

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Keith Regier, on March 29, 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: HB 615, 3/22/2019; HB 622, 3/22/2019

Executive Action: HB 146 BE CONCURRED IN; HB 284 BE CONCURRED IN; HB 304 BE TABLED; HB 366 TIED IN COMMITTEE; HJ 26 BE CONCURRED IN; HB 21 BE CONCURRED IN AS AMENDED

HEARING ON HB 622**Opening Statement by Sponsor:**

09:03:55 Rep. Robert Farris-Olsen (D), HD 79, opened the hearing on HB 622, Eliminate pre-established loan products.

[EXHIBIT\(jus65a01\)](#)

Proponents' Testimony:

09:06:09 Katie Sutton, Montana Organizing Project (MOP)

[EXHIBIT\(jus65a02\)](#)

09:09:57 Susan Fenner, Montana Native Vote

[EXHIBIT\(jus65a03\)](#)

09:11:02 Aimee Grmoljez, Montana Bankers Association (MBA)

Opponents' Testimony:

09:11:45 Jessie Luther, Consumer Data Industry Association

Informational Testimony: None

Questions from Committee Members and Responses:

09:13:07 Sen. Fielder
09:13:31 Rep. Farris-Olsen
09:14:14 Sen. Fielder
09:14:25 Rep. Farris-Olsen
09:15:16 Sen. Fielder
09:15:28 Rep. Farris-Olsen
09:15:56 Sen. Fielder
09:16:15 Rep. Farris-Olsen
09:16:40 Chair Regier
09:16:47 Rep. Farris-Olsen
09:17:28 Chair Regier
09:17:30 Rep. Farris-Olsen
09:17:33 Chair Regier
09:17:37 Rep. Farris-Olsen
09:17:50 Chair Regier
09:17:59 Ms. Grmoljez, MBA
09:18:58 Sen. Gross
09:19:22 Ms. Grmoljez
09:19:45 Sen. Gross
09:20:32 Ms. Sutton, MOP
09:20:40 Sen. MacDonald
09:21:01 Rep. Farris-Olsen
09:21:25 Sen. MacDonald
09:21:46 Ms. Sutton
09:22:56 Sen. Fielder
09:23:49 Rep. Farris-Olsen
09:24:27 Sen. Fielder
09:24:41 Rep. Farris-Olsen

Closing by Sponsor:

09:24:48 Rep. Farris-Olsen

HEARING ON HB 615

Opening Statement by Sponsor:

09:25:29 Rep. Shane Morigeau (D), HD 95, opened the hearing on HB 615, Modernize claim and delivery law.

Proponents' Testimony:

09:29:19 Eli Patten, self

[EXHIBIT\(jus65a04\)](#)

09:31:00 Dylan Crouse, self

09:32:04 Aimee Grmoljez, Montana Bankers Association (MBA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:33:24 Sen. Esp
09:33:43 Ms. Grmoljez, MBA
09:34:09 Mr. Patten, self
09:36:12 Sen. Esp
09:36:32 Mr. Patten
09:37:11 Sen. Vance
09:37:29 Mr. Patten
09:37:33 Sen. Vance
09:37:41 Mr. Patten
09:38:45 Sen. Vance
09:39:07 Mr. Patten
09:40:17 Sen. Vance
09:40:29 Mr. Patten
09:40:34 Sen. MacDonald
09:41:10 Mr. Patten
09:42:25 Sen. Fielder
09:42:38 Mr. Patten

Closing by Sponsor:

09:43:15 Rep. Morigeau

09:45:58 Recess

10:03:29 Reconvened

10:03:45 President Sales entered the meeting.

EXECUTIVE ACTION ON HB 146

10:04:10 **Motion:** Sen. Fielder moved that **HB 146 BE CONCURRED IN.**

Discussion:

10:04:18 Chair Regier
10:04:36 Sen. Sands
10:05:48 Sen. Gross
10:06:18 Chair Regier

10:06:35 **Vote:** Motion carried 6-4 by roll call vote with Sen. Bennett, Sen. Gross, Sen. MacDonald and Sen. Sands voting no. Sen. Regier will carry the bill.

EXECUTIVE ACTION ON HB 284

10:07:24 **Motion:** Sen. Fielder moved that **HB 284 BE CONCURRED IN.**

Discussion:

10:07:33 Chair Regier
10:07:50 Sen. Gross
10:10:45 Sen. MacDonald
10:12:36 Sen. Fielder
10:13:45 Sen. Sands
10:15:25 Sen. Fielder
10:17:11 Sen. Bennett
10:20:55 Sen. MacDonald
10:21:34 Sen. Fielder
10:21:53 Sen. MacDonald
10:22:29 Sen. Fielder

10:23:43 **Vote:** Motion carried 6-4 by roll call vote with Sen. Bennett, Sen. Gross, Sen. MacDonald and Sen. Sands voting no. Sen. Regier will carry the bill.

