

MINUTES

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

COMMITTEE ON HUMAN SERVICES

Call to Order: By CHAIRMAN DUANE GRIMES, on February 19, 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 573 (2-17-97) & HB 582 (2-18-97)
Executive Action: HB 371 DO PASS AS AMENDED 14-2
HB 573 DO PASS AS AMENDED 9-7
HB 582 DO PASS AS AMENDED 12-4
HB 386 DO PASS AS AMENDED 10-6
HB 558 DO PASS 9-7

HEARING ON HB 582

Opening Statement by Sponsor:

REP. DUANE GRIMES, HD 39, introduced the bill. {Tape: 1; Side:
A; Approx. Time Count: 0.}

Proponents' Testimony:

Cindy Lewis, Montana Health Care Advisory Council. {Tape: 1; Side: A; Approx. Time Count: 1.1.}

Opponents' Testimony:

None

Questions From Committee Members and Responses:

{Tape: 1; Side: A; Approx. Time Count: 4.8.}

Closing by Sponsor:

REP. GRIMES closed. {Tape: 1; Side: A; Approx. Time Count: 27.9.}

HEARING ON HB 573Opening Statement by Sponsor:

REP. RICK JORE, HD 73, introduced the bill. {Tape: 1; Side: A; Approx. Time Count: 28.7.}

Proponents' Testimony:

Arlette Randash, Eagle Forum. {Tape: 1; Side: A; Approx. Time Count: 38.0.}

Opponents' Testimony:

Kate Cholewa, Montana Women's Lobby. {Tape: 1; Side: A; Approx. Time Count: 43.7.}

W. Corbin Howard, Attorney. {Tape: 1; Side: A; Approx. Time Count: 44.0; Comments: Mr. Howard did not testify. His testimony was handed in to go on the record. See EXHIBIT 1.}

Questions From Committee Members and Responses:

{Tape: 1; Side: B; Approx. Time Count: 0.}

Closing By Sponsor:

REP. JORE closed. {Tape: 2; Side: A; Approx. Time Count: 10.3.}

EXECUTIVE ACTION ON HB 371

Motion: REP. AHNER MOVED HB 371 DO PASS. {Tape: 2; Side: A; Approx. Time Count: 12.0.}

Motion: REP. GRIMES MOVED THE AMENDMENTS. {Tape: 2; Side: A; Approx. Time Count: 13.3; Comments: These amendments were from the grey bill.}

Discussion:

David Niss. {Tape: 2; Side: A; Approx. Time Count: 13.5.}
REP. BOHARSKI. {Tape: 2; Side: A; Approx. Time Count: 14.9.}
REP. KOTTEL. {Tape: 2; Side: A; Approx. Time Count: 17.2.}
REP. GRIMES. {Tape: 2; Side: A; Approx. Time Count: 18.6.}
REP. SOFT. {Tape: 2; Side: A; Approx. Time Count: 19.0.}
REP. SIMON. {Tape: 2; Side: A; Approx. Time Count: 19.6;
Comments: Questioned Barbara Hoffman, Department of Public Health
and Human Services.}

Vote: THE MOTION CARRIED. {Tape: 2; Side: A; Approx. Time Count:
21.6.}

Motion/Vote: REP. AHNER MOVED HB 371 DO PASS AS AMENDED. THE
MOTION CARRIED 14-2. {Tape: 2; Side: A; Approx. Time Count:
21.8.}

EXECUTIVE ACTION ON HB 558

Motion: REP. SMITH MOVED HB 558 DO PASS. {Tape: 2; Side: A;
Approx. Time Count: 22.6.}

Discussion:

REP. KOTTEL. {Tape: 2; Side: A; Approx. Time Count: 22.8.}
REP. BOHLINGER. {Tape: 2; Side: A; Approx. Time Count: 23.4.}
REP. AHNER. {Tape: 2; Side: A; Approx. Time Count: 25.2;
Comments: Questioned REP. BOHLINGER.}
REP. KOTTEL. {Tape: 2; Side: A; Approx. Time Count: 27.3.}
REP. SANDS. {Tape: 2; Side: A; Approx. Time Count: 29.3.}
REP. SQUIRES. {Tape: 2; Side: A; Approx. Time Count: 30.5.}
REP. SIMON. {Tape: 2; Side: A; Approx. Time Count: 31.9.}
REP. SMITH. {Tape: 2; Side: A; Approx. Time Count: 34.4.}
REP. PROUSE. {Tape: 2; Side: A; Approx. Time Count: 36.8.}
REP. BOHARSKI. {Tape: 2; Side: A; Approx. Time Count: 37.8;
Comments: Questioned Mr. Niss.}
REP. ADAMS. {Tape: 2; Side: A; Approx. Time Count: 40.7.}

