

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Barry Usher, on February 22, 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 517, 2/19/2021; HB 435, 2/19/2021; HB 393, 2/19/2021; HB 459, 2/19/2021; HB 503, 2/19/2021; HB 509, 2/19/2021; HB 451, 2/19/2021; HB 427, 2/19/2021; HB 439, 2/19/2021; HB 502, 2/19/2021; HB 436, 2/19/2021; HB 478, 2/19/2021; HB 430, 2/19/2021; HB 519, 2/19/2021; HB 449, 2/19/2021; HB 504, 2/19/2021; HB 463, 2/19/2021; HB 499, 2/19/2021; HB 501, 2/19/2021; HB 515, 2/19/2021

Executive Action on: HB 517; HB 435; HB 393; HB 459; HB 503; HB 509; HB 451; HB 439; HB 502; HB 436; HB 478; HB 427; HB 430; HB 504; HB 463; HB 515

HEARING ON HB 517**Opening Statement by Sponsor:**

07:08:38 Rep. Bill Mercer (R), HD 46, opened the hearing on HB 517, Revise penalties related to underage marijuana possession and use.

07:11:48 Rep. J. Hinkle, Rep. Skees, and Rep. Tenenbaum left the meeting.

Proponents' Testimony:

07:12:07 Brian Thompson, Montana County Attorneys' Association (MCAA)

Opponents' Testimony:

07:13:36 Erica Siate, self

07:16:27 SK Rossi, American Civil Liberties Union of Montana (ACLU)

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

07:17:55 Rep. Mercer

EXECUTIVE ACTION ON HB 517

07:18:56 **Motion/Vote:** Rep. A. Regier moved that **HB 517 DO PASS**. Motion carried 12-7 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Rep. France, Rep. Hawk, Rep. Kelker, Rep. Stafman and Rep. Tenenbaum voting no. Rep. J. Hinkle, Rep. Skees and Rep. Tenenbaum voted by proxy.

HEARING ON HB 435**Opening Statement by Sponsor:**

07:20:24 Rep. Bill Mercer (R), HD 46, opened the hearing on HB 435, Generally revise civil liability laws for government.

Proponents' Testimony:

07:24:46 Brian Thompson, Montana County Attorneys' Association (MCAA); Montana Municipal Interlocal Authority (MMIA)

07:25:35 Garrett Bacon, self

07:26:23 Emily Dean, Montana School Boards Association (MTSBA)

07:27:25 Dennis Parman, Montana Rural Education Association (MREA)

Opponents' Testimony:

07:28:45 Amanda Curtis, Montana Federation of Public Employees (MFPE)

07:29:55 Al Smith, Montana Trial Lawyers Association (MTLA)

07:33:46 Maysoon Simmons, self

07:35:06 Laurie Little Dog, self

07:36:38 Rep. Skees rejoined the meeting.

07:37:32 Josh Butterfly, Opening Doors

Informational Testimony: None

Questions from Committee Members and Responses:

07:39:41 Rep. Carlson
07:41:22 Rep. Mercer
07:42:26 Rep. Hawk
07:42:50 Amanda Curtis, MFPE
07:42:55 Rep. Tenenbaum rejoined the meeting.

Closing by Sponsor:

07:44:45 Rep. Mercer

EXECUTIVE ACTION ON HB 435

07:45:40 **Motion:** Rep. A. Regier moved that **HB 435 DO PASS.**

Discussion:

07:45:49 Rep. Gillette

07:46:20 **Vote:** Motion carried 12-7 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Rep. France, Rep. Hawk, Rep. Kelker, Rep. Stafman and Rep. Tenenbaum voting no. Rep. J. Hinkle voted by proxy.

07:47:31 Vice Chair Regier

HEARING ON HB 393

Opening Statement by Sponsor:

07:49:17 Rep. Jane Gillette (R), HD 64, opened the hearing on HB 393, Revise laws related to amendment of a parenting plan due to change in residence.

Proponents' Testimony:

07:51:18 Christopher Gillette, self
07:54:52 Mars Scott, self
07:57:12 Lori Harshbarger, self
07:58:54 Chair Usher left the meeting.
07:59:11 Vice Chair Regier assumed the chair.
07:59:31 Gail Goheen, self
08:02:44 Grant Jamieson, self
08:03:29 Chair Usher rejoined the meeting.

