



Children, Families, Health, and Human Services Interim Committee

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63rd Montana Legislature

SENATE MEMBERS

DAVID WANZENRIED--Chair
TERRY MURPHY
ROGER WEBB
JONATHAN WINDY BOY

HOUSE MEMBERS

RON EHLLI--Vice Chair
CAROLYN PEASE-LOPEZ
SCOTT REICHNER
CASEY SCHREINER

COMMITTEE STAFF

SUE O'CONNELL, Lead Staff
ALEXIS SANDRU, Staff Attorney
FONG HOM, Secretary

MINUTES LOG

Room 152, Capitol Building

March 13-14, 2014

March 14, 2014

Please note: These minutes provide abbreviated information about committee discussion, public testimony, action taken, and other activities. To the left of each section in these minutes is a time designation indicating the approximate amount of time in hours, minutes, and seconds that has elapsed since the start of the meeting. This time designation may be used to locate the referenced discussion on the audio or video recording of this meeting.

Access to an electronic copy of these minutes and the audio or video recording is provided from the Legislative Branch home page at <http://leg.mt.gov>. On the left-side menu of the home page, select *Committees*, then *Interim*. Once on the page for *Interim Committees*, scroll down to the appropriate committee. The written minutes summary, along with the audio and video recordings, are listed by meeting date on the interim committee's web page.

Hard copies of the exhibits for this meeting are available upon request. Legislative Council policy requires a charge of 15 cents a page for copies of the document.

COMMITTEE MEMBERS PRESENT

SEN. DAVID WANZENRIED, Chair
REP. RON EHLLI, Vice Chair

SEN. TERRY MURPHY
SEN. ROGER WEBB
SEN. JONATHAN WINDY BOY

REP. CAROLYN PEASE-LOPEZ
REP. CASEY SCHREINER

COMMITTEE MEMBERS EXCUSED

REP. SCOTT REICHNER

STAFF PRESENT

SUE O'CONNELL, Lead Staff
ALEXIS SANDRU, Staff Attorney
FONG HOM, Secretary

AGENDA & VISITORS' LIST

Agenda ([Attachment 1](#))
Visitors' list ([Attachment 2](#))

COMMITTEE ACTION

The committee asked staff to develop cost estimates for:

- increasing crisis intervention and jail diversion efforts;
- expanding a 72-hour crisis facility to treat people under an involuntary commitment order;
- building and operating a 16-bed mental health facility; and
- increasing the staffing for mobile crisis response teams for individuals with an intellectual disability.

CALL TO ORDER AND ROLL CALL

00:00:01 Sen. Wanzenried reconvened the meeting at 8:00 a.m. The secretary noted the roll. Rep. Reichner was excused. ([Attachment 3](#))

00:00:04 Sen. Wanzenried asked Rep. Jenny Eck to share her observations on the committee's work on HJR 16.

00:00:47 Rep. Eck

AGENCY MONITORING: DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES UPDATE - Richard Opper, Director

00:03:51 Director Opper provided an update on DPHHS activities.

Committee questions of Director Opper

00:24:51 Rep. Ehi

00:29:40 Sen. Wanzenried

HJR 16 STUDY: STATE-OPERATED INSTITUTIONS

Crisis Facility and Services: A Look at What Exists and What is Needed

Lyle Seavy, Director of Psychiatric Services, Billings Clinic

Paul Meyer, Western Montana Mental Health Center

Connie Wethern, Milk River, Inc., Glasgow

Deb Matteucci, DPHHS, Mental Health Services Bureau

Rebecca de Camara, DPHHS, Disability Services Division

Panelists discussed crisis services offered through mental health centers and by the Department of Public Health and Human Services.

00:40:40 Lyle Seavy

00:47:05 Paul Meyer ([Exhibit 1](#)) and ([Exhibit 2](#))

01:04:17 Connie Wethern

01:15:06 Deb Matteucci

01:24:30 Rebecca de Camara

Committee questions

01:32:27 Rep. Ehli
01:33:37 Ms. Matteucci
01:37:16 Rep. Ehli
01:38:41 Sen. Wanzenried
01:39:22 Mr. Meyer
01:41:01 Sen. Wanzenried
01:41:20 Mr. Meyer
01:42:35 Rep. Ehli
01:42:58 Mr. Meyer

Behavioral Health Inpatient Facility (BHIF) and Other Community Treatment Options

• **Report on Bozeman Mental Health Crisis Services**

01:47:22 Sen. Wanzenried
01:48:08 Sen. Murphy
01:52:50 Sen. Wanzenried
01:57:13 Rep. Ehli

BREAK - reconvened at 10:14 a.m.

