

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Alan Doane, on January 16, 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. 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. Dennis R. Lenz (R)
Rep. Theresa Manzella (R)
Rep. Terry Moore (R)
Rep. Shane A. Morigeau (D)
Rep. Zac Perry (D)
Rep. Derek Skees (R)

Members Excused:

Rep. Barbara Bessette (D)

Members Absent: None

Staff Present: Abigail Konen, Committee Clerk
Rachel Weiss, 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 109, 1/11/2019; HB 134, 1/11/2019; HB 138, 1/11/2019
Executive Action: HB 20 - Do Pass, HB 117 - Do Pass

HEARING ON HB 109**Opening Statement by Sponsor:**

08:01:32 Rep. Mary Ann Dunwell (D), HD 84, opened the hearing on HB 109, Revise statute of limitations for sex offenses.

EXHIBIT(juh08a01)

08:02:43 Rep. Bessette joined the meeting

Proponents' Testimony:

08:05:33 John Heenan, Self

EXHIBIT(juh08a02)

08:09:44 Chair Doane

08:10:00 Vice Chair Usher

08:10:20 Dan Rice, Self

08:14:01 Chair Doane

08:14:34 Kristen Newby, Self

08:16:17 Jim Nelson, Self

08:20:17 John Ilgenfritz, Self

08:21:31 Roy Brown, Attorney General's Office, Department of Justice (DOJ)

08:22:53 Jordon Dyrdaahl-Roberts, Self

08:24:04 Danielle Muggli, Self

08:24:44 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

08:25:45 Rep. Schreiner

08:25:53 Rep. DeVries left the meeting

08:26:29 Jeff Laszloffy, Montana Family Foundation

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

08:27:38 Rep. B. Brown

08:28:28 Roy Brown, DOJ

08:29:17 Rep. C. Knudsen

08:29:39 Roy Brown, DOJ

08:29:56 Rep. C. Knudsen

08:30:08 Rep. Dunwell

08:30:17 Chair Doane

08:30:24 Rep. C. Knudsen

08:30:30 Rep. Dunwell

08:31:00 Rep. C. Knudsen

08:31:10 Chair Doane

08:31:45 Dan Rice, Self

08:32:48 Rep. Morigeau

08:33:20 Dan Rice, Self

Closing by Sponsor:

08:34:55 Rep. Dunwell
08:38:43 Rep. Lenz left the meeting
08:41:42 Rep. Bessette left the meeting

HEARING ON HB 134**Opening Statement by Sponsor:**

08:43:04 Rep. Kimberly Dudik (D), HD 94, opened the hearing on HB 134, Revise prostitution statute to include nonpenetrative sex acts.

[EXHIBIT\(juh08a03\)](#)

Proponents' Testimony:

08:46:27 Rep. Zolnikov

[EXHIBIT\(juh08a04\)](#)

08:50:25 Roy Brown, Attorney General's Office, Department of Justice (DOJ)
08:50:40 Dave Galt, Montana Sheriffs and Peace Officers Association (MSPOA)
08:50:58 Jackie Jones, Montana County Attorney Association (MCAA)
08:51:42 Guy Baker, Missoula Police Department
08:54:00 Jeff Laszloffy, Montana Family Foundation
08:55:50 Katharina Werner, University of Montana School of Social Work, Missoula Human Trafficking Task Force

Opponents' Testimony:

08:58:54 Beth Brennehan, Disability Rights Montana

Informational Testimony:

09:01:26 SK Rossi, American Civil Liberties Union of Montana (ACLU)
09:02:57 Peter Ohman, Public Defender's Office

Questions from Committee Members and Responses:

09:03:27 Rep. Keogh
09:04:03 Guy Baker, Missoula Police Department
09:04:36 Rep. Keogh
09:04:57 Guy Baker, Missoula Police Department
09:05:39 Vice Chair Kelker
09:06:30 SK Rossi, ACLU
09:07:48 Rep. Manzella
09:08:29 Guy Baker, Missoula Police Department
09:09:24 Rep. T. Moore
09:09:56 Roy Brown, DOJ
09:10:14 Rep. B. Brown
09:11:15 Rep. Dudik
09:12:46 Rep. Morigeau
09:13:47 Rep. Dudik

Closing by Sponsor:

09:14:40 Rep. Dudik

HEARING ON HB 138**Opening Statement by Sponsor:**

09:15:59 Rep. Kimberly Dudik (D), HD 94, opened the hearing on HB 138, Include exposure to prostitution in acts constituting child abuse and neglect.

09:18:05 Rep. Lenz reentered the meeting

09:20:19 Rep. Morigeau left the meeting

Proponents' Testimony:

09:20:27 Jackie Jones, Montana County Attorney Association (MCAA)

09:21:59 Dave Galt, Montana Sheriffs and Peace Officers Association (MSPOA)

09:22:11 Jeff Laszloffy, Montana Family Foundation

09:23:35 Roy Brown, Attorney General's Office, Department of Justice (DOJ)

09:23:47 Guy Baker, Missoula Police Department

Opponents' Testimony:

09:25:10 SK Rossi, American Civil Liberties Union of Montana (ACLU)

09:26:58 Beth Brennehan, Disability Rights Montana

Informational Testimony:

09:30:17 Peter Ohman, Public Defender's Office

Questions from Committee Members and Responses:

09:30:37 Rep. C. Knudsen

09:31:12 Rep. Dudik

09:31:29 Chair Doane

09:31:46 Rep. Dudik

09:32:42 Rep. C. Knudsen

09:33:03 Rep. Dudik

09:34:11 Rep. Morigeau reentered the meeting

Closing by Sponsor:

09:34:53 Rep. Dudik

09:35:55 Chair Doane

09:36:00 At ease

09:38:14 Reconvened

09:38:14 Rep. DeVries reentered the meeting

EXECUTIVE ACTION ON HB 20

09:38:29 **Motion:** Vice Chair Usher moved that **HB 20 DO PASS.**

Discussion:

09:38:57 Rep. B. Brown

09:39:44 **Vote:** Motion carried unanimously by voice vote. Rep. Bessette voted by proxy.

EXECUTIVE ACTION ON HB 117

09:40:24 **Motion:** Vice Chair Usher moved that **HB 117 DO PASS.**

09:40:34 **Motion:** Rep. Berglee moved that **HB 117 BE AMENDED.**
EXHIBIT(juh08a05)

Discussion:

09:41:12 Chair Doane
09:41:25 Rep. Berglee
09:41:57 Rep. Farris-Olsen

09:42:53 **Vote:** Motion carried 18-1 by voice vote with Vice Chair Kelker voting no. Rep. Bessette voted by proxy.

09:43:28 **Motion:** Vice Chair Usher moved that **HB 117 DO PASS AS AMENDED.**

09:44:14 **Motion:** Vice Chair Usher moved that **HB 117 BE AMENDED.**
EXHIBIT(juh08a06)

Discussion:

09:44:26 Chair Doane

09:45:18 **Vote:** Motion carried unanimously by voice vote. Rep. Bessette voted by proxy.

09:45:41 **Motion:** Vice Chair Usher moved that **HB 117 DO PASS AS AMENDED.**

Discussion:

09:45:55 Rep. Farris-Olsen

09:46:25 **Vote:** Motion carried 16-3 by roll call vote with Rep. Bishop, Rep. Farris-Olsen and Rep. Krotkov voting no. Rep. Bessette voted by proxy.

09:47:37 Chair Doane

ADJOURNMENT

Adjournment: 09:47:43

Abigail Konen, Clerk

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Additional Documents:

EXHIBIT([juh08aad.pdf](#))