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

08:06:39 Rep. Stafman
08:08:10 Mars Scott, self

Closing by Sponsor:

08:08:56 Rep. Gillette

[EXHIBIT\(juh37a01\)](#)**EXECUTIVE ACTION ON HB 393**

08:10:10 **Motion/Vote:** Rep. A. Regier moved that **HB 393 DO PASS**. Motion carried 16-1 by voice vote with Rep. Farris-Olsen voting no.

HEARING ON HB 459**Opening Statement by Sponsor:**

08:10:53 Rep. Dennis Lenz (R), HD 53, opened the hearing on HB 459, Provide for certification of CPS workers with direct contact with children.

Proponents' Testimony:

08:13:50 Denise Johnson, Montana Child Protection Alliance (MCPA)

[EXHIBIT\(juh37a02\)](#)

08:15:30 Rep. Tenenbaum rejoined the meeting.

08:15:31 Kathy Eakin, self

08:17:19 Lacy Berg, self

08:19:14 Phillip Berg, self

08:19:36 Kelly Santiago, self

08:20:54 Alyssa Landsverk, self

Opponents' Testimony:

08:22:48 Marti Vining, Department of Public Health and Human Services (DPHHS)

08:25:24 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

08:27:10 Ann Truesdell, Montana Chapter of the National Association of Social Workers (NASW)

08:29:41 Lauren Wilson, self

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

08:31:18 Vice Chair Kelker

08:33:12 Rep. Lenz

08:34:25 Rep. France

08:35:13 Marti Vining, DPHHS

08:39:12 Rep. Skees

08:41:41 Marti Vining, DPHHS

08:42:41 Rep. Carlson

08:43:14 Rep. Lenz

Closing by Sponsor:

08:44:37 Rep. Lenz

EXECUTIVE ACTION ON HB 459

08:49:12 **Motion:** Rep. A. Regier moved that **HB 459 DO PASS.**

Discussion:

08:49:25 Rep. Bishop

08:50:29 Rep. France

08:51:59 Vice Chair Kelker

08:53:20 Rep. Skees

08:54:33 Rep. Carlson

08:55:34 **Vote:** Motion carried 14-5 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Rep. France, Rep. Kelker and Rep. Stafman voting no. Rep. J. Hinkle voted by proxy.

08:56:41 Brief Recess

09:02:55 Reconvened

HEARING ON HB 503**Opening Statement by Sponsor:**

09:03:06 Rep. Dennis Lenz (R), HD 53, opened the hearing on HB 503, Revise laws relating to child protective services hearings.

Proponents' Testimony:

09:08:04 Denise Johnson, Montana Child Protection Alliance (MCPA)

09:10:23 Lacy Berg, self

09:11:41 Kathy Eakin, self

09:12:15 Phillip Berg, self

09:12:32 Nanette Gilbertson, Montana County Attorneys' Association (MCAA)

09:14:55 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

Opponents' Testimony:

09:17:28 Marti Vining, Department of Public Health and Human Services (DPHHS)

Informational Testimony: None

Questions from Committee Members and Responses:

09:20:54 Vice Chair Kelker

09:21:46 Rep. Lenz

09:22:46 Vice Chair Kelker

09:23:07 Nanette Gilbertson, MCAA

09:23:51 Rep. Tenenbaum

09:24:15 Rep. Lenz

09:25:23 Rep. Tenenbaum

09:25:37 Marti Vining, DPHHS

09:27:40 Nanette Gilbertson, MCAA

09:28:11 Vice Chair Kelker

09:29:02 Rep. Lenz

09:30:23 Rep. Gillette
09:30:51 Chair Usher
09:31:25 Rep. Carlson

Closing by Sponsor:

09:32:27 Rep. Lenz

EXECUTIVE ACTION ON HB 503

09:34:55 **Motion/Vote:** Rep. A. Regier moved that **HB 503 DO PASS**. Motion carried unanimously by roll call vote. Rep. J. Hinkle voted by proxy.

HEARING ON HB 509

Opening Statement by Sponsor:

09:36:12 Rep. Danny Tenenbaum (D), HD 95, opened the hearing on HB 509, Revising robocall fines.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

09:38:11 Rep. Skees
09:41:45 Rep. Tenenbaum
09:41:50 Rep. Lenz left the meeting.

