

## MINUTES

### MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chair Keith Regier, on February 13, 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. Scott Sales (R)  
Sen. Gordon Vance (R)

**Members Excused:** None

**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 213, 2/8/2019; SB 225, 2/8/2019; SB 229, 2/8/2019

Executive Action: SB 205 DO PASS

**HEARING ON SB 229****Opening Statement by Sponsor:**

09:01:37 Sen. Brian Hoven (R), SD 13, opened the hearing on SB 229, Limit liability of private educational programs in admitting certain criminals.

09:01:48 Sen. MacDonald entered the hearing.

**Proponents' Testimony:**

09:03:41 Steve Cape, Montana Coalition for Safety and Justice

**Opponents' Testimony:** None**Informational Testimony:** None**Questions from Committee Members and Responses:**

09:06:46 Sen. Sands

09:07:19 Sen. Hoven

09:07:47 Sen. Sands

09:08:34 Sen. Hoven

09:09:21 Sen. Sands

09:09:33 Sen. Esp

09:09:50 Sen. Hoven

09:09:59 Sen. Esp

09:10:18 Sen. Hoven

09:10:31 Sen. Gross

09:11:01 Sen. Hoven

09:12:20 Sen. Gross

09:12:33 Sen. Hoven

09:12:46 Sen. Sands

09:13:06 Sen. Hoven

**Closing by Sponsor:**

09:13:18 Sen. Hoven

09:13:46 President Sales entered the hearing.

**HEARING ON SB 213****Opening Statement by Sponsor:**

09:14:20 Sen. Edith (Edie) McClafferty (D), SD 38, opened the hearing on SB 213, Generally revise evidence laws.

**Proponents' Testimony:**

09:16:05 Mark Murphy, Montana Association of Chiefs of Police (MACOP), speaking on behalf of Montana League of Cities and Towns (MLCT)

09:19:40 Jerry Williams, Montana Police Protective Association (MPPA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

09:21:03 Sen. Sands  
09:21:35 Mr. Murphy, MACOP  
09:22:22 Sen. MacDonald  
09:23:04 Mr. Williams, MPPA

**Closing by Sponsor:**

09:24:30 Sen. McClafferty

**HEARING ON SB 225**

**Opening Statement by Sponsor:**

09:25:08 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 225, Generally revise probate laws.

**Proponents' Testimony:**

09:29:01 Ed Eck, Montana State Bar  
09:44:50 Molly Considine, Montana State Bar  
09:56:14 Dirk Williams, Montana State Bar  
10:05:01 John Van Atta, Montana State Bar

[EXHIBIT\(jus30a01\)](#)

**Opponents' Testimony:**

10:12:43 Anita Milanovich, Montana Family Foundation (MFF)  
10:18:25 Rose Scheid, self  
10:21:10 Matt Brower, Montana Catholic Conference

10:21:24 Sen. Vance left the hearing.

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

10:22:03 Sen. Gross  
10:22:41 Mr. Eck, Montana State Bar  
10:24:06 Sen. Fielder  
10:24:18 Mr. Eck  
10:24:41 Sen. Fielder  
10:24:45 Mr. Eck  
10:25:15 Sen. Sands  
10:25:58 Mr. Eck  
10:26:21 Sen. Sands  
10:26:48 Mr. Eck  
10:27:34 Sen. Sands  
10:28:27 Mr. Eck  
10:28:36 Sen. MacDonald  
10:29:09 Ms. Considine, Montana State Bar  
10:29:45 Chair Regier  
10:30:05 Mr. Eck

10:30:41 Chair Regier  
10:30:46 Mr. Eck  
10:30:54 Sen. Gross  
10:31:54 Ms. Scheid, self  
  
10:32:32 Sen. Fielder left the hearing.  
  
10:33:52 Sen. Esp  
10:34:14 Ms. Milanovich, MFF  
10:34:57 Sen. Sands  
10:35:36 Mr. Eck  
10:36:18 Sen. Sands

**Closing by Sponsor:**

10:36:49 Sen. Fitzpatrick

**EXECUTIVE ACTION ON SB 205**

10:38:14 **Motion:** Sen. Sands moved that **SB 205 DO PASS.**

**Discussion:**

10:38:36 Chair Regier

10:38:48 **Vote:** Motion carried unanimously by voice vote. Sen. Fielder and Sen. Vance voted by proxy.

10:39:19 Sen. MacDonald

[EXHIBIT\(jus30a02\)](#)

[EXHIBIT\(jus30a03\)](#)

10:40:01 Sen. Sands  
10:40:37 Chair Regier

**ADJOURNMENT**

Adjournment: 10:41 AM

---

Noah Horan, Secretary

nh

Additional Documents:

**EXHIBIT([jus30aad.pdf](#))**