

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Alan Doane, on February 6, 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. 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. Laurie Bishop (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 334, 1/31/2019; HB 338, 1/31/2019; HB 347, 1/31/2019; HB 348, 1/31/2019

08:01:37 Chair Doane
08:01:42 Rep. Bessette left the meeting.
08:01:57 Rep. Skees left the meeting.

HEARING ON HB 334

Opening Statement by Sponsor:

08:02:04 Rep. Bill Mercer (R), HD 46, opened the hearing on HB 334, Revise criminal intent laws regarding exploitation.

Proponents' Testimony:

08:05:26 Mary Cochenour, Attorney General's Office (AGO)
08:06:39 Rep. T. Moore left the meeting.
08:07:09 Rep. Lenz left the meeting.

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

None

Closing by Sponsor:

08:07:34 Rep. Mercer

HEARING ON HB 348

Opening Statement by Sponsor:

08:08:40 Rep. Mark Noland (R), HD 10, opened the hearing on HB 348, Revise search powers of wardens.

08:10:07 Rep. Bishop entered the meeting.
08:10:32 Rep. Dunn left the meeting.

Proponents' Testimony:

None

Opponents' Testimony:

None

Informational Testimony:

08:11:07 Greg Mohr, Montana Magistrates Association
08:11:19 Ron Jendro, Fish, Wildlife and Parks (FWP)

Questions from Committee Members and Responses:

08:11:38 Vice Chair Kelker
08:11:59 Ron Jendro, FWP
08:12:27 Vice Chair Kelker

08:12:45 Ron Jendro, FWP
08:13:46 Rep. B. Brown
08:14:18 Ron Jendro, FWP
08:14:50 Rep. Noland
08:15:24 Vice Chair Kelker
08:15:56 Ron Jendro, FWP
08:19:34 Vice Chair Usher
08:22:51 Ron Jendro, FWP
08:22:59 Rep. Morigeau
08:24:12 Ron Jendro, FWP
08:25:03 Rep. Bishop
08:26:41 Ron Jendro, FWP
08:27:00 Rep. Morigeau left the meeting.
08:27:22 Rep. Berglee
08:27:36 Ron Jendro, FWP
08:27:46 Chair Doane
08:28:56 Greg Mohr, Montana Magistrates Association

Closing by Sponsor:

08:29:32 Rep. Noland

HEARING ON HB 347

Opening Statement by Sponsor:

08:32:44 Rep. Sharon Greef (R), HD 88, opened the hearing on HB 347, Revise laws related to grandparents' rights.

Proponents' Testimony:

08:34:09 Gail Goheen, Montana State Bar
08:44:05 Denise Johnson, Montana Child Protection Alliance (MCPA)

Opponents' Testimony:

None

Informational Testimony:

08:46:51 Shannon McDonald, Department of Public Health and Human Services (DPHHS)

Questions from Committee Members and Responses:

08:47:18 Rep. C. Knudsen
08:47:51 Gail Goheen, Montana State Bar
08:48:02 Vice Chair Kelker
08:48:27 Shannon McDonald, DPHHS
08:49:01 Vice Chair Kelker
08:49:46 Gail Goheen, Montana State Bar
08:50:50 Rep. Keogh
08:53:19 Gail Goheen, Montana State Bar
08:53:25 Vice Chair Usher
08:54:31 Gail Goheen, Montana State Bar
08:55:12 Vice Chair Kelker
08:55:25 Rep. Skees reentered the meeting.

08:55:51 Gail Goheen, Montana State Bar
08:56:32 Vice Chair Kelker
08:56:51 Gail Goheen, Montana State Bar
08:57:23 Vice Chair Kelker
08:57:32 Gail Goheen, Montana State Bar
08:58:23 Rep. C. Knudsen
08:59:03 Gail Goheen, Montana State Bar
08:59:57 Rep. C. Knudsen
09:00:28 Gail Goheen, Montana State Bar
09:00:38 Rep. Farris-Olsen
09:01:15 Gail Goheen, Montana State Bar
09:01:43 Rep. Farris-Olsen
09:01:55 Gail Goheen, Montana State Bar
09:02:57 Rep. B. Brown
09:03:42 Gail Goheen, Montana State Bar

Closing by Sponsor:

09:05:18 Rep. Greef

09:06:10 Recessed

09:16:10 Reconvened

HEARING ON HB 338

Opening Statement by Sponsor:

09:16:19 Rep. Bradley Hamlett (D), HD 23, opened the hearing on HB 338, Revise laws related to the death penalty.

Proponents' Testimony:

09:22:50 Gregg Trude, Right to Life of Montana

[EXHIBIT\(juh24a01\)](#)

Opponents' Testimony:

09:25:19 SK Rossi, American Civil Liberties Union of Montana (ACLU)

09:28:54 Bob Filipovich, Self

[EXHIBIT\(juh24a02\)](#)

Informational Testimony:

None

Questions from Committee Members and Responses:

09:42:06 Vice Chair Usher

09:42:31 Rep. Hamlett

09:43:06 Vice Chair Usher

09:43:19 Rep. Hamlett

09:43:46 Rep. Manzella

09:44:16 Rep. Hamlett

09:44:24 Rep. Manzella

09:44:57 Rep. Hamlett

09:45:59 Rep. Skees

09:46:55 Rep. Hamlett
09:47:16 Rep. Berglee
09:48:25 Rep. Hamlett
09:48:59 Rep. C. Knudsen
09:49:25 SK Rossi, ACLU

Closing by Sponsor:

09:50:03 Rep. Hamlett

09:52:34 Rep. Morigeau reentered the meeting.
09:53:05 Chair Doane
09:53:15 Rep. Dunn reentered the meeting.

ADJOURNMENT

Adjournment: 09:53:29

Abigail Konen, Clerk

ak

Additional Documents:

EXHIBIT([juh24aad.pdf](#))