

## MINUTES

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

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chair Amy Regier, on February 8, 2021 at 8:00 AM, in Room 137 Capitol

#### ROLL CALL

**Members Present:**

Rep. Kathy Kelker, Vice Chair (D)  
Rep. Amy Regier, Vice Chair (R)  
Rep. Laurie Bishop (D)  
Rep. Jennifer Carlson (R)  
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:**

Rep. Barry Usher, Chair (R)  
Rep. Seth Berglee (R)  
Rep. Robert Farris-Olsen (D)

**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: SB 39, 2/5/2021; SB 114, 2/5/2021; HB 322, 2/5/2021; HB 327,  
2/5/2021

**HEARING ON SB 39**

**Opening Statement by Sponsor:**

08:02:13 Sen. Keith Regier (R), SD 3, opened the hearing on SB 39, Generally revise laws related to sexual offender evaluations and treatment.

08:03:27 Rep. Farris-Olsen and Rep. Berglee joined the meeting.

08:03:39 Rep. Skees left the meeting.

**Proponents' Testimony:** None

**Opponents' Testimony:**

08:07:27 Jake Leeper, Montana Sex Offender Treatment Association (MSOTA)

08:11:46 Andy Hudak, Montana Sex Offender Treatment Association (MSOTA)

08:16:17 Loretta Bolyard, Board of Psychologists

**Informational Testimony:**

08:20:30 Quinlan O'Connor, Department of Labor and Industry (DLI)

**Questions from Committee Members and Responses:**

08:20:47 Vice Chair Kelker

08:24:11 Quinlan O'Connor, DLI

08:24:48 Rep. Stafman

08:25:13 Sen. Regier

08:26:46 Rep. Skees rejoined the meeting.

08:26:53 Rep. Bishop

08:30:12 Quinlan O'Connor, DLI

**Closing by Sponsor:**

08:31:14 Sen. Regier

**HEARING ON SB 114**

**Opening Statement by Sponsor:**

08:34:04 Sen. Jason Ellsworth (R), SD 43, opened the hearing on SB 114, Revise the homestead exemption.

**Proponents' Testimony:**

08:35:50 Sam Sill, Montana Association of Realtors (MAR)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

08:37:13 Rep. J. Hinkle

08:39:14 Sen. Ellsworth

08:40:39 Rep. France

08:43:08 Sen. Ellsworth  
08:43:31 Vice Chair Kelker  
08:45:26 Sen. Ellsworth

**Closing by Sponsor:**

08:46:36 Sen. Ellsworth

**HEARING ON HB 322**

**Opening Statement by Sponsor:**

08:47:59 Rep. Jimmy Patelis (R), HD 52, opened the hearing on HB 322, Constitutional amendment to raise legislator residency requirement.

**Proponents' Testimony:** None

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

08:49:51 Rep. Patelis  
  
08:51:10 Brief Recess  
09:00:45 Reconvened

**HEARING ON HB 327**

**Opening Statement by Sponsor:**

09:00:52 Rep. Julie Dooling (R), HD 70, opened the hearing on HB 327, Provide default definitions for covenants limiting the use of real property.

**[EXHIBIT\(juh26a01\)](#)**

**Proponents' Testimony:**

09:05:16 John Sinrud, self  
09:08:40 Zoe King, TOK Park Subdivision  
09:13:05 Rhonda Wiggers, TOK Home Owners Association (TOK HOA)

**Opponents' Testimony:**

09:19:11 Sam Sill, Montana Association of Realtors (MAR)  
09:22:00 Don Lepinsky, self  
09:25:45 Allison Konkel, self  
09:29:41 Stephanie Baucus, Moulton Bellingham PC  
09:39:29 Robin Hogan, self

**[EXHIBIT\(juh26a02\)](#)**

09:47:44 Blaine Konkel, self

09:51:32 Steve Muggli, self  
09:57:19 Charles Denowh, United Property Owners of Montana

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

09:58:29 Rep. J. Hinkle  
09:59:28 Rep. Dooling  
09:59:52 Rhonda Wiggers, TOK HOA  
10:01:31 Rep. J. Hinkle  
10:02:34 Rhonda Wiggers, TOK HOA  
10:03:34 Rep. Dooling  
10:03:56 Rep. Skees  
10:04:27 Stephanie Baucus, Moulton Bellingham PC  
10:05:17 Rep. Skees  
10:06:40 Rep. Dooling  
10:07:16 Vice Chair Kelker  
10:08:37 Stephanie Baucus, Moulton Bellingham PC  
10:12:22 Rep. Bishop  
10:14:15 Rep. Dooling  
10:14:26 Rep. Skees  
10:14:57 John Sinrud, self

**Closing by Sponsor:**

10:15:52 Rep. Dooling

**ADJOURNMENT**

Adjournment: 10:18:30

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Lydia Balian, Secretary

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Additional Documents:

**EXHIBIT**([juh26aad.pdf](#))