

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chair Gerald (Jerry) Bennett, on January 12, 2015 at 9:30 A.M., in Room 137 Capitol

#### ROLL CALL

**Members Present:**

Rep. Gerald (Jerry) Bennett, Chair (R)  
Rep. Virginia Court, Vice Chair (D)  
Rep. Alan Doane, Vice Chair (R)  
Rep. Seth Berglee (R)  
Rep. Jennifer Eck (D)  
Rep. Stephanie Hess (R)  
Rep. Ellie Boldman Hill (D)  
Rep. Kathy Kelker (D)  
Rep. Sarah Laszloffy (R)  
Rep. Margaret (Margie) MacDonald (D)  
Rep. Theresa Manzella (R)  
Rep. Nate McConnell (D)  
Rep. G. Bruce Meyers (R)  
Rep. Matthew Monforton (R)  
Rep. Carolyn Pease-Lopez (D)  
Rep. Zac Perry (D)  
Rep. Andrew Person (D)  
Rep. Randall Pinocci (R)  
Rep. Keith Regier (R)  
Rep. Kirk Wagoner (R)

**Members Excused:** Rep. Clayton Fiscus (R)

**Members Absent:** None

**Staff Present:** McKenzie Chambers, Committee Secretary  
Helen Thigpen, Legislative Branch

**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 32, 1/7/2015; HB 74, 1/7/2015; HB 106, 1/7/2015; HB 143, 1/7/2015

00:17:09 Chair J. Bennett

### HEARING ON HB 32

#### Opening Statement by Sponsor:

00:19:04 Rep. Kirk Wagoner (R), HD 75, opened the hearing on HB 32, Criminalize the misuse of official criminal justice information.

[EXHIBIT\(juh06a01\)](#)

#### Proponents' Testimony:

00:19:38 Jon Bennion, Deputy Attorney General/Legislative Liaison, Department of Justice (DOJ)

[EXHIBIT\(juh06a02\)](#)

00:23:49 Larry Epstein, Montana County Attorneys Association (MCAA)

00:24:11 John MacDonald, Montana Newspaper Association

00:25:23 Rudy Stock, Self

[EXHIBIT\(juh06a03\)](#)

Opponents' Testimony: None

Informational Testimony: None

#### Questions from Committee Members and Responses:

00:26:21 Rep. Hill

00:27:24 Jon Bennion, DOJ

00:27:46 Jennifer Viets, Program Manager, Criminal Justice Information Network, Investigative Support Bureau, Division of Criminal Investigation, DOJ

00:29:00 Rep. Hill

00:29:42 Jennifer Viets, DOJ

00:30:26 Rep. Monforton

00:31:03 Jon Bennion, DOJ

00:31:25 Rep. Monforton

00:31:53 Jon Bennion, DOJ

00:32:32 Rep. Monforton

00:32:54 Jon Bennion, DOJ

00:33:22 Rep. Monforton

00:33:46 Jon Bennion, DOJ

00:34:14 Rep. MacDonald

00:34:43 Jon Bennion, DOJ

00:35:09 Rep. Eck

00:35:52 Jon Bennion, DOJ

00:36:12 Jennifer Viets, DOJ

00:36:55 Rep. Eck

00:37:29 Jon Bennion, DOJ

00:37:47 Rep. Manzella

00:38:21 Jon Bennion, DOJ

00:38:59 Rep. Manzella

00:39:39 Jon Bennion, DOJ

**Closing by Sponsor:**

00:40:47 Rep. Wagoner

**HEARING ON HB 74****Opening Statement by Sponsor:**

00:41:56 Rep. Ryan Lynch (D), HD 76, opened the hearing on HB 74, Require notice to the attorney general regarding data breaches.