Closing by Sponsor:

09:42:07 Rep. Tenenbaum

EXECUTIVE ACTION ON HB 509

09:42:42 **Motion:** Rep. A. Regier moved that **HB 509 DO PASS**.

09:42:51 **Substitute Motion/Vote:** Rep. Skees made a substitute motion that **HB 509 BE TABLED**. Substitute Motion failed 8-11 by roll call vote with Rep. Berglee, Rep. J. Hinkle, Rep. Lenz, Rep. Phalen, Rep. A. Regier, Rep. Skees, Rep. Stromswold and Rep. Usher voting aye. Rep. J. Hinkle and Rep. Lenz voted by proxy.

09:44:25 Rep. Stafman
09:44:47 Rep. Skees
09:45:30 Chair Usher
09:46:06 Vice Chair Kelker

09:46:56 **Vote:** Motion carried unanimously by roll call vote. Rep. J. Hinkle and Rep. Lenz voted by proxy.

HEARING ON HB 451**Opening Statement by Sponsor:**

09:48:11 Rep. Robert Farris-Olsen (D), HD 79, opened the hearing on HB 451, Generally revise time served requirements.

Proponents' Testimony:

09:51:15 Laurel Hesse, American Civil Liberties Union of Montana (ACLU)
09:51:43 SJ Howell, Montana Women Vote (MWV)
09:52:47 Laurie Little Dog, self
09:56:38 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

Opponents' Testimony:**Informational Testimony:****Questions from Committee Members and Responses:**

09:53:59 Rep. Gillette
09:55:33 Rep. Farris-Olsen
09:56:53 Rep. Carlson
09:57:21 Rep. Farris-Olsen

Closing by Sponsor:

09:58:44 Rep. Farris-Olsen

EXECUTIVE ACTION ON HB 451

09:59:45 **Motion/Vote:** Rep. A. Regier moved that **HB 451 DO PASS**. Motion carried unanimously by voice vote. Rep. J. Hinkle and Rep. Lenz voted by proxy.

HEARING ON HB 427**Opening Statement by Sponsor:**

10:00:45 Rep. John Fuller (R), HD 8, opened the hearing on HB 427, Provide for youth health protection.

Proponents' Testimony:

10:04:32 Jeff Laszloffy, Montana Family Foundation (MFF)
10:07:02 Harris Himes, Big Sky Christian Center
10:08:44 Garrett Bacon, self
10:10:17 Arthur Schaper, MassResistance

Opponents' Testimony:

10:14:40 Dr. Erin Grantham, Billings Clinic
10:17:47 Dr. Lauren Wilson, Montana American Academy of Pediatrics (AAP)
10:18:42 Chair Usher left the meeting.
10:18:50 Vice Chair Regier assumed the chair.
10:20:43 Laurel Hesse, American Civil Liberties Union of Montana (ACLU)

10:21:42 Rep. Berglee and Rep. Carlson left the meeting.
10:23:16 Rep. Gillette
10:23:41 Stacey Anderson, Montana Primary Care Association (MPCA)
10:24:21 Sean Reagor, Montana Human Rights Network (MHRN)
10:26:51 Rep. J. Hinkle rejoined the meeting.
10:27:34 SK Rossi, Cities of Missoula and Bozeman
10:30:15 Kate Bick, self
10:31:56 Maggie Callow, self
10:34:30 Kelly Two Teeth, Montana Native Vote (MNV)
10:36:49 Kathryn Lowe, Montana American Academy of Pediatrics (AAP)
10:40:27 John Ewan, self
10:41:06 Chair Usher rejoined the meeting.
10:44:10 Heather Zaluski, Shodair Children's Hospital
10:46:58 Laura Terrill, Planned Parenthood Advocates of Montana
10:47:49 Quinn Leighton, Pride Foundation
10:50:03 Ann Truesdell, Montana Chapter of the National Association of Social Workers (NASW)
10:51:35 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)
10:52:51 Chair Usher
10:53:42 SJ Howell, Montana Women Vote (MWV)
10:55:24 Anna Louise Peterson, self

Informational Testimony: None

Questions from Committee Members and Responses:

10:58:22 Vice Chair Kelker
10:59:28 Dr. Lauren Wilson, Montana American Academy of Pediatrics (AAP)
10:59:35 Rep. Stafman
11:01:49 Dr. Erin Grantham, Billings Clinic
11:02:00 Rep. Gillette
11:03:12 Rep. Fuller
11:03:59 Rep. Skees
11:06:02 Dr. Lauren Wilson, Montana American Academy of Pediatrics (AAP)

Closing by Sponsor:

11:06:34 Rep. Fuller

HEARING ON HB 439

Opening Statement by Sponsor:

11:08:50 Rep. Steven Galloway (R), HD 24, opened the hearing on HB 439, Revise landlord tenant laws.

