

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Keith Regier, on March 22, 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. 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: Sen. Bryce Bennett (D)

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: HB 463, 3/15/2019; HB 366, 3/15/2019; HB 473, 3/15/2019; HB 304, 3/15/2019; HB 146, 3/15/2019

Executive Action: SJ 18 BE ADOPTED

HEARING ON HB 463**Opening Statement by Sponsor:**

09:03:01 Rep. Matt Regier (R), HD 4, opened the hearing on HB 463, Revise laws on supervision of certain probationers and defendants.

Proponents' Testimony:

09:05:46 Marty Lambert, Montana County Attorneys Association (MCAA)
09:08:10 Nanette Gilbertson, Montana Sheriffs and Peace Officers Association (MSPOA)
09:10:48 Beth McLaughlin, Judicial Branch
09:11:38 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence

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

09:12:17 Sen. Sands
09:12:56 Mr. Lambert, MCAA
09:13:44 Sen. Sands
09:14:06 Mr. Lambert

Closing by Sponsor:

09:14:34 Rep. Regier

HEARING ON HB 366**Opening Statement by Sponsor:**

09:15:06 Rep. Robert Farris-Olsen (D), HD 79, opened the hearing on HB 366, Increase funeral benefit in crime victims compensation act.

Proponents' Testimony:

09:16:50 Joan Eliel, Montana Department of Justice (DOJ)
09:21:47 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

Opponents' Testimony: None**Informational Testimony:**

09:22:37 Holly Johnson, Crime Victim Compensation Program (CVCP)

Questions from Committee Members and Responses:

09:22:58 Sen. Fielder
09:23:32 Rep. Farris-Olsen
09:23:38 Sen. Fielder
09:23:42 Rep. Farris-Olsen
09:24:02 Sen. Fielder
09:24:15 Ms. Eliel, DOJ
09:25:27 Chair Regier
09:25:39 Ms. Eliel

09:25:49 Sen. Sands
09:26:27 Ms. Johnson, CVCP
09:27:06 Sen. Sands
09:27:21 Ms. Johnson
09:27:44 Sen. Sands
09:28:13 Ms. Johnson
09:28:43 Chair Regier
09:28:47 Ms. Johnson

Closing by Sponsor:

09:29:07 Rep. Farris-Olsen

09:31:15 Sen. Esp
09:31:47 Chair Regier
09:31:59 Sen. Gross

EXECUTIVE ACTION ON SJ 18

09:33:21 **Motion:** Sen. Sands moved that **SJ 18 DO PASS**.

Discussion:

09:34:32 Sen. Gross

09:35:09 **Vote:** Motion carried 6-4 by roll call vote with Sen. Fielder, Sen. Hinebauch, Sen. S. Sales and Sen. Vance voting no. Sen. Bennett, Sen. Hinebauch and Sen. S. Sales voted by proxy.

HEARING ON HB 304

Opening Statement by Sponsor:

09:36:39 Rep. Shane Morigeau (D), HD 95, opened the hearing on HB 304, Establish liability requirements for smart cars.

Proponents' Testimony:

09:42:35 Pat Fox, Montana Trial Lawyers Association (MTLA)

Opponents' Testimony:

09:46:09 Jon Metropoulos, Farmers Insurance Group, also speaking on behalf of Allstate Insurance and State Farm Insurance

[EXHIBIT\(jus59a01\)](#)

09:49:46 John Iverson, American Automobile Association (AAA)

[EXHIBIT\(jus59a02\)](#)

09:54:17 Chuck Denowh, Uber Technologies

[EXHIBIT\(jus59a03\)](#)

09:55:10 John MacDonald, Alliance of Automobile Manufacturers

09:57:00 Spook Stang, Motor Carriers of Montana

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

09:58:16 Rep. Morigeau

HEARING ON HB 473

Opening Statement by Sponsor:

10:03:44 Rep. Dennis Lenz (R), HD 53, opened the hearing on HB 473, Specify entity responsible for investigations in long-term care facilities.

