

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Barry Usher, on January 28, 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. Dennis R. Lenz (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: None

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 230, 1/25/2021; HB 234, 1/25/2021; HB 236, 1/25/2021; SB 4,
1/25/2021

HEARING ON HB 234**Opening Statement by Sponsor:**

08:04:39 Rep. Mallerie Stromswold (R), HD 50, opened the hearing on HB 234, Remove sunset on requirement that massage therapy businesses display licenses.

[EXHIBIT\(juh19a01\)](#)

Proponents' Testimony:

08:06:23 Daniel Zolnikov, self

08:09:56 Wendy Marsh, self

08:11:40 Deborah Kimmet, Business League for Massage Therapy & Bodywork (BLMTB)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

08:13:57 Rep. Fleming

08:14:25 Daniel Zolnikov, self

08:16:51 Rep. J. Hinkle

08:17:47 Daniel Zolnikov, self

08:18:34 Rep. Tenenbaum

08:19:09 Daniel Zolnikov, self

08:20:10 Rep. Tenenbaum

08:20:38 Chair Usher

08:20:55 Rep. Tenenbaum

08:21:58 Rep. Lenz

08:22:27 Daniel Zolnikov, self

08:23:46 Chair Usher

Closing by Sponsor:

08:24:05 Rep. Stromswold

HEARING ON HB 230**Opening Statement by Sponsor:**

08:25:17 Rep. Matt Regier (R), HD 4, opened the hearing on HB 230, Generally revise emergency and disaster laws.

Proponents' Testimony:

08:32:06 Sen. Tom McGillvray

08:36:20 Henry Kriegel, Americans for Prosperity

08:39:05 Charlotte Snyder, self

08:43:11 Eileen Guthrie, self

08:44:51 Christina Green, self

08:47:44 Kody Vandyke, self

08:50:22 Deanna Marshall, self

08:50:57 Chair Usher left the meeting.

08:51:06 Vice Chair Regier assumed the chair.

08:51:53 Robyn Mohs, self
08:52:43 Henry Kreigel, self

EXHIBIT(juh19a02)

Opponents' Testimony:

08:53:20 Tim Burton, Montana League of Cities and Towns (MLCT)
08:53:21 Chair Usher rejoined the meeting.

Informational Testimony:

08:55:25 Delila Bruno, Montana Disaster and Emergency Services (DES)
08:55:54 Michael DeGrosky, Department of Natural Resources and Conservation (DNRC)
08:56:30 Jim Murphy, Department of Public Health and Human Services (DPHHS)

Questions from Committee Members and Responses:

08:56:58 Rep. Gillette
08:58:00 Rep. Matt Regier
08:58:15 Rep. Hawk left the meeting.
08:58:36 Vice Chair Kelker
08:59:09 Chair Usher
08:59:28 Rachel Weiss, Legislative Services Division (LSD)
08:59:47 Rep. Skees
09:00:52 Tim Burton, MLCT
09:01:08 Rep. Skees
09:01:24 Vice Chair Kelker
09:02:14 Rep. Stafman
09:07:34 Rep. Matt Regier
09:07:49 Chair Usher
09:08:23 Rep. France
09:09:31 Rep. Matt Regier
09:10:00 Rep. France
09:12:05 Rep. Bishop
09:15:30 Jim Murphy, DPHHS
09:15:58 Vice Chair Kelker
09:19:41 Rep. Matt Regier
09:19:59 Rep. Skees
09:20:57 Rep. Matt Regier
09:21:34 Rep. J. Hinkle
09:22:44 Rep. Matt Regier
09:22:54 Rep. Bishop
09:25:13 Delila Bruno, DES
09:26:01 Rep. Tenenbaum
09:27:51 Rep. Matt Regier

Closing by Sponsor:

09:28:03 Rep. Matt Regier

HEARING ON HB 236**Opening Statement by Sponsor:**

09:29:26 Rep. Matt Regier (R), HD 4, opened the hearing on HB 236, Revise local health board & health officer powers, duties, and penalties.