Proponents' Testimony:

11:11:07 John Sinrud, Montana Landlords Association (MLA)
11:13:19 Rep. Berglee rejoined the meeting.
11:14:38 Commissioner Randall Pinocci, Montana Public Service Commission (PSC)

Opponents' Testimony:

11:15:33 Katjana Stutzer, Montana Public Interest Research Group (MontPIRG)
11:18:36 Allison Reinhardt, Montana Associated Students (MAS)
11:19:48 Keaton Sunchild, Western Native Voice (WNV)

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

11:20:57 Rep. Tenenbaum
11:21:26 Rep. Galloway
11:21:42 John Sinrud, MLA
11:21:52 Chair Usher
11:22:12 Rep. Carlson
11:24:14 John Sinrud, MLA
11:24:29 Rep. Stafman
11:24:57 John Sinrud, MLA
11:24:58 Rep. Gillette left the meeting. Rep. Carlson and Rep. Lenz rejoined the meeting.

Closing by Sponsor:

11:25:52 Rep. Galloway

EXECUTIVE ACTION ON HB 439

11:27:25 **Motion:** Rep. A. Regier moved that **HB 439 DO PASS.**

Discussion:

11:27:46 Rep. Hawk
11:28:01 Rep. Carlson

11:28:37 **Vote:** Motion carried 12-7 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Rep. France, Rep. Hawk, Rep. Kelker, Rep. Stafman and Rep. Tenenbaum voting no. Rep. Gillette voted by proxy.

HEARING ON HB 502**Opening Statement by Sponsor:**

11:30:59 Rep. Lola Sheldon-Galloway (R), HD 22, opened the hearing on HB 502, Create exemption from child-placement licensure requirements.

Proponents' Testimony:

11:33:07 Rick Jore, self

EXHIBIT(juh37a03)

11:35:47 Jeff Laszloffy, Montana Family Foundation (MFF)
11:37:25 Rep. Galloway
11:38:00 Tony Rausch, self
11:38:41 Donna Elford, self

Opponents' Testimony:

11:39:54 Matt Brower, Montana Catholic Conference

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

11:41:13 Rep. Bishop
11:42:04 Rep. Sheldon-Galloway
11:43:05 Rep. France
11:44:28 Matt Brower, Montana Catholic Conference
11:44:54 Rep. Carlson
11:45:52 Vice Chair Kelker
11:46:25 Rep. Stafman
11:47:52 Rep. Sheldon-Galloway
11:47:58 Rep. J. Hinkle left the meeting.

Closing by Sponsor:

11:48:26 Rep. Sheldon-Galloway

EXECUTIVE ACTION ON HB 502

11:49:14 **Motion:** Rep. A. Regier moved that **HB 502 DO PASS.**

Discussion:

11:49:26 Vice Chair Kelker
11:49:58 Rep. France
11:50:35 Rep. Skees
11:51:10 Rep. Stafman
11:52:22 Rep. Carlson
11:53:01 Vice Chair Kelker

11:54:15 **Vote:** Motion carried 12-7 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Rep. France, Rep. Hawk, Rep. Kelker, Rep. Stafman and Rep. Tenenbaum voting no. Rep. Gillette and Rep. J. Hinkle voted by proxy.

11:56:28 Recess
12:11:58 Reconvened

HEARING ON HB 436**Opening Statement by Sponsor:**

12:12:18 Rep. Scot Kerns (R), HD 23, opened the hearing on HB 436, Generally revise firearms laws.

Proponents' Testimony:

12:14:49 Randy Pinocci, Montana Shooting Sports Association (MSSA)
12:15:33 Tony Rausch, self
12:16:05 Garrett Bacon, self
12:16:17 Rep. Gillette rejoined the meeting.

