

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 67th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chair Barry Usher, on January 25, 2021 at 8:00 AM, in Room 137 Capitol

#### ROLL CALL

##### **Members Present:**

Rep. Barry Usher, Chair (R)  
Rep. Kathy Kelker, Vice Chair (D)  
Rep. Amy Regier, Vice Chair (R)  
Rep. Seth Berglee (R)  
Rep. Laurie Bishop (D)  
Rep. Jennifer Carlson (R)  
Rep. Robert Farris-Olsen (D)  
Rep. Frank Fleming (R)  
Rep. Tom France (D)  
Rep. Jane Gillette (R)  
Rep. Donavon Hawk (D)  
Rep. Jedediah Hinkle (R)  
Rep. Brandon Ler (R)  
Rep. Bob Phalen (R)  
Rep. Derek Skees (R)  
Rep. Ed Stafman (D)  
Rep. Mallerie Stromswold (R)  
Rep. Danny Tenenbaum (D)

##### **Members Excused:**

Rep. Dennis R. Lenz (R)

**Members Absent:** None

##### **Staff Present:**

Lydia Balian, Committee Secretary  
Rachel Weiss, Legislative Branch  
Hallie Swain, Remote Meeting Coordinator

**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 164, 1/14/2021; SB 19, 1/14/2021; SB 50, 1/14/2021  
Executive Action on: HB 36; SB 19

**HEARING ON HB 164****Opening Statement by Sponsor:**

08:04:59 Rep. Connie Keogh (D), HD 91, opened the hearing on HB 164, Revise temporary automatic domestic relations orders.

08:05:30 Rep. Skees and Rep. Stromswold left the meeting.

**Proponents' Testimony:**

08:08:34 Debra Steigerwalt, self

08:17:37 Mars Scott, Montana State Bar Family Law Section

08:22:25 Gail Goheen, Montana State Bar Family Law Section

**[EXHIBIT\(juh16a01\)](#)**

**Opponents' Testimony:** None

**Informational Testimony:**

08:26:52 Tal Goldin, Montana Legal Services Association (MLSA)

**[EXHIBIT\(juh16a02\)](#)**

**Questions from Committee Members and Responses:**

08:28:33 Vice Chair Kelker

08:29:58 Gail Goheen, Montana State Bar Family Law Section

08:30:51 Rep. Carlson

08:31:30 Tal Goldin, MLSA

08:31:41 Rep. Stromswold rejoined the meeting.

08:35:20 Rep. Berglee

08:35:59 Tal Goldin, MLSA

08:36:35 Rep. Berglee

08:36:44 Rep. Keogh

08:37:16 Mars Scott, Montana State Bar Family Law Association

08:37:52 Rep. Berglee

08:38:25 Mars Scott, Montana State Bar Family Law Association

08:38:49 Debra Steigerwalt, self

**Closing by Sponsor:**

08:40:06 Rep. Keogh

**HEARING ON SB 19****Opening Statement by Sponsor:**

08:41:39 Sen. Keith Regier (R), SD 3, opened the hearing on SB 19, Revise staffing and structure of Board of Crime Control.

**Proponents' Testimony:**

08:45:03 Shelby DeMars, Montana Police Protective Association (MPPA)

08:45:47 Adrienne Cotton, self

08:48:06 Alan Doane, Montana Department of Justice (DOJ)

08:48:24 Nanette Gilbertson, Montana Sheriffs and Peace Officers Association (MSPOA);  
Montana County Attorneys' Association (MCAA)

**Opponents' Testimony:** None

**Informational Testimony:**

08:49:48 Natalia Bowser, Montana Department of Corrections (DOC)

08:50:16 Beth McLaughlin, Montana Board of Crime Control (MBCC)

**Questions from Committee Members and Responses:**

08:51:06 Rep. J. Hinkle

08:51:36 Sen. Regier

**Closing by Sponsor:**

08:52:06 Sen. Regier

**HEARING ON SB 50**

**Opening Statement by Sponsor:**

08:53:34 Sen. Diane Sands (D), SD 49, opened the hearing on SB 50, Revise membership of the Board of Crime Control.

**Proponents' Testimony:**

08:59:03 Nanette Gilberston, Montana Sheriffs' and Peace Officers Association (MSPOA);  
Montana County Attorneys' Association (MCAA)

09:00:03 Kelsen Young, self

09:06:04 Stacey Umhey, self

09:07:54 Sen. Gross

09:08:36 Chair Usher left the meeting.

09:08:43 Vice Chair Regier assumed the chair.

**Opponents' Testimony:**

09:09:18 Jennae Weber, self

09:12:47 Chair Usher rejoined the meeting.

09:15:03 Raye Newmeyer, self

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

09:15:50 Rep. Tenenbaum

09:16:35 Kelsen Young, self

09:17:46 Rep. J. Hinkle

09:20:06 Kelsen Young, self

**Closing by Sponsor:**

09:21:40 Sen. Sands

09:24:15 Recess

10:02:47 Reconvened

10:03:02 Chair Usher

**EXECUTIVE ACTION ON HB 36**

10:03:57 **Motion:** Rep. A. Regier moved that **HB 36 DO PASS.**

**Discussion:**

10:04:28 Chair Usher  
10:04:37 Vice Chair Kelker  
10:05:15 Rep. Carlson  
10:05:53 Rep. Gillette  
10:06:15 Chair Usher

10:07:03 **Vote:** Motion carried unanimously by voice vote. Rep. Lenz and Rep. Skees voted by proxy.

**EXECUTIVE ACTION ON HB 116**

10:07:25 **Motion:** Rep. A. Regier moved that **HB 116 DO PASS.**

**Discussion:**

10:07:51 Rep. Carlson  
10:08:42 Rep. Berglee

10:08:53 **Substitute Motion/Vote:** Rep. Carlson made a substitute motion that **HB 116 BE POSTPONED.** Substitute Motion carried unanimously by voice vote.

**Discussion:**

10:08:57 Rep. Farris- Olsen  
10:09:23 Chair Usher

**EXECUTIVE ACTION ON SB 19**

10:10:26 **Motion:** Rep. A. Regier moved that **SB 19 BE CONCURRED IN.**

**Discussion:**

10:11:10 Rep. Berglee

10:11:25 **Vote:** Motion carried unanimously by voice vote. Rep. Lenz and Rep. Skees voted by proxy. Rep. Usher will carry the bill.

10:12:27 Rep. Bishop  
10:12:51 Chair Usher

**ADJOURNMENT**

Adjournment: 10:14:48

---

Lydia Balian, Secretary

lb

Additional Documents:

**EXHIBIT**([juh16aad.pdf](#))