

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chair Alan Doane, on January 29, 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 258, 1/24/2019; HB 282, 1/24/2019; HB 283, 1/24/2019; HB 284, 1/24/2019

08:01:51 Chair Doane

### **HEARING ON HB 258**

#### **Opening Statement by Sponsor:**

08:02:30 Rep. Jim Hamilton (D), HD 61, opened the hearing on HB 258, Revise laws for passing emergency vehicles.

#### **Proponents' Testimony:**

08:06:27 Rich Cowger, Columbus Fire Department, Montana State Fire Chiefs' Association (MSFCA)  
08:10:34 Leonard Lundby, Montana Fire Alliance, Manchester Volunteer Fire Department  
08:13:00 Josh Waldo, Bozeman Fire Department  
08:15:40 Jim Dusenberry, Montana Tow Truck Association (MTTA)  
08:17:50 Alex Betz, Montana Highway Patrol (MHP)  
08:20:03 Rep. Loge  
08:21:15 Jessie Luther, Association of Montana Troopers (AMT)

#### **Opponents' Testimony:**

08:22:30 Spook Stang, Motor Carriers of Montana (MCM)

#### **Informational Testimony:**

None

#### **Questions from Committee Members and Responses:**

08:25:26 Vice Chair Usher  
08:25:47 Alex Betz, MHP  
08:25:55 Vice Chair Usher  
08:26:06 Vice Chair Kelker  
08:26:36 Rep. Hamilton  
08:27:41 Rep. T. Moore  
08:28:17 Rep. Hamilton  
08:29:35 Rep. Manzella  
08:31:01 Rep. Hamilton  
08:31:42 Rep. Krotkov  
08:32:07 Rep. Hamilton  
08:32:34 Alex Betz, MHP  
08:32:46 Rep. Krotkov  
08:34:19 Alex Betz, MHP  
08:36:15 Rep. Skees  
08:38:55 Alex Betz, MHP  
08:39:31 Vice Chair Usher  
08:40:16 Alex Betz, MHP  
08:41:08 Chair Doane  
08:41:21 Alex Betz, MHP  
08:41:52 Chair Doane  
08:42:02 Alex Betz, MHP  
08:42:13 Vice Chair Kelker  
08:42:54 Chair Doane  
08:43:16 Rep. Lenz

08:44:38 Rep. Hamilton  
08:44:57 Alex Betz, MHP  
08:44:59 Rep. Lenz  
08:46:36 Alex Betz, MHP  
08:46:50 Rep. Lenz  
08:47:27 Alex Betz, MHP

**Closing by Sponsor:**

08:48:32 Rep. Hamilton

**HEARING ON HB 282**

**Opening Statement by Sponsor:**

08:53:20 Rep. Denley Loge (R), HD 14, opened the hearing on HB 282, Protect vulnerable persons from sexual misconduct.

**Proponents' Testimony:**

08:56:12 Robert Bell, Self  
09:03:13 Anita Milanovich, Montana Family Foundation  
09:04:04 Michael Toppen, Montana Public Interest Research Group

**Opponents' Testimony:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

09:04:56 Vice Chair Kelker  
09:08:49 Robert Bell, Self  
09:09:06 Rep. C. Knudsen  
09:09:27 Robert Bell, Self  
09:09:31 Rep. C. Knudsen  
09:10:23 Robert Bell, Self  
09:11:55 Rep. Morigeau  
09:15:30 Robert Bell, Self  
09:15:56 Rep. Bishop  
09:16:51 Robert Bell, Self  
09:17:56 Rep. Bishop  
09:18:34 Robert Bell, Self  
09:19:27 Rep. Skees  
09:20:00 Robert Bell, Self  
09:20:42 Rep. Skees  
09:21:03 Robert Bell, Self  
09:21:24 Rep. Morigeau

**Closing by Sponsor:**

09:22:02 Rep. Loge

09:23:21 Recessed  
09:30:26 Reconvened

### **HEARING ON HB 283**

#### **Opening Statement by Sponsor:**

09:30:43 Rep. Connie Keogh (D), HD 91, opened the hearing on HB 283, Correct cross-referencing errors in Montana's enactment of the UCCJEA.

[EXHIBIT\(juh17a01\)](#)

#### **Proponents' Testimony:**

09:32:19 Mars Scott, Montana State Bar, Family Law Section  
09:36:00 Debra Steigerwalt, Montana State Bar

#### **Opponents' Testimony:**

None

#### **Informational Testimony:**

None

#### **Questions from Committee Members and Responses:**

None

#### **Closing by Sponsor:**

09:39:40 Rep. Keogh

### **HEARING ON HB 284**

#### **Opening Statement by Sponsor:**

09:41:16 Rep. Carl Glimm (R), HD 6, opened the hearing on HB 284, Providing that consent to physician aid in dying is not a defense.

#### **Proponents' Testimony:**

09:44:36 Gregg Trude, Right to Life of Montana, National Right to Life  
09:47:14 Terry Forke, Montana District of the Lutheran Church Missouri Synod (LCMS)  
09:49:43 Bradley Williams, Montanans Against Assisted Suicide (MTAAS)

[EXHIBIT\(juh17a02\)](#)

09:54:32 Garnet Rope, Self  
09:56:01 Helen Lewis, Self

[EXHIBIT\(juh17a03\)](#)

09:59:12 Matt Brower, Montana Catholic Conference, Roman Catholic Bishops of Montana

[EXHIBIT\(juh17a04\)](#)

10:00:52 Anita Milanovich, Montana Family Foundation

#### **Opponents' Testimony:**

10:02:37 Roberta King, Self

10:05:04 Mary Anne Guggenheim, Self

[EXHIBIT\(juh17a05\)](#)

10:11:11 Doris Fischer, Self

10:11:21 Rep. C. Knudsen left the meeting.

10:12:18 Vice Chair Usher assumed the gavel.

10:15:50 Jan Donaldson, Self

[EXHIBIT\(juh17a06\)](#)

10:17:25 Mary Douglass, Self

10:20:13 David King, Self

[EXHIBIT\(juh17a07\)](#)

10:25:48 Harry Israel, Self

10:28:33 David Cooper, Self

[EXHIBIT\(juh17a08\)](#)

10:30:47 Janet Hess-Herbert, Self

[EXHIBIT\(juh17a09\)](#)

10:32:34 Amy Hetzler, Compassion and Choices

[EXHIBIT\(juh17a10\)](#)

[EXHIBIT\(juh17a11\)](#)

[EXHIBIT\(juh17a12\)](#)

10:34:41 Chair Doane assumed the gavel.

10:34:47 Mary Anne Guggenheim, Self

[EXHIBIT\(juh17a13\)](#)

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

10:35:30 Vice Chair Kelker

10:36:03 Mary Anne Guggenheim, Self

10:37:11 Rep. Manzella

10:38:08 Mary Anne Guggenheim, Self

10:39:05 Rep. Manzella

10:39:27 Mary Anne Guggenheim, Self

**Closing by Sponsor:**

10:40:29 Rep. Glimm

10:43:36 Chair Doane

10:43:44 Recessed

10:45:06 Reconvened

10:45:07 Chair Doane

**ADJOURNMENT**

Adjournment: 10:45:42

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Abigail Konen, Clerk

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Additional Documents:

**EXHIBIT**([juh17aad.pdf](#))