**Proponents' Testimony:**

00:43:49 Jon Bennion, Deputy Attorney General/Legislative Liaison, Department of Justice (DOJ)

[EXHIBIT\(juh06a04\)](#)[EXHIBIT\(juh06a05\)](#)

00:47:33 Chair J. Bennett

00:47:50 Donya Parrish, Montana Credit Union Network (MCUN)

00:48:51 Amy Grmoljez, Montana Bankers Association (MBA)

00:49:30 Niki Zupanic, Public Policy Director, American Civil Liberties Union of Montana (ACLU)

00:50:31 Bill Roberts, American Association of Retired Persons (AARP)

[EXHIBIT\(juh06a06\)](#)[EXHIBIT\(juh06a07\)](#)

00:53:42 Glenn Oppel, Montana Chamber of Commerce

**Opponents' Testimony:**

00:55:09 Bruce Spencer, Property Casualty Insurance Association (PCI), Allstate Insurance, and State Bar of Montana

01:01:52 Jacqueline Lenmark, American Insurance Association (AIA) and The American Council of Life Insurers (ACLI)

01:07:09 Greg VanHorssen, State Farm Insurance Company

**Informational Testimony:** None**Questions from Committee Members and Responses:**

01:10:27 Rep. Wagoner

01:11:08 Bruce Spencer, PCI, Allstate Insurance, and State Bar of Montana

01:11:34 Rep. Wagoner

01:12:13 Jon Bennion, DOJ

01:12:46 Rep. Hill

01:13:27 Rep. Regier left the meeting.

01:13:49 Jon Bennion, DOJ

01:15:18 Rep. McConnell

01:16:19 Jon Bennion, DOJ

01:16:32 Rep. McConnell

01:17:08 Jon Bennion, DOJ

01:17:30 Bruce Spencer, PCI, Allstate Insurance, and State Bar of Montana

**Closing by Sponsor:**

01:18:40 Rep. Lynch

**HEARING ON HB 106****Opening Statement by Sponsor:**

01:20:58 Rep. Margaret (Margie) MacDonald (D), HD 51, opened the hearing on HB 106, Revise laws related to police horses.

**Proponents' Testimony:**

01:22:19 Jessika Kynett, Livingston Police Department

**EXHIBIT(juh06a08)**

01:24:57 Jerry Williams, Executive Director, Montana Police Protective Association (MPPA)

01:25:23 Wendy Hergenraeder, The Humane Society of the United States (HSUS)

01:26:37 Jim Smith, Montana Sheriffs and Peace Officers Association (MSPOA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:29:00 Rep. Doane

01:29:26 Rep. MacDonald

01:29:40 Chair J. Bennett

01:29:58 Rep. Manzella

01:30:25 Jessika Kynett, Livingston Police Department

**Closing by Sponsor:**

01:31:19 Rep. MacDonald

**HEARING ON HB 143****Opening Statement by Sponsor:**

01:31:53 Rep. Nate McConnell (D), HD 89, opened the hearing on HB 143, Suspend payment of public defender fee during incarceration.

**Proponents' Testimony:**

01:33:22 Fritz Gillespie, Chair, Montana Public Defender Commission (PDC), Office of the State Public Defender (OPD)

**EXHIBIT(juh06a09)**

01:36:40 Niki Zupanic, ACLU

**Opponents' Testimony:** None

**Informational Testimony:**

01:37:57 Adrienne Slaughter, Government Relations Director, Director's Office, Montana Department of Corrections (DOC)

**Questions from Committee Members and Responses:**

01:38:31 Rep. Court

01:39:30 Fritz Gillespie, OPD

01:39:54 Rep. Court

01:40:11 Adrienne Slaughter, DOC  
01:40:41 Rep. Court  
01:40:46 Adrienne Slaughter, DOC  
01:40:50 Rep. Kelker  
01:41:20 Adrienne Slaughter, DOC  
01:42:08 Rep. Kelker  
01:42:17 Adrienne Slaughter, DOC  
01:42:26 Rep. Berglee  
01:42:50 Fritz Gillespie, OPD  
01:43:07 Rep. Court  
01:43:59 Adrienne Slaughter, DOC

**Closing by Sponsor:**

01:44:31 Rep. McConnell

01:45:39 Chair J. Bennett

**ADJOURNMENT**

Adjournment: 01:46:31

---

McKenzie Chambers, Secretary

mc

Additional Documents:

**EXHIBIT([juh06aad.pdf](#))**