Opponents' Testimony:

12:17:08 Jack Rinck, Associated Students of the University of Montana (ASUM)
12:18:37 Keaton Sunchild, Western Native Voice (WNV)
12:20:02 Kelly Lynch, Montana League of Cities and Towns (MLCT)

Informational Testimony: None

Questions from Committee Members and Responses:

12:21:45 Rep. Skees
12:22:04 Jack Rinck, ASUM
12:22:20 Rep. Skees
12:23:53 Kelly Lynch, MLCT
12:24:18 Rep. Stafman
12:24:44 Rep. Kerns

Closing by Sponsor:

12:26:06 Rep. Kerns

EXECUTIVE ACTION ON HB 436

12:26:52 **Motion/Vote:** Rep. A. Regier moved that **HB 436 DO PASS**. Motion carried 12-7 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Rep. France, Rep. Hawk, Rep. Kelker, Rep. Stafman and Rep. Tenenbaum voting no. Rep. J. Hinkle voted by proxy.

HEARING ON HB 478**Opening Statement by Sponsor:**

12:27:57 Rep. Derek Harvey (D), HD 74, opened the hearing on HB 478, Generally revise DUI laws.

Proponents' Testimony:

12:30:15 Alan Doane, Montana Department of Justice (DOJ)
12:30:37 Shelby DeMars, Montana Police Protective Association (MPPA)
12:30:54 Scott Larson, Forensic Science Division of the Department of Justice (DOJ)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

12:32:09 Rep. Harvey

EXECUTIVE ACTION ON HB 478

12:32:28 **Motion/Vote:** Rep. A. Regier moved that **HB 478 DO PASS**. Motion carried 17-0 by voice vote.

EXECUTIVE ACTION ON HB 427

- 12:34:10 **Motion:** Rep. A. Regier moved that **HB 427 DO PASS**.
- 12:34:19 **Substitute Motion/Vote:** Rep. Hawk made a substitute motion that **HB 427 BE TABLED**. Substitute Motion failed 8-11 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Rep. France, Rep. Hawk, Rep. Kelker, Rep. Stafman, Rep. Stromswold and Rep. Tenenbaum voting aye. Rep. J. Hinkle voted by proxy.
- 12:35:31 **Vote:** Motion carried 11-8 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Rep. France, Rep. Hawk, Rep. Kelker, Rep. Stafman, Rep. Stromswold and Rep. Tenenbaum voting no. Rep. J. Hinkle voted by proxy.

HEARING ON HB 430**Opening Statement by Sponsor:**

- 12:38:15 Rep. Kathy Whitman (R), HD 96, opened the hearing on HB 430, Revise landlord tenant laws during emergency.

Proponents' Testimony:

- 12:40:13 Commissioner Randy Pinocci, Montana Public Service Commission (PSC)

Opponents' Testimony:

- 12:41:45 Allison Reinhardt, Montana Associated Students (MAS)

Informational Testimony:

- 12:42:59 John Sinrud, Montana Landlord Association (MLA)

Questions from Committee Members and Responses:

- 12:43:22 Rep. Ler
12:43:47 Vice Chair Kelker
12:44:21 Rep. Whitman
12:48:18 John Sinrud, MLA
12:48:39 Rep. Tenenbaum
12:50:08 John Sinrud, MLA
12:51:11 Rep. Skees

Closing by Sponsor:

- 12:51:29 Rep. Whitman

EXECUTIVE ACTION ON HB 430

- 12:52:16 **Motion/Vote:** Rep. A. Regier moved that **HB 430 DO PASS**. Motion carried 12-7 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Rep. France, Rep. Hawk, Rep. Kelker, Rep. Stafman and Rep. Tenenbaum voting no. Rep. J. Hinkle voted by proxy.
- 12:53:28 Recess
- 15:18:10 Reconvened with Rep. Lenz, Rep. Gillette, Rep. Ler, Rep. Skees, Rep. Berglee, Rep. Phalen, Rep. J. Hinkle, Rep. Farris-Olsen and Rep. Tenenbaum excused.

HEARING ON HB 519**Opening Statement by Sponsor:**

15:18:24 Rep. Katie Zolnikov (R), HD 45, opened the hearing on HB 519, Revise laws regarding parenting time.

