

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Keith Regier, on January 15, 2019 at 9:00 AM, in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Keith Regier, Chair (R)
Sen. Jennifer Fielder, Vice Chair (R)
Sen. Diane Sands, Vice Chair (D)
Sen. Bryce Bennett (D)
Sen. John Esp (R)
Sen. Jen Gross (D)
Sen. Steve Hinebauch (R)
Sen. Margaret (Margie) MacDonald (D)
Sen. Gordon Vance (R)

Members Excused: Sen. Scott Sales (R)

Members Absent: None

Staff Present: Julianne Burkhardt, Legislative Branch
Noah Horan, Committee Secretary

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: SB 52, 1/11/2019; SB 64, 1/11/2019

Executive Action: SB 43 DO PASS AS AMENDED

HEARING ON SB 64**Opening Statement by Sponsor:**

09:01:32 Sen. Diane Sands (D), SD 49, opened the hearing on SB 64, Modernize child support statutes.

[EXHIBIT\(jus07a01\)](#)

Proponents' Testimony:

09:05:24 Chad Dexter, administrator, Child Support Enforcement Division, Montana Department of Public Health and Human Services (DPHHS)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

09:10:57 Sen. Sands

HEARING ON SB 52**Opening Statement by Sponsor:**

09:12:20 Sen. Diane Sands (D), SD 49, opened the hearing on SB 52, Generally revise laws on sexual assault kits.

Proponents' Testimony:

09:16:41 Joan Eliel, director, Consumer Protection and Victim Services, Montana Department of Justice (DOJ)

09:21:32 Jon Bennion, Montana Attorney General's Office (AG)

09:27:36 Jackie Jones, Montana County Attorneys Association (MCAA)

09:28:05 Katy Osterloth, coordinator, Forensic Nursing Program, Bozeman Health Hospital

09:31:34 Heather O'Hara, vice president, Montana Hospital Association

09:31:54 John MacDonald, City of Missoula

09:32:36 Debbie Mulcahy, coordinator, Sexual Assault Program, Kalispell Regional Medical Center

09:33:15 Alanna Sherstad, victim advocate

09:35:56 Mark Murphy, Montana Association of Chiefs of Police (MACOP)

09:38:09 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:39:41 Sen. Gross

09:40:30 Ms. Eliel, DOJ

09:41:11 Sen. Gross

09:41:43 Mr. Bennion, AG

09:42:41 Chair Regier
 09:42:57 Mr. Bennion
 09:43:59 Chair Regier
 09:44:15 Mr. Bennion
 09:44:45 Chair Regier
 09:45:08 Mr. Bennion
 09:45:52 Chair Regier
 09:45:58 Mr. Bennion
 09:46:03 Chair Regier
 09:47:03 Mr. Bennion

Closing by Sponsor:

09:48:08 Sen. Sands

09:50:35 Chair Regier

[EXHIBIT\(jus07a02\)](#)

EXECUTIVE ACTION ON SB 37

09:53:50 **Motion:** Sen. MacDonald moved that **SB 37 DO PASS.**

Discussion:

09:54:15 Sen. MacDonald
 09:54:57 Chair Regier
 09:55:17 Sen. MacDonald
 09:55:47 Sen. Fielder
 09:56:20 Sen. MacDonald
 09:57:06 Sen. Sands
 09:58:05 Sen. Fielder
 09:58:33 Sen. MacDonald
 09:59:32 Chair Regier
 10:00:01 Sen. Vance
 10:00:28 Chair Regier
 10:00:36 Without objection, Sen. MacDonald withdrew the motion.

EXECUTIVE ACTION ON SB 43

10:01:02 Sen. MacDonald
 10:01:07 Julianne Burkhardt, Legislative Services Division (LSD)
[EXHIBIT\(jus07a03\)](#)

10:01:43 **Motion:** Sen. MacDonald moved that **SB 43 DO PASS.**

10:02:52 **Motion/Vote:** Sen. MacDonald moved that **SB 43 BE AMENDED.** Motion carried unanimously by voice vote. Sen. S. Sales voted by proxy.

10:03:56 **Motion:** Sen. MacDonald moved that **SB 43 DO PASS AS AMENDED.**

Discussion:

10:04:06 Chair Regier

10:04:40 Sen. MacDonald

10:04:53 Ms. Burkhardt

10:05:36 Chair Regier

10:05:59 Ms. Burkhardt

10:06:35 Sen. Fielder

10:06:45 **Vote:** Motion carried unanimously by voice vote. Sen. S. Sales voted by proxy.

10:07:11 Chair Regier

ADJOURNMENT

Adjournment: 10:08 AM

Noah Horan, Secretary

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Additional Documents:

EXHIBIT([jus07aad.pdf](#))