

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Alan Doane, on January 15, 2019 at 8:00 AM, in Room 137 Capitol

ROLL CALL

Members Present:

Rep. Alan Doane, Chair (R)
Rep. Kathy Kelker, Vice Chair (D)
Rep. Barry Usher, Vice Chair (R)
Rep. Seth Berglee (R)
Rep. Barbara Bessette (D)
Rep. Laurie Bishop (D)
Rep. Bob Brown (R)
Rep. Greg DeVries (R)
Rep. David Dunn (R)
Rep. Robert Farris-Olsen (D)
Rep. Connie Keogh (D)
Rep. Casey Knudsen (R)
Rep. Jasmine Krotkov (D)
Rep. Theresa Manzella (R)
Rep. Terry Moore (R)
Rep. Zac Perry (D)
Rep. Derek Skees (R)

Members Excused:

Rep. Shane A. Morigeau (D)
Rep. Dennis R. Lenz (R)

Members Absent: None

Staff Present: Abigail Konen, Committee Clerk
Rachel Weiss, Legislative Branch
Joe Carroll, 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 96, 1/3/2019; HB 97, 1/3/2019; HB 98, 1/3/2019; HB 99,
1/3/2019
Executive Action: HB 60 - Do Pass, HB 89 - Do Pass

08:01:52 Chair Doane
08:01:55 Rep. Morigeau joined the meeting
08:02:00 Rep. Lenz joined the meeting

HEARING ON HB 96

Opening Statement by Sponsor:

08:02:27 Rep. Frank Garner (R), HD 7, opened the hearing on HB 96, Revise laws related to the board of crime control.

Proponents' Testimony:

08:04:53 Perry Johnson, Montana Public Safety Officer Standards and Training Council (POST)
08:13:54 Leo Dutton, Lewis and Clark County Sheriff's Office, Montana Public Safety Officer Standards and Training Council (POST), Montana Sheriffs and Peace Officers Association (MSPOA), Board of Crime Control
08:14:25 Ryan Oster, Hamilton Police Department, Montana Association of Chiefs of Police (MACOP), Montana Public Safety Officer Standards and Training Council (POST)
08:15:35 Brian Gootkin, Gallatin County Sheriff's Office, Montana Sheriffs and Peace Officers Association (MSPOA)
08:15:51 Wynn Meehan, Montana Sheriffs and Peace Officers Association (MSPOA), Montana Coroner's Association

Opponents' Testimony:

None

Informational Testimony:

08:16:43 Natalia Bowser, Department of Corrections (DOC), Crime Control Bureau
08:17:42 Laura Obert, Montana Board of Crime Control, Appeals Committee

Questions from Committee Members and Responses:

08:19:14 Vice Chair Kelker
08:19:35 Rep. Garner
08:19:59 Perry Johnson, POST
08:20:53 Rep. B. Brown
08:21:18 Perry Johnson, POST
08:22:21 Rep. Bessette left the meeting
08:22:49 Rep. Lenz
08:23:22 Perry Johnson, POST
08:23:49 Rep. Lenz
08:23:55 Perry Johnson, POST

Closing by Sponsor:

08:24:07 Rep. Garner

HEARING ON HB 98

Opening Statement by Sponsor:

08:26:46 Rep. Frank Garner (R), HD 7, opened the hearing on HB 98, Generally revise peace officer statutes.

Proponents' Testimony:

08:28:00 Perry Johnson, Montana Public Safety Officer Standards and Training Council (POST)

EXHIBIT(juh07a01)

08:32:14 Ryan Oster, Hamilton Police Department, Montana Association of Chiefs of Police (MACOP), Montana Public Safety Officer Standards and Training Council (POST)

08:33:52 Leo Dutton, Lewis and Clark County Sheriff's Office

08:34:15 Dave Jeseritz, Department of Justice, Gambling Control Division (DOJ)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

None

Closing by Sponsor:

08:36:43 Rep. Garner

HEARING ON HB 99

Opening Statement by Sponsor:

08:37:58 Rep. Frank Garner (R), HD 7, opened the hearing on HB 99, Generally revise coroner laws.

Proponents' Testimony:

08:38:28 Perry Johnson, Montana Public Safety Officer Standards and Training Council (POST)

08:40:27 Wynn Meehan, Broadwater County Sheriff's Office, Montana Sheriffs and Peace Officers Association (MSPOA), Montana Coroner's Association

08:41:15 Leo Dutton, Lewis and Clark County Sheriff's Office

08:41:55 Bryan Gootkin, Gallatin County Sheriff's Office, Montana Sheriffs and Peace Officers Association (MSPOA)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

None

Closing by Sponsor:

08:42:30 Rep. Garner

08:42:46 Recessed

08:55:22 Reconvened

08:55:22 Rep. Skees left the meeting

08:55:22 Rep. Bessette reentered the meeting

HEARING ON HB 97**Opening Statement by Sponsor:**

08:55:51 Rep. Frank Garner (R), HD 7, opened the hearing on HB 97, Generally revise POST Council statutes.

Proponents' Testimony:

08:58:43 Perry Johnson, Montana Public Safety Officer Standards and Training Council (POST)

[EXHIBIT\(juh07a02\)](#)

09:06:32 Leo Dutton, Montana Sheriffs and Peace Officers Association (MSPOA)

09:07:10 Ryan Oster, Hamilton Police Department, Montana Association of Chiefs of Police (MACOP), Montana Public Safety Officer Standards and Training Council (POST)

Opponents' Testimony:

09:07:43 Jon Metropoulos, Missoula Correctional System (MCS)

Informational Testimony:

09:14:56 SK Rossi, American Civil Liberties Union of Montana (ACLU)

Questions from Committee Members and Responses:

09:15:48 Vice Chair Kelker

09:16:21 SK Rossi, ACLU

09:19:01 Rep. C. Knudsen

09:19:29 Perry Johnson, POST

09:20:24 Vice Chair Usher

09:21:05 Perry Johnson, POST

09:21:53 Rep. Berglee

09:22:35 SK Rossi, ACLU

09:22:56 Rep. Berglee

Closing by Sponsor:

09:23:14 Rep. Garner

09:25:09 Chair Doane

09:25:28 Recessed
09:30:44 Reconvened

EXECUTIVE ACTION ON HB 60

09:31:00 **Motion/Vote:** Vice Chair Usher moved that **HB 60 DO PASS**. Motion carried unanimously by voice vote. Rep. Skees voted by proxy.

EXECUTIVE ACTION ON HB 89

09:31:57 **Motion/Vote:** Vice Chair Usher moved that **HB 89 DO PASS**. Motion carried unanimously by voice vote. Rep. Skees voted by proxy.

09:32:29 Chair Doane

ADJOURNMENT

Adjournment: 09:32:42

Abigail Konen, Clerk

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Additional Documents:

EXHIBIT([juh07aad.pdf](#))