[EXHIBIT\(juh37a04\)](#)

Proponents' Testimony:

15:21:49 Nevada Thompson, self

[EXHIBIT\(juh37a05\)](#)

15:28:22 Jason Eals, self

Opponents' Testimony:

15:30:46 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

Informational Testimony:

15:34:14 Mars Scott, self

15:34:40 Gail Goheen, self

Questions from Committee Members and Responses:

15:35:46 Vice Chair Kelker

15:37:41 Mars Scott, self

15:39:11 Rep. France

15:39:24 Gail Goheen, self

Closing by Sponsor:

15:40:57 Rep. Zolnikov

HEARING ON HB 504**Opening Statement by Sponsor:**

15:47:26 Rep. Casey Knudsen (R), HD 33, opened the hearing on HB 504, Generally revise firearms and weapons laws.

[EXHIBIT\(juh37a06\)](#)

Proponents' Testimony:

15:48:52 Garrett Bacon, self

Opponents' Testimony:

15:49:51 Kelly Lynch, Montana League of Cities and Towns (MLCT)

Informational Testimony: None

Questions from Committee Members and Responses:

15:51:29 Rep. France

15:53:45 Rep. C. Knudsen

Closing by Sponsor:

15:54:28 Rep. C. Knudsen

EXECUTIVE ACTION ON HB 504

15:55:09 **Motion/Vote:** Rep. A. Regier moved that **HB 504 DO PASS**. Motion carried 12-7 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Rep. France, Rep. Hawk, Rep. Kelker, Rep. Stafman and Rep. Tenenbaum voting no. Rep. Berglee, Rep. Farris-Olsen, Rep. Gillette, Rep. J. Hinkle, Rep. Lenz, Rep. Ler, Rep. Phalen, Rep. Skees and Rep. Tenenbaum voted by proxy.

HEARING ON HB 449**Opening Statement by Sponsor:**

15:56:50 Rep. Frank Garner (R), HD 7, opened the hearing on HB 449, Revise pretrial release laws involving electronic monitoring.

15:59:12 Rep. J. Hinkle joined the meeting.

16:01:14 Rep. Carlson left the meeting.

Proponents' Testimony:

16:01:38 Brian Thompson, Montana County Attorneys' Association (MCAA)

16:03:28 Dan Smith, Montana Police Protective Association (MPPA)

16:04:01 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

16:06:43 Mayre Flowers, self

16:10:32 Shinnah Sullivan, self

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

16:14:24 Vice Chair Kelker

16:14:49 Rep. Garner

16:15:12 Rep. France

16:15:34 Rep. Garner

16:16:21 Rep. J. Hinkle

16:16:44 Rep. Garner

Closing by Sponsor:

16:17:21 Rep. Garner

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

16:18:54 Rep. Jeremy Trebas (R), HD 26, opened the hearing on HB 463, Revise timeline for restriction on gift instrument or instrument of donor intent.

Proponents' Testimony:

16:22:18 Derek Oestreicher, Montana Attorney General's Office (AG)
16:23:09 David Bell, Grateful Nation Montana

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

16:25:32 Rep. Trebas

EXECUTIVE ACTION ON HB 463

16:25:44 **Motion/Vote:** Rep. A. Regier moved that **HB 463 DO PASS**. Motion carried unanimously by voice vote. Rep. Berglee, Rep. Carlson, Rep. Farris-Olsen, Rep. Gillette, Rep. Lenz, Rep. Ler, Rep. Phalen, Rep. Skees and Rep. Tenenbaum voted by proxy.

HEARING ON HB 499**Opening Statement by Sponsor:**

16:27:39 Rep. Jeremy Trebas (R), HD 26, opened the hearing on HB 499, Revise child abuse and neglect laws regarding reasonable efforts.

16:28:54 Chair Usher left the meeting.

16:28:55 Vice Chair Regier assumed the chair.

Proponents' Testimony:

16:30:44 Denise Johnson, Montana Child Protection Alliance (MCPA)

[EXHIBIT\(juh37a07\)](#)

16:33:36 David Kesler, self

16:35:56 Keith Newmeyer, self

16:37:41 Kathy Eakin, self

16:37:50 Chair Usher rejoined the meeting.

16:38:51 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

Opponents' Testimony:

16:40:43 Brian Thompson, Montana County Attorneys' Association (MCAA)

16:41:43 Marti Vining, Department of Public Health and Human Services (DPHHS)

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

16:44:26 Rep. Trebas

EXECUTIVE ACTION ON HB 499

16:45:04 **Motion:** Rep. A. Regier moved that **HB 499 DO PASS.**

Discussion:

16:45:14 Vice Chair Kelker

16:45:51 Rep. Trebas

16:46:08 **Motion/Vote:** Rep. Usher moved to **POSTPONE CONSIDERATION ON HB 499.** Motion carried unanimously by voice vote.

