

MINUTES

MONTANA SENATE 52nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE & SAFETY

Call to Order: By Chairman Dorothy Eck, on April 11, 1991, at 1:15 p.m.

ROLL CALL

Members Present:

Dorothy Eck, Chairman (D)
Eve Franklin, Vice Chairman (D)
James Burnett (R)
Thomas Hager (R)
Judy Jacobson (D)
Bob Pipinich (D)
David Rye (R)
Thomas Towe (D)

Members Excused: None.

Staff Present: Tom Gomez (Legislative Council)
Christine Mangiantini (Committee Secretary)

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

EXECUTIVE ACTION ON HOUSE BILL 693

Motion:

Senator Jacobson moved adoption of the amendments denoted in Exhibit #1.

Discussion:

Senator Eck explained that these amendments were provided by the sponsor of the bill, Representative Fred Thomas, as technical amendments.

Tom Gomez explained the amendments denoted Exhibit #1. He said amendment #2 in Exhibit #1 would add that a limited benefit disability insurance policy is exempt from the mandates for insurance coverage that would be required by any other provision of law enacted by this Legislature, unless that provision specifically mandated coverage for policies issued under this bill. The other amendments are providing consistent language with the tax credit for businesses that provide limited disability insurance policies.

Amendments, Discussion, and Votes:

There being no objection the motion carried.

Chairman Eck said the next set of amendments pertain to persons ordered to pay child support. See Exhibit #2.

Senator Towe said it should only pertain to court orders signed after the applicability date or the effective date of the act.

Senator Towe said Exhibit #2 should include the following language: "This subsection (e) applies only to orders or modifications of orders issued after July 1, 1991 by a court of administrative authority."

Senator Pipinich moved adoption of Exhibit #2 with the added language suggested by Senator Towe. There being no objections the motion carried.

Senator Towe asked about the fiscal impact of this bill.

Senator Jacobson said the fiscal impact has not been considered in the deliberations of the budget. She said it was not in the Governor's budget.

Senator Pipinich said he asked Representative Thomas that question several times and was told that the money was included in the Governor's budget.

Senator Jacobson said the fiscal impact of this bill has never been in the Governor's budget. She said this bill is part of the Governor's health care package. But the \$500,000 cost has never been in the Governor's budget. She said they continually asked his office about the fiscal note on this bill. She continued by saying she thought a coordinating clause between this bill and Senate Bill 151 was a good idea because of the money that would be raised by SB 151. She said it took a month for the budget office to write the fiscal note on HB 693.

Senator Pipinich said he would like to see the bill passed but said he was concerned about the fiscal impact.

Senator Jacobson said SB 151 raises revenue and does not expend the amount of money it raises. If coordinating language were adopted into HB 693 that would allow the revenue generated from SB 151, a source of monies would be identified to pay for this bill. She said if HB 693 passes with no money identified to pay for it, the conference committee on HB 2 will have to increase costs by \$500,000. That is the effect of passing this bill without a coordinating clause.

Senator Towe said HB 693 dealt primarily with tax credits, not direct revenues and that is what needed to be kept in mind.

SENATE PUBLIC HEALTH, WELFARE & SAFETY COMMITTEE

April 11, 1991

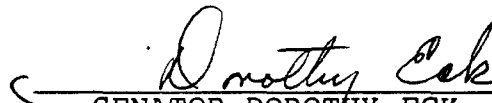
Page 3 of 3

Recommendation and Vote:

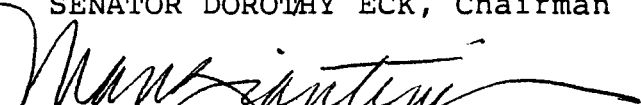
Senator Pipinich moved concurrence as amended. There being 7 ayes and 1 nay by Senator Burnett the motion carried.

ADJOURNMENT

Adjournment At: 1:20 p.m.



SENATOR DOROTHY ECK, Chairman



CHRISTINE MANGIANTINI, Secretary

DE/cm

SENATE STANDING COMMITTEE REPORT

Page 1 of 1
April 12, 1991

MR. PRESIDENT:

We, your committee on Public Health, Welfare, and Safety having had under consideration House Bill No. 693 (third reading copy -- blue), respectfully report that House Bill No. 693 be amended and as so amended be concurred in:

1. Page 2, line 12

Following: "33-30-1011."

