

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Alan Doane, on February 14, 2019 at 08:00:00, 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. Zac Perry (D)
Rep. Derek Skees (R)

Members Excused:

Rep. Laurie Bishop (D)
Rep. Shane A. Morigeau (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 408, 2/7/2019; HB 409, 2/7/2019; HB 410, 2/7/2019

08:01:58 Chair Doane
08:02:05 Rep. Skees left the meeting.

HEARING ON HB 408

Opening Statement by Sponsor:

08:02:33 Rep. Dennis Lenz (R), HD 53, opened the hearing on HB 408, Require immediate threat of serious bodily injury to remove child.

[EXHIBIT\(juh31a01\)](#)

Proponents' Testimony:

08:07:19 Chair Doane
08:07:31 Rep. Bishop entered the meeting.
08:07:36 Rep. Morigeau entered the meeting.
08:07:56 Matt Furlong, Montana Child Protection Alliance
08:12:31 Georgia Miller, Montana Child Protection Alliance
08:21:01 Denise Johnson, Montana Child Protection Alliance
08:24:02 Vice Chair Kelker left the meeting.
08:26:01 Kirk Eakin, Self
08:26:26 Denise Johnson, Montana Child Protection Alliance
08:30:12 Raye Newmeyer, Self
08:31:04 Keith Newmeyer, Self

[EXHIBIT\(juh31a02\)](#)

08:34:53 Deidre Lechowski Mercado, Self
08:41:30 Debbie Westlake, Self
08:45:53 Bob Leach, Self
08:48:54 Jeff Laszloffy, Montana Family Foundation

Opponents' Testimony:

08:51:07 Marty Lambert, County Attorney, Gallatin County, Montana County Attorneys Association (MCAA)

[EXHIBIT\(juh31a03\)](#)

09:01:27 Valerie Winfield, Cascade County Attorney's Office
09:06:37 Rep. Manzella left the meeting.
09:09:17 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)
09:11:19 Ann Truesdell, National Association of Social Workers, Montana Chapter
09:13:31 Tara Jensen, Self
09:15:02 Marti Vining, Department of Public Health and Human Services (DPHHS)
09:21:01 Garrett Lankford, Montana Human Rights Network
09:21:47 Laura Terrill, Planned Parenthood Advocates of Montana

Informational Testimony:

None

Questions from Committee Members and Responses:

09:22:22 Rep. T. Moore
09:23:07 Matt Furlong, Montana Child Protection Alliance

09:24:08 Vice Chair Usher
09:28:28 County Attorney Lambert, Gallatin County, MCAA
09:29:30 Vice Chair Usher
09:30:02 Rep. Lenz
09:30:06 Vice Chair Usher
09:30:24 Rep. Lenz
09:30:49 Rep. Perry
09:31:19 Valerie Winfield, Cascade County Attorney's Office
09:33:17 Rep. Farris-Olsen
09:33:30 Rachel Weiss, Legislative Services Division (LSD)
09:33:33 Rep. Farris-Olsen
09:33:49 Rachel Weiss, LSD
09:34:01 Rep. C. Knudsen
09:34:50 Valerie Winfield, Cascade County Attorney's Office
09:40:01 Rep. Berglee
09:40:35 Valerie Winfield, Cascade County Attorney's Office
09:42:11 Rep. Berglee
09:42:43 Matt Furlong, Montana Child Protection Alliance
09:43:06 Rep. Berglee
09:44:04 Matt Furlong, Montana Child Protection Alliance
09:44:32 Rep. Krotkov
09:45:26 Marti Vining, DPHHS

Closing by Sponsor:

09:46:01 Rep. Lenz

09:49:07 Vice Chair Kelker reentered the meeting.

09:51:09 Recessed
10:02:19 Reconvened

HEARING ON HB 409**Opening Statement by Sponsor:**

10:02:49 Rep. Dennis Lenz (R), HD 53, opened the hearing on HB 409, Generally revise laws related to child protective services.