16:46:44 Recess

17:03:45 Reconvened

HEARING ON HB 501**Opening Statement by Sponsor:**

17:05:44 Rep. Jeremy Trebas (R), HD 26, opened the hearing on HB 501, Generally revise criminal procedure and criminal laws.

Proponents' Testimony: None

Opponents' Testimony:

17:09:40 Brian Thompson, Montana County Attorneys' Association (MCAA)

17:11:00 Rhonda Wiggers, National Federation of Independent Business (NFIB)

17:13:27 Kelly Lynch, Montana League of Cities and Towns (MLCT)

Informational Testimony: None

Questions from Committee Members and Responses:

17:14:43 Rep. J. Hinkle

17:15:17 Rep. Trebas

17:15:43 Chair Usher

17:16:01 Rep. Trebas

Closing by Sponsor:

17:16:18 Rep. Trebas

17:16:58 Rep. Stafman left the meeting.

HEARING ON HB 515**Opening Statement by Sponsor:**

17:18:28 Rep. Jeremy Trebas (R), HD 26, opened the hearing on HB 515, Generally revise laws relating to child and family services.

Proponents' Testimony:

17:22:07 Denise Johnson, Montana Child Protection Alliance (MCPA)

17:25:33 David Kesler, self

17:28:31 Kathy Eakin, self
 17:29:47 Keith Newmeyer, self

Opponents' Testimony:

17:32:08 Brian Thompson, Montana County Attorneys' Association (MCAA)
 17:34:03 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)
 17:36:10 Marti Vining, Department of Public Health and Human Services (DPHHS)

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

17:40:20 Vice Chair Kelker
 17:41:20 Brian Thompson, MCAA
 17:43:13 Marti Vining, DPHHS
 17:43:50 Rep. J. Hinkle
 17:45:47 Marti Vining, DPHHS
 17:46:57 Rep. France
 17:47:53 Marti Vining, DPHHS
 17:48:00 Chair Usher
 17:48:55 Marti Vining, DPHHS
 17:50:23 Brian Thompson, MCAA
 17:50:41 Kelsen Young, MCADSV
 17:51:17 Chair Usher
 17:54:46 Brian Thompson, MCAA

Closing by Sponsor:

17:55:10 Rep. Trebas

EXECUTIVE ACTION ON HB 515

17:56:49 **Motion:** Rep. A. Regier moved that **HB 515 DO PASS.**

17:57:05 **Substitute Motion/Vote:** Rep. Kelker made a substitute motion that **HB 515 BE TABLED.** Substitute Motion failed 7-12 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Rep. France, Rep. Hawk, Rep. Kelker, Rep. Stafman and Rep. Tenenbaum voting aye. Rep. Berglee, Rep. Carlson, Rep. Farris-Olsen, Rep. Gillette, Rep. Lenz, Rep. Ler, Rep. Skees, Rep. Stafman and Rep. Tenenbaum voted by proxy.

17:58:27 **Vote:** Motion carried 12-7 by roll call vote with Rep. Bishop, Rep. Farris-Olsen, Rep. France, Rep. Hawk, Rep. Kelker, Rep. Stafman and Rep. Tenenbaum voting no. Rep. Berglee, Rep. Carlson, Rep. Farris-Olsen, Rep. Gillette, Rep. Lenz, Rep. Ler, Rep. Skees, Rep. Stafman and Rep. Tenenbaum voted by proxy.

18:00:35 Rachel Weiss, Legislative Services Division (LSD)
 18:01:48 Chair Usher
 18:04:01 Hallie Swain, Remote Meeting Coordinator
 18:04:45 Rep. Bishop

18:05:30	Chair Usher
18:07:36	Rep. Bishop
18:07:56	Chair Usher
18:08:44	Rep. Bishop
18:09:10	Chair Usher
18:10:23	Rep. Bishop
18:10:34	Chair Usher

ADJOURNMENT

Adjournment: 18:11:18

Lydia Balian, Secretary

lb

Additional Documents:

EXHIBIT([juh37aad.pdf](#))