Strike: "and"

2. Page 2, line 13.

Following: "33-30-1013"

Insert: ", or any other provision enacted after January 1, 1991, unless the provision specifically mandates coverage of policies issued under [sections 1 through 5]"

3. Page 3, line 19

Following: "(ii)"

Insert: "have been in business in the state for at least 12 months and"

4. Page 2, line 25 through page 3, line 1.

Strike: subsection (e) in its entirety

Insert: "(e) a parent, or the department of social and rehabilitation services on behalf of the parent, who is ordered by a court or administrative authority of this or another state or who is required under 40-S-208(1)(b) to provide health insurance coverage for a child if health insurance coverage is not available through employment or a union. This subsection (e) applies only to orders or modifications of orders issued after July 1, 1991, by a court or administrative authority."

5. Page 5, line 6.

Following: "insurance"

Insert: "issued under [sections 1 through 5] and"

Signed: _____

Dorothy Eck, Chairman

Amd. Coord.

Sec. of Senate

Copy for
Committee

Amendments to House Bill No. 693
Third Reading Copy

Requested by Rep. Thomas
For the Committee on Taxation

Prepared by Lee Heiman
April 8, 1991

SENATE HEALTH & WELFARE

EXHIBIT NO. /

DATE 4/11/91

H BILL NO. 693

1. Page 2, line 12.
Following: "33-30-1011,"
Strike: "and"

2. Page 2, line 13.
Following: "33-30-1013"
Insert: ", or by any other provision enacted after January 1,
1991, unless the provision specifically mandates coverage
for policies issued under [sections 1 through 5]"

3. Page 2, line 19.
Following: "(ii)"
Insert: "have been in business in the state for at least 12
months and"

4. Page 5, line 6.
Following: "insurance"
Insert: "issued under [sections 1 through 5] and"

SENATE HEALTH & WELFARE
EXHIBIT NO. 3
DATE 4/11
H BILL NO. 693

Amendment to House Bill #693
(RE: Limited Benefit Disability Insurance)
Second Reading Copy

1. Page 2, line 24.
Following: "families;"
Strike: "and"
2. Page 2, line 25 through p. 3, line 1.
Strike: subsection (e) in its entirety
Insert: "(e) a parent, or the department of social and rehabilitation services on behalf of the parent, who is ordered by a court or administrative authority of this or another state, or is required under 40-5-208(1)(b) to provide health insurance coverage for a child where such health insurance coverage is not available through employment or union."

ROLL CALL VOTE

SENATE COMMITTEE PUBLIC HEALTH, WELFARE & SAFETY

Date 04/11/91 HBill No. 693 Time 1:16 p.m.

NAME	YES	NO
SENATOR BURNETT	X	
SENATOR FRANKLIN	X	
SENATOR HAGER	X	
SENATOR JACOBSON	X	
SENATOR PIPINICH	X	
SENATOR RYE	X	
SENATOR TOWE	X	
SENATOR ECK	X	

Secretary

Chairman

Motion: Senator Jacobson moved adoption of the amendments denoted
in Exhibit #1. There being no objections the motion carried.

ROLL CALL VOTE

SENATE COMMITTEE PUBLIC HEALTH, WELFARE & SAFETY

Date 4/11/91 HBill No. 693 Time 1:18

NAME	YES	NO
SENATOR BURNETT	X	
SENATOR FRANKLIN	X	
SENATOR HAGER	X	
SENATOR JACOBSON	X	
SENATOR PIPINICH	X	
SENATOR RYE	X	
SENATOR TOWE	X	
SENATOR ECK	X	

Secretary

Chairman

Motion: Senator Pipinich moved adoption of the amendments in Exhibit #2
and the following language: "This subsection (e) applies only to orders
or modifications of orders issued after July 1, 1991 by a court of
administrative authority." There being no objections the motion carried

ROLL CALL VOTE

SENATE COMMITTEE PUBLIC HEALTH, WELFARE & SAFETY

Date 04/11/91 HBill No. 693 Time 1:20 p.m.

NAME	YES	NO
SENATOR BURNETT		X
SENATOR FRANKLIN	X	
SENATOR HAGER	X	
SENATOR JACOBSON	X	
SENATOR PIPINICH	X	
SENATOR RYE	X	
SENATOR TOWE	X	
SENATOR ECK	X	

Secretary

Chairman

Motion: Senator Pipinich moved concurrence as amended. There being
1 nay and 7 ayes the motion carried.