

2009 HOUSE HUMAN SERVICES

HCR 3056

## 2009 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. 3056

House Human Services Committee

☐ Check here for Conference Committee

Hearing Date: March 9, 2009

Recorder Job Number: 10477

Committee Clerk Signature

*Dicky Crabtree*

Minutes:

**Chairman Weisz opened the hearing on HCR 3056.**

**Rep. Pollert from District 29 introduced and sponsored the bill:** Testified in support. I've had some discussions with one of our state's attorneys in district 29. He'd had a case or two where he had some problems with child protective services and that's why it is brought forward. Those who were to testify aren't here.

**Rep. Conrad:** Could you ask those people to send us an e-mail as to what their concerns are?

**Rep. Pollert:** You should have an e-mail in front of you from Paul Murphy, state's attorney from Foster County. **See Testimony #1.**

### **NEUTRAL TESTIMONY:**

**Tara Muhlhauser from the DHS:** Worked with Rep. Pollert after his e-mail. The description Mr. Murphy gave and had quite a lengthy conversation about it because it's my assessment that his problems are local issues in regards to local child protection team and some frustration he had in terms of the local law enforcement. I worked with Rep. Pollert to put some language together for a study resolution. Unfortunately, when it went to Legislative Council, it inserted state child protection team in a number of places in here. That is incorrect. Mr. Murphy's intent

was to study local child protection teams. Amendments to change from state to local child protection team.

**Rep. Conrad:** Is this one of those very localized things?

**Tara Muhlhauser:** I've never heard these from another prosecutor. I can't believe prosecutors would want (inaudible) to collect evidence.

**Rep. Conrad:** I just hear favorable comments about our team in Ward Co. so just want to make sure that (drops sentence). Is there a need for this statewide or should we just send you in to help out Foster County?

**Tara Muhlhauser:** I don't know how to answer that. Now and again we get calls from child protection team members. Sat in on one from Ward County.

**NO OPPOSITION.**

**Chairman Weisz closed the hearing.**

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House Human Services Committee

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Hearing Date: March 9, 2009

Recorder Job Number: 10478

Committee Clerk Signature

*Vicky Crabtree*

Minutes:

**Chairman Weisz:** Let's take up 3056.

**Rep. Frantsvog:** Does every county have a child protection team?

**Tara Muhlhauser, Dept. Human Services:** Every county has a protection team. Some counties consolidate.

**Rep. Conrad:** Move Amendments.

**Rep. Potter:** Second.

**Voice Vote:** 12 yeas, 0 nays, 1 absent.

**Rep. Potter:** It doesn't sound like this is a statewide issue, but more of a local one that maybe they can get help on the local level rather than from the state. I'd rather go that route before we go this route.

**Rep. Potter:** Motion for a DO NOT PASS and Place on Consent Calendar.

**Rep. Holman:** Second.

**Voice Vote:** 12 yeas, 0 nays, 1 absent.

**MOTION CARRIED.**

**BILL CARRIER:** Rep. Potter.

VR  
3/9/09

PROPOSED AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 3056

Page 1, line 2, replace "state" with "local" and replace "team" with "teams"

Page 1, line 6, replace "state" with "local" and replace "team plays" with "teams play"

Page 1, line 13, replace "state" with "local" and replace "team" with "teams"

Renumber accordingly

Date: 3-9-09  
Roll Call Vote #: 1

2009 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 3056

House HUMAN SERVICES Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken ☒ Do Pass ☐ Do Not Pass ☐ Amended

Motion Made By Rep. Conrad Seconded By Rep. Potter

Representatives	Yes	No	Representatives	Yes	No
CHAIRMAN ROBIN WEISZ			REP. TOM CONKLIN		
VICE-CHAIR VONNIE PIETSCH			REP. KARI L CONRAD		
REP. CHUCK DAMSCHEN			REP. RICHARD HOLMAN		
REP. ROBERT FRANTSVOG			REP. ROBERT KILICHOWSKI		
REP. CURT HOFSTAD			REP. LOUISE POTTER		
REP. MICHAEL R. NATHE					
REP. TODD PORTER					
REP. GERRY UGLEM					

Total (Yes) 12 No 0

Absent 1

Bill Carrier \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

MOTION TO ACCEPT  
AMENDMENTS

Roll Call Vote #: 2

2009 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 3056

House HUMAN SERVICES Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken ☐ Do Pass ☒ Do Not Pass ☐ Amended

Motion Made By Rep. Potter Seconded By Rep. Ho/man

[illegible]

Total (Yes) 12 No 0

Absent

Bill Carrier Paul

If the vote is on an amendment, briefly indicate intent:

Put on  
consent  
calendar

**REPORT OF STANDING COMMITTEE**

**HCR 3056: Human Services Committee (Rep. Welsz, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** and **BE PLACED ON THE CONSENT CALENDAR** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3056 was placed on the Sixth order on the calendar.

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Renumber accordingly

2009 TESTIMONY

HCR 3056

#1  
**NDLA, Intern 09**

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**From:** Paul Murphy [carringtonsa@yahoo.com]  
**nt:** Monday, March 09, 2009 9:18 AM  
**b:** NDLA, Intern 09  
**Subject:** HB 3056 (please ignore the earlier transmission, it was sent prior to completion)

Honorable Chairman Weisz and Members of the House Human Services

I apologize for not being able to be in person for this important study resolution. I am in Washington lobbying our congressional delegation and am in training the rest of the week. I did not know the bill was up this week until last Friday and as a result, was unable to prepare more for the hearing. I requested that Representative Pollert introduce this legislation as I feel that many of the cases that come before social services have inadequate evidence of the true situation. I am requesting a study of this issue for many reasons.

1. It would assist the decision either to push forward or to abandon the action
2. it would assist the court in finding the truth about the situation
3. It would, in the long run, serve to divert at risk kids from the path that usually leads to criminal activity, more victims of that criminal activity, more incarceration, and further victims in the next generation.

The children that would benefit from earlier intervention, better services after intervention, and the long term benefits to: the social service system, the criminal justice system and the tax payers justify the opportunity to study ways in which we in the juvenile justice system can do a better job and as a result save tax payers money over the long term.

I am requesting that your committee give the resolution a "do pass" so that we may explore ways to do a better job for the kids who are at risk in our state. I look forward to hearing from all sides of the issue at the interim hearings. If you have any questions, please email me and I will do my best to answer them.

Sincerely  
Paul Murphy  
Foster County States Attorney  
909 Main St  
Carrington ND 58421

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NO. 3056**

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