EXECUTIVE ACTION ON HB 304

10:24:37 **Motion:** Sen. Fielder moved that **HB 304 BE CONCURRED IN.**

Discussion:

10:24:46 Chair Regier
10:25:03 Sen. Gross

10:25:49 **Substitute Motion/Vote:** Sen. Esp made a Substitute Motion that **HB 304 BE TABLED.** Substitute Motion failed 5-5 by roll call vote with Sen. Esp, Sen. Hinebauch, Sen. K. Regier, Sen. S. Sales and Sen. Vance voting aye.

Discussion:

10:26:33 Chair Regier
10:26:30 Sen. Fielder
10:26:50 Chair Regier

10:27:21 **Substitute Motion/Vote:** Sen. Esp made a Substitute Motion that **HB 304 BE TABLED**. Substitute Motion carried 6-4 by roll call vote with Sen. Bennett, Sen. Gross, Sen. MacDonald and Sen. Sands voting no.

EXECUTIVE ACTION ON HB 366

10:28:36 **Motion:** Sen. Fielder moved that **HB 366 BE CONCURRED IN**.

Discussion:

10:28:44 Chair Regier

10:29:04 Sen. Sands

10:29:31 Sen. Fielder

10:30:45 Sen. Sands

10:31:46 Sen. Esp

10:32:40 **Vote:** Motion failed 5-5 by roll call vote with Sen. Bennett, Sen. Esp, Sen. Gross, Sen. MacDonald and Sen. Sands voting aye.

10:33:11 **Motion/Vote:** Sen. Fielder moved that **HB 366 BE TABLED**. Motion failed 5-5 by roll call vote with Sen. Fielder, Sen. Hinebauch, Sen. K. Regier, Sen. S. Sales and Sen. Vance voting aye.

EXECUTIVE ACTION ON HJ 26

10:34:24 **Motion:** Sen. Fielder moved that **HJ 26 BE CONCURRED IN**.

Discussion:

10:34:33 Chair Regier

10:34:48 Sen. Gross

10:35:55 Chair Regier

10:36:03 Sen. Gross

10:36:10 Chair Regier

10:36:32 President Sales

10:37:09 Sen. Hinebauch

10:37:54 Sen. MacDonald

10:39:03 Chair Regier

10:39:11 **Vote:** Motion carried 6-4 by roll call vote with Sen. Bennett, Sen. Gross, Sen. MacDonald and Sen. Sands voting no. Sen. Sales will carry the bill.

EXECUTIVE ACTION ON HB 296

10:39:57 **Motion/Vote:** Sen. K. Regier moved that **HB 296 BE REMOVED FROM TABLE**. Motion failed 5-5 by roll call vote with Sen. Esp, Sen. Hinebauch, Sen. K. Regier, Sen. S. Sales and Sen. Vance voting aye.

EXECUTIVE ACTION ON HB 21

10:41:20 **Motion/Vote:** Sen. Fielder moved that **HB 21 BE REMOVED FROM TABLE.**
Motion carried 7-3 by roll call vote with Sen. Hinebauch, Sen. S. Sales and Sen.
Vance voting no.

10:42:21 **Motion:** Sen. Fielder moved that **HB 21 BE CONCURRED IN.**

10:42:34 **Motion:** Sen. Fielder moved that **HB 21 BE AMENDED.**

EXHIBIT(jus65a05)

Discussion:

10:43:50 Sen. Fielder

10:45:56 Sen. Sands

10:47:56 Chair Regier

10:48:06 Sen. Gross

10:49:56 Sen. Hinebauch

10:50:19 Julianne Burkhardt, Legislative Services Division (LSD)

10:50:31 **Vote:** Motion carried 8-2 by roll call vote with Sen. Bennett and Sen. Gross
voting no.

10:51:00 **Motion/Vote:** Sen. Fielder moved that **HB 21 BE CONCURRED IN AS
AMENDED.** Motion carried 8-2 by roll call vote with Sen. Hinebauch and Sen.
Vance voting no. Sen. Sands will carry the bill.

10:52:00 Chair Regier

ADJOURNMENT

Adjournment: 10:52 AM

Noah Horan, Secretary

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Additional Documents:

EXHIBIT([jus65aad.pdf](#))