

MINUTES

MONTANA SENATE

68th LEGISLATURE - REGULAR SESSION

COMMITTEE ON (S) PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chair Sen. Tom McGillvray-R, on January 13, 2023 at 2:00 PM, in 317

ROLL CALL

Members Present: Sen. Tom McGillvray, Chair (R)
Sen. Kathy Kelker, Vice Chair (D)
Sen. Dennis Lenz, Vice Chair (R)
Sen. Becky Beard (R)
Sen. Carl Glimm (R)
Sen. Steve Hinebaugh (R)
Sen. Brad Molnar (R)
Sen. Susan Webber (D)

Members Excused: Sen. Jen Gross (D)

Staff Present: Trudy Burke, Secretary
Madelyn Krezowski, Attorney

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:

HB 39 01/10/2023

SB 113 01/06/2023

SB 115 01/06/2023

Executive Action:

SB 36 DO PASS

SB 114 DO PASS

SB 116 DO PASS

HB 39

HEARING ON SB 113 - Make permanent certain notification requirements in CPS cases

Opening Statement:

14:05:23 Sen. Dennis Lenz (R), SD 53, opened the hearing on SB 113, Make permanent certain notification requirements in CPS cases.

Proponent Testimony:

14:08:37 Matt Furlong, Montana Child Protection Alliance (MCPA)

14:09:19 Nikki Grossberg, Child and Family Services (CFS), Department of Public Health and Human Services (DPHHS)

14:10:15 Nanette Gilbertson, Montana County Attorney's Association (MCAA)

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

None

Closing Statement:

14:11:16 Sen. Dennis Lenz (R), SD 53, closed the hearing on SB 113.

HEARING ON SB 115 - Revise definition of psychological abuse or neglect in CPS cases

Opening Statement:

14:11:38 Sen. Dennis Lenz (R), SD 53, opened the hearing on SB 115, Revise definition of psychological abuse or neglect in CPS cases.

Proponent Testimony:

14:15:27 Lindsay Hill-Williams, self

14:19:29 Kyla Hailstone, Montana Family Court Awareness Project
14:23:08 Elizabeth Peterson, self
14:26:00 Denise Johnston, Montana Child Protection Alliance (MCPA)
14:28:29 Matt Furlong, Montana Child Protection Alliance (MCPA)
14:30:40 Dave Kesler, self

[EXHIBIT\(230113PHSa1\)](#)

Opponent Testimony:

14:37:42 Nikki Grossberg, Child and Family Services (CFS), Department of Public Health and Human Services (DPHHS)
14:38:25 Nanette Gilberston, Montana County Attorney's Association (MCAA)
14:39:12 Lauren Wilson, Montana Chapter, American Academy of Pediatrics

Informational Witness Testimony:

None

Questions from Committee:

14:43:24 Sen. Kathy Kelker
14:47:20 Sen. Dennis Lenz-R
14:47:55 Sen. Tom McGillvray
14:48:05 Sen. Dennis Lenz-R

Closing Statement:

14:48:22 Sen. Dennis Lenz (R), SD 53, closed the hearing on SB 115.

EXECUTIVE ACTION ON SB 36 - Eliminate certain DPHHS statutorily required reports

14:57:14 **Substitute Motion:** Sen. Dennis Lenz moved that **SB 36 BE AMENDED.**

Discussion:

14:49:44 Recessed

14:56:18 Reconvened

14:57:30 Sen. Dennis Lenz

14:57:33 Madelyn Krezowski

14:58:04 Sen. Kathy Kelker

14:58:33 Sen. Carl Glimm

14:59:13 Madelyn Krezowski

14:57:14 **Vote:** Substitute Motion failed 6 - 3 by roll call vote with Sen. Gross, Sen. Kelker, Sen. Webber, voting yes.
Sen. Gross, By Proxy

15:00:43 **Motion:** Sen. Dennis Lenz moved that **SB 36 BE AMENDED.**

Discussion:

15:01:39 Sen. Carl Glimm

15:01:05 Sen. Dennis Lenz

15:00:43 **Vote:** Motion carried unanimously by roll call vote.

15:03:09 **Motion:** Sen. Dennis Lenz moved that **SB 36 DO PASS AS AMENDED.**

15:03:09 **Vote:** Motion carried unanimously by voice vote.

14:57:08 **Motion:** Sen. Dennis Lenz moved that **SB 36 DO PASS.**

14:57:08 **Vote:** Motion failed unanimously by voice vote.

EXECUTIVE ACTION ON SB 114 - Eliminate anonymous reporting in child protective services cases

15:03:51 **Motion:** Sen. Dennis Lenz moved that **SB 114 DO PASS.**

Discussion:

15:04:13 Sen. Dennis Lenz

15:05:32 Sen. Brad Molnar

15:07:50 Sen. Dennis Lenz

15:09:08 Sen. Brad Molnar

15:09:41 Sen. Dennis Lenz

15:10:25 Sen. Steve Hinebauch

15:11:05 Sen. Kathy Kelker

15:12:00 Sen. Tom McGillvray
15:12:28 Sen. Dennis Lenz
15:03:51 **Vote:** Motion carried 5 - 4 by roll call vote with Sen. Gross, Sen. Kelker, Sen. Molnar, Sen. Webber, voting no.
Sen. Gross, By Proxy

EXECUTIVE ACTION ON SB 116 - Revise confidentiality provisions related to child protective services cases

15:15:26 **Substitute Motion:** Sen. Dennis Lenz moved that **SB 116 BE AMENDED.**

Discussion:

15:14:12 Sen. Dennis Lenz
15:16:58 Sen. Carl Glimm
15:18:35 Sen. Kathy Kelker
15:20:13 Sen. Dennis Lenz
15:15:26 **Vote:** Substitute Motion failed 5 - 4 by roll call vote with Sen. Gross, Sen. Kelker, Sen. Lenz, Sen. Webber, voting yes.
Sen. Gross, By Proxy

15:22:21 **Motion:** Sen. Dennis Lenz moved that **SB 116 DO PASS.**

15:22:21 **Vote:** Motion carried unanimously by voice vote.

15:15:12 **Motion:** Sen. Dennis Lenz moved that **SB 116 DO PASS.**

Discussion:

15:13:58 Sen. Dennis Lenz
15:15:12 **Vote:** Motion failed unanimously by voice vote.

EXECUTIVE ACTION ON HB 39 - Eliminate county administration fee for youth residential services

15:23:09 **Motion:** Sen. Dennis Lenz moved that **HB 39 BE CONCURRED IN.**

15:23:09 **Vote:** Motion carried unanimously by voice vote.

15:23:09 **Carrier Assigned:** Sen. Dennis Lenz

HEARING ON HB 39 - Eliminate county administration fee for youth residential services

Opening Statement:

14:01:53 Rep. Amy Regier (R), HD 6, opened the hearing on HB 39, Eliminate county administration fee for youth residential services.

Proponent Testimony:

14:03:18 Erica Johnston, Department of Public Health and Human Services (DPHHS)

Opponent Testimony:

None

Informational Witness Testimony:

None

Proponent Testimony:

None

Questions from Committee:

None

ADJOURNMENT

Adjournment: 15:25:17

Trudy Burke, Secretary

Additional Documents: [EXHIBIT\(230113PHSaad\)](#)