Proponents' Testimony:

10:07:00 Rose Hughes, Montana Health Care Association (MHA)

[EXHIBIT\(jus59a04\)](#)

10:14:26 President Sales entered the hearing.

10:19:32 Eve Franklin, Montana Health Care Association (MHA)

10:27:22 Heather O'Hara, Montana Hospital Association

Opponents' Testimony:

10:28:18 Carter Anderson, Quality Assurance Division, Department of Public Health and Human Services (DPHHS)

10:30:32 Jackie Jones, Montana Area Agencies on Aging Association (M4A)

Informational Testimony: None

Questions from Committee Members and Responses:

10:36:55 Sen. Sands

10:37:35 Mr. Anderson, DPHHS

10:38:16 Sen. Sands

10:38:37 Ms. Hughes, MHA

10:39:20 Sen. Sands

10:40:09 Rep. Lenz

10:41:09 Sen. Sands

10:41:14 Rep. Lenz

10:41:34 Sen. Gross

10:42:09 Ms. Jones, M4A

10:43:57 Ms. Hughes

10:44:07 Sen. Gross

10:44:28 Ms. Hughes

10:48:10 Sen. Gross

10:48:26 Ms. Hughes

10:48:39 Sen. Gross

10:49:09 Rep. Lenz

Closing by Sponsor:

10:49:25 Rep. Lenz

10:52:52 Recess
10:58:34 Reconvened

HEARING ON HB 146

Opening Statement by Sponsor:

10:59:07 Rep. Kenneth Holmlund (R), HD 38, opened the hearing on HB 146, Establish laws regarding sanctuary cities in Montana.

Proponents' Testimony:

11:05:15 Garrett Bacon, self
11:06:29 Paul Nachman, self

[EXHIBIT\(jus59a05\)](#)

11:16:19 John Rogers, self

[EXHIBIT\(jus59a06\)](#)

11:20:42 Bob Leach, self

Opponents' Testimony:

11:24:19 SK Rossi, American Civil Liberties Union of Montana (ACLU)

11:29:43 Kelly Lynch, Montana League of Cities and Towns (MLCT)

11:32:15 David Andersen, Montana Association of Christians (MAC)

[EXHIBIT\(jus59a07\)](#)

11:34:16 Matt Brower, Montana Catholic Conference (MCC)

[EXHIBIT\(jus59a08\)](#)

11:36:58 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

[EXHIBIT\(jus59a09\)](#)

11:39:10 Jordon Dyrdaahl-Roberts, self

[EXHIBIT\(jus59a10\)](#)

11:41:16 Sarah Howell, Montana Women Vote (MWV)

11:42:06 Garrett Lankford, Montana Human Rights Network (MHRN)

11:42:25 Laurel Hesse, Planned Parenthood Advocates of Montana

11:43:12 Candida Quinn, self

Informational Testimony: None

Questions from Committee Members and Responses:

11:46:49 Sen. Hinebauch

11:47:06 Rep. Holmlund

11:47:17 Sen. Hinebauch

11:47:24 Rep. Holmlund

11:47:28 Sen. Hinebauch

11:47:34 Rep. Holmlund

11:47:39 Chair Regier

11:47:57 Mr. Nachman, self
11:48:03 Chair Regier
11:48:20 Mr. Nachman
11:48:54 Sen. MacDonald
11:49:41 Ms. Rossi, ACLU

Closing by Sponsor:

11:50:53 Rep. Holmlund

11:54:02 Chair Regier
11:54:57 Sen. Sands
11:55:13 Sen. Esp
11:55:27 Julianne Burkhardt, Legislative Services Division (LSD)
11:55:34 Chair Regier

ADJOURNMENT

Adjournment: 11:56 AM

Noah Horan, Secretary

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Additional Document

Additional Documents:

EXHIBIT([jus59aad.pdf](#))