REP. BOHLINGER. {Tape: 2; Side: A; Approx. Time Count: 41.3.}

REP. AHNER. {Tape: 2; Side: A; Approx. Time Count: 42.2.}

Vote: A ROLL CALL VOTE WAS TAKEN. THE MOTION CARRIED 9 - 7.
{Tape: 2; Side: A; Approx. Time Count: 42.8.}

EXECUTIVE ACTION ON HB 582

Motion: REP. GRIMES MOVED HB 582 DO PASS. {Tape: 2; Side: A;
Approx. Time Count: 43.7.}

Discussion:

REP. BOHARSKI. {Tape: 2; Side: B; Approx. Time Count: 0;
Comments: Questioned Mr. Niss.}

REP. BOHARSKI. {Tape: 2; Side: B; Approx. Time Count: 1.9;
Comments: Question Nancy Ellery, DPHHS.}

Motion: REP. BOHARSKI MOVED TO AMEND HB 582. {Tape: 2; Side: B;
Approx. Time Count: 2.9.}

Discussion:

REP. GRIMES. {Tape: 2; Side: B; Approx. Time Count: 3.8.}

REP. BOHARSKI WITHDREW HIS MOTION. {Tape: 2; Side: B; Approx.
Time Count: 4.1.}

REP. SIMON. {Tape: 2; Side: B; Approx. Time Count: 4.3.}

Motion/Vote: REP. GRIMES MOVED TO AMEND HB 582. THE MOTION
CARRIED UNANIMOUSLY. {Tape: 2; Side: B; Approx. Time Count: 5.1.}

Motion: REP. GRIMES MOVED HB 582 DO PASS AS AMENDED. {Tape: 2;
Side: B; Approx. Time Count: 7.3.}

Discussion:

REP. BOHARSKI. {Tape: 2; Side: B; Approx. Time Count: 7.5.}

REP. GRIMES. {Tape: 2; Side: B; Approx. Time Count: 8.4.}

REP. CAREY. {Tape: 2; Side: B; Approx. Time Count: 11.1}

Vote: A ROLL CALL VOTE WAS TAKEN. THE MOTION CARRIED 12 - 4.
{Tape: 2; Side: B; Approx. Time Count: 12.1.}

EXECUTIVE ACTION ON HB 573

Motion: REP. AHNER MOVED HB 573 DO PASS. {Tape: 2; Side: B;
Approx. Time Count: 12.3.}

Discussion:

REP. KOTTEL. {Tape: 2; Side: B; Approx. Time Count: 13.0.}

REP. GRIMES. {Tape: 2; Side: B; Approx. Time Count: 13.2.}

REP. KOTTEL. {Tape: 2; Side: B; Approx. Time Count: 13.6.}

REP. PROUSE. {Tape: 2; Side: B; Approx. Time Count: 14.3.}

REP. KOTTEL. {Tape: 2; Side: B; Approx. Time Count: 14.5.}

REP. GRIMES. {Tape: 2; Side: B; Approx. Time Count: 15.0.}

Motion: REP. BOHARSKI MOVED AN AMENDMENT. {Tape: 2; Side: B; Approx. Time Count: 15.4.}

Vote: A ROLL CALL VOTE WAS TAKEN. THE MOTION FAILED 7 - 7. {Tape: 2; Side: B; Approx. Time Count: 22.4.}

Motion: REP. AHNER MOVED TO AMEND HB 573. {Tape: 2; Side: B; Approx. Time Count: 23.8.}

Discussion:

REP. GRIMES. {Tape: 2; Side: B; Approx. Time Count: 26.5.}

REP. BOHARSKI. {Tape: 2; Side: B; Approx. Time Count: 27.3.}

REP. AHNER. {Tape: 2; Side: B; Approx. Time Count: 28.7.}

REP. SANDS. {Tape: 2; Side: B; Approx. Time Count: 30.1.}

REP. AHNER WITHDREW HER MOTION. {Tape: 2; Side: B; Approx. Time Count: 31.6.}

Motion/Vote: REP. BOHLINGER MOVED TO TABLE HB 573. THE MOTION FAILED 7 - 9. {Tape: 2; Side: B ; Approx. Time Count: 33.2.}

Motion/Vote: REP. BOHARSKI MOVED TO AMEND HB 573. A ROLL CALL VOTE WAS TAKEN. THE MOTION CARRIED 9 - 7. {Tape: 2; Side: B; Approx. Time Count: 34.1.}