Overview of the Executive Planning Process - Dan Villa, Budget Director

02:16:01 Director Villa gave an overview of the process for developing the budget and distributed a copy of Memo 1 - Timetable for 2017 Biennium Executive Budget and 2013 Biennium Actions. ([Exhibit 3](#))

Committee questions of Director Villa

02:29:51 Rep. Ehli
02:36:59 Sen. Windy Boy
02:41:32 Sen. Wanzenried
02:45:10 Sen. Webb

Public Comment on HJR 16 Study

02:50:12 Alicia Smith
02:51:48 Matt Kuntz, Executive Director, NAMI Montana. ([Exhibit 4](#))
02:55:22 Dan Aune, Executive Director, MHA of Montana ([Exhibit 5](#)).
03:00:36 Charlie Briggs, Easter Seals, Goodwill of Northern Rocky Mountain
03:03:56 Kathy McGowan, Montana Sheriffs and Peace Officers Association
03:08:26 Aart Dolman, Great Falls
03:16:45 Sheryl Wood, Montana Association of Counties
03:20:10 Dr. Gary Mihelish

HJR 16 Study Discussion

The committee discussed options for proceeding with the HJR 16 Study.

03:22:52 Sen. Wanzenried
03:33:34 Rep. Ehli
03:34:15 Sen. Windy Boy
03:39:23 Rep. Ehli
03:40:11 Rep. Schreiner
03:43:01 Sen. Webb
03:46:16 Sen. Murphy
03:50:17 Rep. Pease-Lopez
03:55:28 Rep. Ehli
03:58:27 Sen. Wanzenried

AGENCY MONITORING: OFFICE OF THE CHILD AND FAMILY OMBUDSMAN

**Bryan Lockerby, Division of Criminal Investigation, Department of Justice
Dana Toole, Children's Justice Bureau, Department of Justice**

Panelists gave a presentation on the newly created Office of Child and Family Ombudsman.

04:00:06 Sue O'Connell
04:00:50 Bryan Lockerby
04:03:31 Dana Toole ([Exhibit 6](#))

Committee questions of Ms. Toole

04:09:08 Rep. Ehli
04:10:57 Sen. Webb

LUNCH - The meeting reconvened at 1:15 p.m.

MONITORING OF MATTERS RELATED TO HEALTH AND HUMAN SERVICES

Montana's Uninsured Population - Gregg Davis, Director of the Center for Business Information and Economic Research, Flathead Valley Community College (by phone)

05:18:39 Gregg Davis gave a PowerPoint presentation on the uninsured population in Montana. ([Exhibit 7](#))

The Affordable Care Act in Montana - Adam Schafer, Deputy Commissioner of Insurance and Securities

05:37:52 Adam Schafer gave a presentation on the Affordable Care Act in Montana.

**ACA Outreach and Enrollment Efforts - Christine Kaufmann, Navigator
Coordinator, Montana Primary Care Association**

05:46:44 Christine Kaufmann gave a presentation on outreach efforts to help Montanans choose insurance policies.

Committee questions

05:57:46 Rep. Ehli
05:58:51 Mr. Schafer
05:59:02 Ms. Kaufmann
05:59:20 Rep. Ehli
05:59:40 Ms. Kaufmann
06:00:08 Rep. Ehli
06:00:14 Ms. Kaufmann
06:00:41 Rep. Ehli
06:01:05 Ms. Kaufmann
06:01:41 Rep. Ehli
06:01:59 Ms. Kaufmann
06:02:31 Sen. Webb
06:02:46 Mr. Schafer
06:03:56 Ms. Kaufmann
06:04:41 Sen. Wanzenried

Public Comment on Any Topics Under the Committee's Jurisdiction

06:05:35 John Wilkinson, Helena
06:10:37 Alicia Smith, Bozeman, NAMI Montana Board Member
06:13:12 Richard Opper, Director of DPHHS ([Exhibit 8](#))
06:16:37 Mary Dalton, Helena
06:17:42 Aart Dolman, Great Falls

COMMITTEE WORK SESSION

The committee continued its discussion of options for proceeding with the HJR 16 Study.

06:19:57 Sen. Wanzenried
06:25:11 Sen. Windy Boy
06:28:03 Ms. O'Connell
06:28:48 Sen. Windy Boy
06:29:39 Rep. Ehli
06:32:32 Sen. Wanzenried
06:34:59 Sen. Murphy
06:37:24 Sen. Windy Boy
06:40:29 Rep. Pease-Lopez
06:41:54 Rep. Ehli
06:44:37 Rep. Pease-Lopez
06:45:40 Rep. Ehli
06:46:16 Rep. Schreiner
06:48:03 Sen. Wanzenried

06:48:34 Rep. Schreiner
06:49:38 Sen. Wanzenried
06:51:35 Rep. Schreiner
06:52:31 Rep. Ehli
06:53:28 Sen. Wanzenried
06:55:22 Rep. Ehli
06:56:54 Sen. Wanzenried
06:58:18 Rep. Ehli
06:59:12 Sen. Wanzenried
07:00:47 Rep. Ehli
07:00:58 Sen. Wanzenried
07:01:14 Rep. Ehli
07:01:45 Ms. O'Connell
07:04:28 Sen. Wanzenried
07:06:34 Rep. Ehli

07:07:19 Ms. O'Connell provided the committee with a Summary of Public Comment on the HJR 16 Study from the Nov. 15, 2013, meeting. ([Exhibit 9](#))

07:08:12 Rep. Ehli
07:08:43 Ms. O'Connell
07:09:32 Rep. Ehli

Motion to further examine the plan proposed by NAMI Montana
07:10:23 Sen. Windy Boy moved to proceed with additional review of the options proposed by NAMI Montana.