Proponents' Testimony:

10:10:02 Chair Doane
10:10:25 Keith Newmeyer, Self

[EXHIBIT\(juh31a04\)](#)

10:14:23 Denise Johnson, Self

[EXHIBIT\(juh31a05\)](#)

10:16:16 Rep. Skees reentered the meeting.
10:16:41 Rep. Bessette left the meeting.
10:23:46 Chair Doane
10:23:55 Denise Johnson, Self
10:24:13 Matt Furlong, Montana Child Protection Alliance

10:31:35 Jeff Laszloffy, Montana Family Foundation
10:34:49 Georgia Miller, Self
10:41:49 Deidre Lechowski, self
10:42:17 Bob Leach, Self
10:42:38 Debbie Westlake, Self
10:42:47 Raye Newmeyer, Self

[EXHIBIT\(juh31a06\)](#)

Opponents' Testimony:

10:43:16 Marty Lambert, County Attorney, Gallatin County

[EXHIBIT\(juh31a07\)](#)

10:48:24 Rep. C. Knudsen left the meeting.
10:48:35 Chair Doane
10:48:42 Rep. Skees
10:48:55 County Attorney Lambert, Gallatin County
10:49:08 Chair Doane
10:49:31 Valerie Winfield, Cascade County Attorneys Office
11:01:47 Chair Doane
11:01:49 Valerie Winfield, Cascade County Attorneys Office
11:01:57 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)
11:03:16 Rep. Skees
11:03:39 Kelsen Young, MCADSV
11:03:45 Chair Doane
11:03:59 Marti Vining, Department of Public Health and Human Services (DPHHS)

Informational Testimony:

None

Questions from Committee Members and Responses:

11:08:52 Rep. B. Brown
11:09:25 Rep. Lenz
11:10:14 Rep. Bessette reentered the meeting.
11:11:02 Vice Chair Kelker
11:13:33 County Attorney Lambert, Gallatin County
11:14:06 Rep. Skees
11:14:48 County Attorney Lambert, Gallatin County
11:14:54 Rep. Skees
11:15:06 County Attorney Lambert, Gallatin County
11:15:12 Rep. C. Knudsen reentered the meeting.
11:15:50 Rep. Skees
11:16:03 Valerie Winfield, Cascade County Attorney's Office
11:16:07 Rep. Skees
11:16:26 Valerie Winfield, Cascade County Attorney's Office
11:17:24 Rep. Skees
11:17:49 Marti Vining, DPHHS
11:18:24 Vice Chair Usher
11:19:59 Valerie Winfield, Cascade County Attorney's Office
11:21:11 Vice Chair Usher

11:22:04 Valerie Winfield, Cascade County Attorney's Office
11:22:22 Rep. Farris-Olsen
11:23:25 County Attorney Lambert, Gallatin County
11:23:40 Rep. Farris-Olsen
11:23:51 County Attorney Lambert, Gallatin County

Closing by Sponsor:

11:24:10 Rep. Lenz

HEARING ON HB 410

Opening Statement by Sponsor:

11:28:04 Rep. Dennis Lenz (R), HD 53, opened the hearing on HB 410, Generally revise laws related to child protective services.

[EXHIBIT\(juh31a08\)](#)

Proponents' Testimony:

11:29:32 Rep. Dunn left the meeting.
11:30:42 Rep. Bessette left the meeting.
11:33:37 Rep. Bishop left the meeting.
11:36:52 Chair Doane
11:37:11 Matt Furlong, Montana Child Protection Alliance
11:37:48 Elaine Herman, Self
11:38:03 Rep. Morigeau left the meeting.
11:41:02 Keith Newmeyer, Self
11:42:05 Denise Johnson, Self
11:44:28 Raye Newmeyer, Self

[EXHIBIT\(juh31a09\)](#)

11:44:43 Georgia Miller, Self
11:47:14 Kirk Eakin, Self
11:47:27 Debbie Westlake, Self
11:47:36 Bob Leach, Self

Opponents' Testimony:

11:47:52 Marty Lambert, County Attorney, Gallatin County, Montana County Attorneys Association (MCAA)

[EXHIBIT\(juh31a10\)](#)

11:50:41 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)
11:51:08 Morgan Smith, Montana Federation of Public Employees (MFPE)
11:52:09 Marti Vining, Department of Public Health and Human Services (DPHHS)
11:55:16 Valerie Winfield, Cascade County Attorney's Office

Informational Testimony:

None

11:57:00 Chair Doane

Questions from Committee Members and Responses:

None

Closing by Sponsor:

11:57:20 Rep. Lenz

12:00:27 Vice Chair Usher

12:01:26 Rep. Lenz

ADJOURNMENT

Adjournment: 12:01:50

Abigail Konen, Clerk

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Additional Documents:

EXHIBIT([juh31aad.pdf](#))