Motion/Vote: REP. BOHARSKI MOVED HB 573 DO PASS AS AMENDED. A ROLL CALL VOTE WAS TAKEN. THE MOTION CARRIED 9 - 7. {Tape: 2; Side: B; Approx. Time Count: 36.1.}

EXECUTIVE ACTION ON HB 386

Motion: REP. MOLNAR MOVED HB 386 DO PASS. {Tape: 3; Side: A; Approx. Time Count: 0.; Comments: See EXHIBIT 2. This exhibit was given to the committee for their consideration.}

Motion: REP. MOLNAR MOVED THE MOLNAR AMENDMENTS. {Tape: 3; Side: A; Approx. Time Count: 2.5.}

Discussion:

REP. BOHARSKI. {Tape: 3; Side: A; Approx. Time Count: 2.9.}

REP. SOFT. {Tape: 3; Side: A; Approx. Time Count: 3.8.}

REP. PROUSE. {Tape: 3; Side: A; Approx. Time Count: 5.2.}

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

REP. MOLNAR. {Tape: 3; Side: A; Approx. Time Count: 6.0.}

Vote: REP. MOLNAR. {Tape: 3; Side: A; Approx. Time Count: 8.1.}

Motion: REP. MOLNAR MOVED HB 386 DO PASS AS AMENDED.

Motion: REP. KOTTEL MOVED TO AMEND HB 386. {Tape: 3; Side: A; Approx. Time Count: 9.2.}

Discussion:

REP. MOLNAR. {Tape: 3; Side: A; Approx. Time Count: 12.0.}

REP. GRIMES. {Tape: 3; Side: A; Approx. Time Count: 12.4.}

REP. MOLNAR. {Tape: 3; Side: A; Approx. Time Count: 12.6.}

REP. SMITH. {Tape: 3; Side: A; Approx. Time Count: 14.6.}

REP. GRIMES read the rules and the decision was made to vote on the Molnar motion do pass as amended.

VOTE: A VOICE VOTE WAS TAKEN. THE MOTION CARRIED 10 - 6. {Tape: 3; Side: A; Approx. Time Count: 16.0.}

EXECUTIVE ACTION ON HB 250

Motion: REP. BOHARSKI MOVED TO TAKE HB 250 FROM THE TABLE. {Tape: 3; Side: A; Approx. Time Count: 17.1.}

Motion: REP. BOHARSKI MOVED HB 250 DO PASS. {Tape: 3; Side: A; Approx. Time Count: 17.3.}

Motion: REP. BOHARSKI MOVED THE AMENDMENTS TO HB 250. {Tape: 3; Side: A; Approx. Time Count: 17.5.}

Discussion:

David Niss. {Tape: 3; Side: A; Approx. Time Count: 18.6.}

REP. GRIMES. {Tape: 3; Side: A; Approx. Time Count: 19.4.}

REP. MOLNAR. {Tape: 3; Side: A; Approx. Time Count: 19.9.}

REP. KOTTEL. {Tape: 3; Side: A; Approx. Time Count: 20.2.}

REP. BOHARSKI. {Tape: 3; Side: A; Approx. Time Count: 20.9.}

David Niss. {Tape: 3; Side: A; Approx. Time Count: 26.4.}

REP. BOHARSKI. {Tape: 3; Side: A; Approx. Time Count: 27.0.}

Motion: REP. KOTTEL MOVED TO AMEND HB 250. {Tape: 3; Side: A; Approx. Time Count: 30.5.}

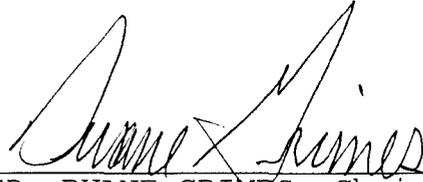
Motion: REP. MOLNAR OFFERED A SUBSTITUTE MOTION AND MOVED THE BOHARSKI AMENDMENTS. {Tape: 3; Side: A; Approx. Time Count: 32.3.}

Vote: A ROLL CALL VOTE WAS TAKEN. THE MOTION CARRIED 10 - 6. {Tape: 3; Side: A; Approx. Time Count: 38.1.}

Motion/Vote: REP. MOLNAR MOVED TO TABLE HB 250. THE MOTION CARRIED 14 - 2. {Tape: 3; Side: A; Approx. Time Count: 38.9.}

ADJOURNMENT

Adjournment: 6:32 P.M.



REP. DUANE GRIMES, Chairman



JAELENE RACICOT, Secretary

DG/JR