Discussion on the Motion
07:11:40 Sen. Wanzenried
07:12:28 Sen. Windy Boy
07:13:46 Sen. Wanzenried

07:14:00 **Roll Call Vote**
The motion failed on a tie vote with Sen. Murphy, Rep. Ehli, Rep. Reichner (proxy), and Sen. Windy Boy voting aye and Sen. Webb, Sen. Wanzenried, Rep. Pease-Lopez, and Rep. Schreiner voting no. ([Attachment 4](#))

Further Discussion
07:15:48 Sen. Wanzenried
07:18:04 Sen. Webb
07:19:23 Sen. Murphy
07:20:28 Rep. Schreiner
07:20:59 Sen. Wanzenried
07:22:53 Rep. Ehli

Motion for staff to estimate the costs of increased funding for HB 130 and HB 131
07:23:25 Sen. Wanzenried moved that staff estimate the costs of crisis intervention and jail

diversion services to provide sufficient funds to provide additional access to crisis services in unserved areas of Montana.

07:23:30 **The motion passed unanimously** by voice vote.

Motion for estimating the costs of expanding a 72-hour facility to treat people under an involuntary commitment order

07:24:45 Sen. Wanzenried moved that staff provide a cost estimate for making a 72-hour crisis facility capable of serving people who have been found to be in need of involuntary commitment to a mental health facility.

07:25:13 Committee discussion of motion.

07:32:08 **The motion passed unanimously** by voice vote with Rep. Reichner voting aye by proxy.

Motion on examining discharge options

07:32:31 Sen. Wanzenried moved that staff and any interested committee member meet with the Department of Corrections and the Department of Public Health and Human Services to examine avenues available to discharge individuals in either facility to the community or facilities other than the Montana State Hospital.

07:33:53 **The motion passed unanimously** by voice vote with Rep. Reichner voting aye by proxy.

07:34:13 Sen. Wanzenried discussed requesting studies related to patients discharged from the Montana State Hospital because of the needs of forensic population.

Motion for estimating the costs of building and operating a new 16-bed mental health treatment facility

07:35:46 Rep. Schreiner moved that staff provide a cost estimate of building and operating a new 16-bed mental health treatment facility.

07:35:50 Rep. Ehli

07:35:51 Rep. Schreiner

07:36:39 Sen. Wanzenried

07:37:00 **The motion passed unanimously** with Rep. Reichner voting aye by proxy.

Further Discussion of the HJR 16 Study

07:37:40 Sen. Wanzenried discussed Rep. Schreiner's idea of regional crisis response teams for individuals with intellectual disabilities

07:38:22 Rep. Schreiner asked that staff provide information on the costs of increasing the number of FTEs providing this service.

The committee also discussed other matters related to the study, including long-term planning for services.

07:38:30 Rep. Ehli
07:38:31 Rep. Schreiner
07:39:14 Sen. Windy Boy
07:41:50 Rep. Ehli
07:43:17 Sen. Windy Boy
07:44:19 Rep. Ehli
07:44:30 Sen. Windy Boy
07:45:29 Ms. O'Connell
07:47:06 Director Opper
07:47:26 Rep Pease-Lopez
07:47:33 DPHHS Director Richard Opper
07:48:03 Rep. Ehli
07:48:05 Ms. O'Connell
07:48:07 Rep. Ehli
07:48:56 Sen. Windy Boy
07:49:01 Rep. Ehli
07:49:18 Rep. Pease-Lopez
07:50:00 Rep. Schreiner
07:50:37 Sen. Wanzenried

NEXT MEETING DATE

07:51:23 Sen. Wanzenried said the next meeting is May 9, 2014.

OTHER BUSINESS

The committee discussed final reports of interim committee activities.

07:52:05 Rep. Pease-Lopez
07:52:46 Ms. O'Connell
07:52:56 Rep. Pease-Lopez
07:53:09 Ms. O'Connell
07:53:33 Rep. Pease-Lopez
07:54:30 Sen. Wanzenried
07:55:26 Rep. Pease-Lopez
07:56:00 Ms. O'Connell

ADJOURNMENT

07:56:47 With no further business before the committee, Sen. Wanzenried adjourned the meeting at 3:57 p.m.