REP. SIMON MOVED TO TABLE HB 129. A ROLL CALL VOTE WAS TAKEN. THE MOTION FAILED 7 - 8. {Tape: 3; Side: A; Approx. Time Count: 8.2.}

Motion: REP. PROUSE MOVED TO STRICKEN SUBSECTION 11 FROM THE BILL. {Tape: 3; Side: A; Approx. Time Count: 9.6.}

Discussion:

REP. MOLNAR. {Tape: 3; Side: A; Approx. Time Count: 9.7;
Comments: Questioned REP. SOFT.}

REP. MOLNAR. {Tape: 3; Side: A; Approx. Time Count: 10.9;
Comments: Questioned REP. SOFT.}

REP. KOTTEL. {Tape: 3; Side: A; Approx. Time Count: 11.6.}

Vote: A ROLL CALL VOTE WAS TAKEN. THE MOTION FAILED 7 - 8.
{Tape: 3; Side: A; Approx. Time Count: 13.1.}

Motion: REP. SOFT MOVED HB 129 DO PASS AS AMENDED. {Tape: 3;
Side: A; Approx. Time Count: 13.7.}

Motion: REP. MOLNAR MOVED TO STRIKE SUB PARAGRAPH 7 (BOTTOM OF
PAGE 3) FROM THE BILL. {Tape: 3; Side: A; Approx. Time Count:
13.9.}

Vote: THE MOTION FAILED. {Tape: 3; Side: A; Approx. Time Count:
15.0.}

Discussion:

REP. MOLNAR. {Tape: 3; Side: A; Approx. Time Count: 15.2.}

REP. GRIMES. {Tape: 3; Side: A; Approx. Time Count: 16.8;
Comments: Questioned REP. MOLNAR.}

REP. MOLNAR. {Tape: 3; Side: A; Approx. Time Count: 18.0.}

Vote: A ROLL CALL VOTE WAS TAKEN. THE MOTION CARRIED 9- 7.
{Tape: 3; Side: A; Approx. Time Count: 20.4.}

EXECUTIVE ACTION ON HB 485

Motion: REP. SQUIRES MOVED HB 485 DO NOT PASS. {Tape: 3; Side: A; Approx. Time Count: 21.9.}

Motion/Vote: REP. PROUSE MOVED A SUBSTITUTE MOTION TO TABLE HB 485. THE MOTION CARRIED. {Tape: 3; Side: A; Approx. Time Count: 22.1.}

EXECUTIVE ACTION ON HB 538

Motion: REP. SQUIRES MOVED HB 538 DO NOT PASS. {Tape: 3; Side: A; Approx. Time Count: 22.6.}

Motion: REP. BOHARSKI MOVED A SUBSTITUTE MOTION HB 538 DO PASS.
{Tape: 3; Side: A; Approx. Time Count: 22.8.}

Discussion:

REP. SQUIRES. {Tape: 3; Side: A; Approx. Time Count: 23.7.}

REP. SIMON. {Tape: 3; Side: A; Approx. Time Count: 24.7.}

REP. ADAMS. {Tape: 3; Side: A; Approx. Time Count: 25.3.}

REP. BOHLINGER. {Tape: 3; Side: A; Approx. Time Count: 25.8.}

REP. GRIMES. {Tape: 3; Side: A; Approx. Time Count: 26.3.}

Vote: THE MOTION CARRIED 15-1. {Tape: 3; Side: A; Approx. Time Count: 27.0.}

REP. GRIMES explained to the committee regarding to resolutions. He said he had been asked by the Health Care Advisory Council to present the resolutions to the committee as committee bills. The committee would have two different resolutions. {Tape: 3; Side: A; Approx. Time Count: 27.4.}

Discussion:

REP. SMITH. {Tape: 3; Side: A; Approx. Time Count: 29.2.}

REP. GRIMES. {Tape: 3; Side: A; Approx. Time Count: 29.5.}

REP. SIMON. {Tape: 3; Side: A; Approx. Time Count: 30.2.}

Motion/Vote: REP. GRIMES MOVED TO MAKE THE TWO RESOLUTIONS INTO COMMITTEE BILL. THE MOTION CARRIED 15 - 0. {Tape: 3; Side: A; Approx. Time Count: 31.0.}

ADJOURNMENT

Adjournment: 6:37 P.M.



REP. DUANE GRIMES, Chairman



JAELENE RACICOT, Secretary

DG/JR