Proponents' Testimony:

09:35:52 Sen. Tom McGillvray
09:38:00 Shelby DeMars, Montana Association of Oil, Gas & Coal Counties
09:39:28 Henry Kriegel, Americans for Prosperity
09:41:31 Chair Usher left the meeting.
09:41:37 Vice Chair Regier assumed the chair.
09:42:09 Charlotte Snyder, Freedom Protection Alliance
09:44:41 Rep. Bishop
09:46:18 Carolyn Truscott, self
09:47:37 Rep. Berglee left the meeting.
09:48:24 Eileen Guthrie, self
09:49:35 Kody Vandyke, self
09:52:04 Deanna Marshall, self
09:52:50 Robyn Mohs, self
09:56:33 Franz Glaus, self
09:57:44 Christina Green, self
09:58:01 Chair Usher rejoined the meeting.

Opponents' Testimony:

09:59:26 Vicky Byrd, Montana Nurses Association (MNA)

EXHIBIT(juh19a03)

10:05:06 Tim Burton, Montana League of Cities and Towns (MLCT)
10:06:36 Jean Branscum, Montana Medical Association (MMA)
10:10:34 Rep. Skees
10:12:39 Jean Branscum, MMA
10:13:31 Stacey Anderson, Montana Primary Care Association (MPCA)
10:15:23 Karen Sullivan, Association of Montana Public Health Officials (AMPHO)
10:20:10 Shannon Therriault, Montana Environmental Health Association (MEHA)

Informational Testimony:

10:24:34 Jim Murphy, Department of Public Health and Human Services (DPHHS)

Questions from Committee Members and Responses:

10:25:09 Vice Chair Kelker
10:26:11 Rep. J. Hinkle
10:27:42 Rep. Matt Regier
10:28:05 Rep. Stafman
10:29:07 Stacey Anderson, MPCA
10:30:05 Rep. Bishop
10:31:02 Shannon Therriault, MEHA
10:32:34 Rep. France
10:33:24 Jim Burton, DPHHS
10:35:08 Rep. Skees

10:36:28 Vicky Byrd, MNA
10:37:07 Rep. Skees
10:39:02 Stacey Anderson, MPCA
10:39:39 Rep. Skees
10:40:40 Karen Sullivan, AMPHO
10:42:42 Vice Chair Kelker
10:43:46 Tim Burton, MLCT
10:45:12 Rep. Hawk
10:45:47 Rep. Matt Regier
10:45:58 Rep. Carlson
10:49:28 Jim Murphy, DPHHS
10:49:57 Rep. Phalen
10:52:10 Rep. Matt Regier
10:53:16 Chair Usher
10:53:35 Rep. Matt Regier
10:54:00 Chair Usher
10:54:54 Shannon Therriault, MEHA
10:56:46 Chair Usher
10:57:37 Karen Sullivan, AMPHO

Closing by Sponsor:

10:58:59 Rep. Matt Regier

11:00:15 Brief Recess

11:06:11 Reconvened

HEARING ON SB 4

Opening Statement by Sponsor:

11:06:21 Sen. Jason Small (R), SD 21, opened the hearing on SB 4, Extend the Missing Indigenous Persons Task Force.

11:06:41 Rep. Berglee rejoined the meeting.

Proponents' Testimony:

11:08:49 Mike Milburn, Governor's Office
11:09:46 Rep. Bishop
11:11:57 Dalayah Killsback, Western Native Voice (WNV)
11:13:17 Keaton Sunchild, Montana Native Vote (MNV)
11:14:28 Stacey Anderson, Montana Primary Care Association (MPCA)
11:15:20 Iko'tsimiskimaki Beck, Indigenous Organizers Collective
11:16:16 Ellie Bundy, Confederated Salish and Kootenai Tribes
11:19:21 Valerie Falls Down, self

EXHIBIT(juh19a04)

11:22:01 Laurie Little Dog, self

Opponents' Testimony: None

Informational Testimony:

11:23:11 Dana Toole, Montana Department of Justice (DOJ)

Questions from Committee Members and Responses:

11:23:50 Rep. Gillette

11:25:48 Sen. Small

11:27:50 Rep. Bishop

11:30:03 Sen. Small

Closing by Sponsor:

11:32:14 Sen. Small

11:33:53 Rep. Skees

11:34:40 Vice Chair Kelker

11:34:50 Chair Usher

11:35:49 Rachel Weiss, LSD

11:36:21 Vice Chair Kelker

11:37:34 Chair Usher

11:38:05 Rep. France

11:39:54 Rep. Phalen

ADJOURNMENT

Adjournment: 11:40:50

Lydia Balian, Secretary

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Additional Documents:

EXHIBIT([juh19aad.pdf](#))