

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Alan Doane, on April 12, 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. 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: None

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:

Executive Action: SB 312; SB 324; SB 362; SB 74; SB 65; LC 3306

08:02:09 Chair Doane
08:02:39 Rachel Weiss, Legislative Services Division (LSD)
08:02:50 Chair Doane
08:02:56 Rachel Weiss, LSD
08:03:20 Chair Doane

EXECUTIVE ACTION ON SB 312

08:03:32 **Motion:** Vice Chair Usher moved that **SB 312 BE CONCURRED IN.**

08:04:37 **Motion:** Vice Chair Usher moved that **SB 312 BE AMENDED.**
[EXHIBIT\(juh77a01\)](#)

Discussion:

08:04:49 Chair Doane

08:05:28 **Vote:** Motion carried unanimously by voice vote.

08:05:41 **Motion/Vote:** Vice Chair Usher moved that **SB 312 BE CONCURRED IN AS AMENDED.** Motion carried 18-1 by voice vote with Rep. DeVries voting no. Rep. Morigeau will carry the bill.

EXECUTIVE ACTION ON SB 324

08:06:30 **Motion:** Vice Chair Usher moved that **SB 324 BE CONCURRED IN.**

Discussion:

08:06:50 Vice Chair Kelker

08:07:07 Chair Doane

08:07:19 **Vote:** Motion carried 18-1 by voice vote with Rep. DeVries voting no. Chair Doane will carry the bill.

EXECUTIVE ACTION ON SB 362

08:08:06 **Motion:** Vice Chair Usher moved that **SB 362 BE CONCURRED IN.**

08:09:14 **Motion:** Vice Chair Usher moved that **SB 362 BE AMENDED.**
[EXHIBIT\(juh77a02\)](#)

Discussion:

08:09:36 Rachel Weiss, LSD

08:12:05 Rep. Skees

08:12:20 Rachel Weiss, LSD

08:12:40 Rep. Skees

08:12:51 Chair Doane

08:12:58 Rep. Skees

08:13:10 Rep. Bishop

08:13:56 Vice Chair Kelker

08:14:55 Rep. Berglee

08:15:10 Rachel Weiss, LSD
08:16:09 Rep. Berglee
08:16:50 Chair Doane
08:17:20 Vice Chair Usher
08:18:36 Rep. C. Knudsen
08:18:58 Chair Doane
08:19:05 Rachel Weiss, LSD
08:19:42 Rep. C. Knudsen

08:20:27 **Vote:** Motion failed 6-13 by roll call vote with Rep. B. Brown, Rep. DeVries, Chair Doane, Rep. Farris-Olsen, Rep. C. Knudsen and Rep. T. Moore voting aye.

08:21:26 **Vote:** Motion carried 18-1 by roll call vote with Rep. C. Knudsen voting no. Rep. Bessette will carry the bill.

08:22:58 Chair Doane
EXHIBIT(juh77a03)

08:23:05 Recessed
08:24:29 Reconvened

08:24:32 Rachel Weiss, LSD
08:26:18 Chair Doane

EXECUTIVE ACTION ON SB 74

08:26:30 Rep. Berglee

08:27:10 **Motion/Vote:** Rep. Berglee moved that **SB 74 BE REMOVED FROM TABLE.** Motion carried 18-1 by roll call vote with Chair Doane voting no.

DISCUSSION ON RESOLUTION PROPOSAL

08:28:00 Chair Doane
08:28:09 Vice Chair Kelker
EXHIBIT(juh77a04)

08:29:54 Chair Doane
08:30:49 Rachel Weiss, LSD
08:30:58 Rep. Skees
08:31:16 Vice Chair Kelker
08:31:24 Chair Doane

08:32:08 Recessed
10:02:13 Reconvened

EXECUTIVE ACTION ON SB 65

10:02:29 **Motion:** Vice Chair Usher moved that **SB 65 BE CONCURRED IN.**

Discussion:

10:03:04 Rep. C. Knudsen
 10:04:06 Rep. Skees
 10:04:38 Rep. Farris-Olsen

10:05:07 **Substitute Motion/Vote:** Rep. Farris-Olsen made a substitute motion that **SB 65 BE TABLED**. Substitute Motion carried 15-4 by roll call vote with Rep. Berglee, Rep. DeVries, Rep. Lenz and Rep. T. Moore voting no.

DISCUSSION ON RESOLUTION PROPOSAL

10:06:23 Vice Chair Usher
 10:07:03 Rachel Weiss, LSD
 10:07:45 Rep. Bessette
 10:07:55 Rep. C. Knudsen
 10:08:38 Chair Doane
 10:09:10 Vice Chair Usher
 10:09:29 Chair Doane
 10:09:34 Rachel Weiss, LSD
 10:09:54 Rep. Skees
 10:10:43 Vice Chair Usher

EXECUTIVE ACTION ON SB 74

10:11:04 **Motion:** Vice Chair Usher moved that **SB 74 BE CONCURRED IN**.

Discussion:

10:11:11 Rep. Berglee

10:11:28 **Vote:** Motion carried 17-2 by roll call vote with Rep. DeVries and Chair Doane voting no. Rep. Berglee will carry the bill.

EXECUTIVE ACTION ON LC 3306

10:12:42 Chair Doane
 10:12:52 Rep. C. Knudsen

10:13:22 **Motion:** Rep. C. Knudsen moved that **LC 3306 BE DRAFTED**.

10:13:25 Chair Doane

10:13:30 Without objection, Rep. C. Knudsen withdrew the BE DRAFTED motion.

10:13:32 **Motion:** Rep. C. Knudsen moved that **LC 3306 BE INTRODUCED**.

Discussion:

10:13:34 Chair Doane

10:13:45 **Vote:** Motion failed 14-5 by roll call vote with Rep. DeVries, Chair Doane, Rep. Dunn, Rep. Lenz and Rep. Manzella voting no.

10:15:05 Chair Doane
[EXHIBIT\(juh77a05\)](#)

10:15:10 Rachel Weiss, LSD

10:15:58 Chair Doane

ADJOURNMENT

Adjournment: 10:16:23

Abigail Konen, Clerk

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Additional Documents:

EXHIBIT([juh77aad.pdf](#))