

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Gerald (Jerry) Bennett, on January 15, 2015 at 8:00 AM, 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. Clayton Fiscus (R)
Rep. Stephanie Hess (R)
Rep. Ellie Boldman Hill (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. Kathy Kelker (D)

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 25, 1/9/2015; HB 28, 1/9/2015; HB 111, 1/9/2015; HB 139, 1/9/2015

00:01:23 Chair J. Bennett
00:01:30 Rep. Court
00:01:42 Chair J. Bennett

HEARING ON HB 25

Opening Statement by Sponsor:

00:01:53 Rep. Margaret (Margie) MacDonald (D), HD 51, opened the hearing on HB 25, Revise laws relating to housing for offenders.

EXHIBIT(juh09a01)

Proponents' Testimony:

EXHIBIT(juh09a02)

00:08:03 Adrienne Slaughter, Government Relations Director, Director's Office, Department of Corrections (DOC)
00:12:01 Steve Cape, Montana Coalition for Safety and Justice
00:13:54 Dr. Gary Mihelish, Montana Reentry Initiative Task Force, DOC and NAMI
00:17:09 Casey Dunning, Director, Missoula Interfaith Collaborative (MIC) and Partners for Reentry
00:19:46 Zeke Campfield, Policy Coordinator, Homeless Advocate Network (HAN), MIC

EXHIBIT(juh09a03)

00:22:49 Mitch Everts, President, The International Think Tank
00:24:24 Greg Arciello, Self

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:26:02 Rep. Berglee
00:26:36 Rep. MacDonald
00:28:28 Rep. Berglee
00:28:42 Adrienne Slaughter, DOC
00:29:17 Rep. Regier
00:29:48 Adrienne Slaughter, DOC
00:31:24 Rep. MacDonald
00:32:37 Rep. Regier
00:32:53 Adrienne Slaughter, DOC
00:33:34 Rep. Meyers
00:34:34 Steve Cape, Montana Coalition for Safety and Justice
00:38:21 Chair J. Bennett
00:38:38 Rep. Meyers
00:39:06 Steve Cape, Montana Coalition for Safety and Justice
00:39:49 Rep. Berglee
00:40:00 Steve Cape, Montana Coalition for Safety and Justice
00:40:11 Rep. Berglee
00:40:18 Steve Cape, Montana Coalition for Safety and Justice
00:41:11 Rep. Fiscus
00:41:49 Steve Cape, Montana Coalition for Safety and Justice

00:42:49 Rep. MacDonald
00:43:47 Rep. Fiscus
00:44:24 Rep. MacDonald
00:45:55 Chair J. Bennett
00:46:04 Rep. MacDonald
00:46:46 Rep. Monforton
00:47:08 Steve Cape, Montana Coalition for Safety and Justice
00:47:24 Rep. Monforton
00:47:34 Adrienne Slaughter, DOC
00:47:40 Rep. Monforton
00:47:50 Adrienne Slaughter, DOC
00:48:14 Rep. Monforton
00:48:41 Adrienne Slaughter, DOC
00:49:53 Rep. Monforton
00:50:29 Adrienne Slaughter, DOC
00:52:08 Rep. Hill
00:52:46 Greg Arciello, Self
00:53:53 Rep. Hill
00:54:10 Greg Arciello, Self

Closing by Sponsor:

00:55:24 Rep. MacDonald

[EXHIBIT\(juh09a04\)](#)

HEARING ON HB 28

Opening Statement by Sponsor:

00:59:05 Rep. Jennifer Eck (D), HD 79, opened the hearing on HB 28, Require parole hearings to be video recorded.

[EXHIBIT\(juh09a05\)](#)

[EXHIBIT\(juh09a06\)](#)

Proponents' Testimony:

[EXHIBIT\(juh09a07\)](#)

01:11:42 Dr. Gary Mihelish, Montana Reentry Initiative Task Force and NAMI

01:16:18 Steve Cape, Montana Coalition for Safety and Justice and Self

01:20:19 Al Smith, Self

Opponents' Testimony: None

Informational Testimony:

01:23:00 Timothy Allred, Executive Director, Montana Board of Pardons and Parole (BOPP)

Questions from Committee Members and Responses:

01:23:31 Rep. Wagoner

01:24:04 Rep. Eck

01:24:25 Rep. Regier

01:25:05 Rep. Eck

01:25:15 Rep. Regier

01:25:44 Rep. Eck
01:26:36 Rep. Regier
01:26:46 Rep. Eck
01:27:20 Rep. Regier
01:27:45 Rep. Eck
01:28:34 Rep. Monforton
01:28:59 Dr. Gary Mihelish, Montana Reentry Initiative Task Force and NAMI
01:29:15 Rep. Monforton
01:29:31 Dr. Gary Mihelish, Montana Reentry Initiative Task Force and NAMI
01:32:19 Rep. Monforton
01:32:30 Dr. Gary Mihelish, Montana Reentry Initiative Task Force and NAMI
01:32:42 Rep. Fiscus left the meeting.
01:32:47 Rep. Monforton
01:33:16 Rep. Eck
01:33:26 Timothy Allred, BOPP
01:33:57 Rep. Monforton
01:34:11 Timothy Allred, BOPP
01:34:32 Rep. Meyers
01:36:08 Rep. Eck
01:37:10 Rep. Pinocci
01:37:51 Rep. Eck
01:39:02 John Daugherty, Administrator, Information Technology Division, DOC
01:39:25 Rep. Pinocci
01:39:56 John Daugherty, DOC
01:41:30 Rep. J. Bennett
01:41:34 John Daugherty, DOC
01:41:39 Rep. Doane
01:42:13 Timothy Allred, BOPP
01:42:39 Rep. Doane
01:42:54 Timothy Allred, BOPP
01:43:09 Rep. Doane
01:43:19 Timothy Allred, BOPP
01:45:37 Rep. Hill
01:47:16 Rep. Eck
01:49:06 Rep. Hess
01:49:25 Timothy Allred, BOPP
01:49:57 Rep. Hess
01:50:39 Rep. Eck
01:51:21 Rep. Hess
01:51:43 Rep. Eck
01:52:30 Rep. Wagoner
01:53:01 Timothy Allred, BOPP
01:53:09 Rep. Wagoner
01:53:22 Timothy Allred, BOPP
01:53:37 Rep. Pease-Lopez
01:53:59 Timothy Allred, BOPP
01:54:11 Rep. Pease-Lopez
01:55:19 Timothy Allred, BOPP

Closing by Sponsor:

01:57:38 Rep. Eck

02:00:17 Chair J. Bennett

02:00:28 Recess
02:10:40 Reconvened

02:11:09 Chair J. Bennett

HEARING ON HB 139

Opening Statement by Sponsor:

02:11:55 Rep. Nate McConnell (D), HD 89, opened the hearing on HB 139, Authorize certain public defender involvement in eligibility determination.

Proponents' Testimony:

02:13:48 William Hooks, Chief Public Defender, Administration Division, Office of the State Public Defender (OPD)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:19:46 Rep. Regier
02:20:26 William Hooks, OPD
02:21:15 Rep. Regier
02:21:40 William Hooks, OPD
02:22:04 Rep. Meyers
02:22:38 Rep. McConnell
02:23:44 Chair J. Bennett
02:24:06 William Hooks, OPD

Closing by Sponsor:

02:25:12 Rep. McConnell

HEARING ON HB 111

Opening Statement by Sponsor:

02:25:52 Rep. Keith Regier (R), HD 4, opened the hearing on HB 111, Revise sentencing for felony DUI.

Proponents' Testimony:

02:28:32 Larry Epstein, Montana County Attorneys Association (MCAA)
02:29:44 Jon Bennion, Deputy Attorney General/Legislative Liaison, Office of the Attorney General, Department of Justice (DOJ)
02:30:23 Rebecca Sturdevant, Mothers Against Drunk Driving (MADD) and Montana Common Sense Coalition (MSCS)

EXHIBIT(juh09a08)

Opponents' Testimony: None

Informational Testimony:

02:34:52 Erin Inman, Traffic Safety Consultant and Prosecutor, Prairie County

Questions from Committee Members and Responses:

02:35:22 Rep. McConnell
02:35:57 Jon Bennion, DOJ
02:36:52 Rep. McConnell
02:37:22 Jon Bennion, DOJ
02:37:47 Rep. Monforton
02:38:09 Erin Inman, Traffic Safety Consultant and Prosecutor, Prairie County
02:38:47 Rep. Pinocci
02:39:03 Erin Inman, Traffic Safety Consultant and Prosecutor, Prairie County
02:39:21 Rep. Pinocci
02:39:49 Rep. Regier
02:40:26 Rep. MacDonald
02:41:33 Larry Epstein, MCAA
02:43:42 Rep. Pinocci
02:44:09 Erin Inman, Traffic Safety Consultant and Prosecutor, Prairie County
02:44:17 Rep. Wagoner left the meeting.
02:44:33 Rep. Pinocci
02:44:38 Erin Inman, Traffic Safety Consultant and Prosecutor, Prairie County
02:45:03 Rep. MacDonald
02:45:48 Rep. Meyers left the meeting.
02:46:00 Rep. Regier

Closing by Sponsor:

02:46:56 Rep. Regier

02:48:03 Chair J. Bennett
02:49:18 Rep. MacDonald
02:49:28 Chair. J. Bennett
02:49:43 Rep. Hill
02:50:02 Chair J. Bennett
02:50:46 Helen Thigpen, Legislative Services Division (LSD)
02:50:58 Chair J. Bennett

ADJOURNMENT

Adjournment: 02:51:25

McKenzie Chambers, Secretary

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Additional Documents:

EXHIBIT([juh09aad.pdf](#))