

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Barry Usher, on March 18, 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. Frank Fleming (R)
Rep. Tom France (D)
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. Laurie Bishop (D)
Rep. Jennifer Carlson (R)
Rep. Robert Farris-Olsen (D)
Rep. Jane Gillette (R)
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: SB 222, 3/15/2021; SB 223, 3/15/2021
Executive Action on: SB 222, SB 223, SB 240, SB 277

HEARING ON SB 223**Opening Statement by Sponsor:**

09:04:23 Sen. Terry Gauthier (R), SD 40, opened the hearing on SB 223, Generally revise weapons laws for retired law enforcement.

09:06:49 Rep. Bishop and Rep. Farris-Olsen joined the meeting.

Proponents' Testimony:

09:07:46 Bruce Parks, self

09:09:34 Nanette Gilbertson, Montana Sheriffs and Peace Officers Association (MSPOA)

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

09:10:39 Chair Usher

09:11:29 Sen. Gauthier

09:11:43 Bruce Parks, self

09:12:30 Chair Usher

09:13:57 Nanette Gilbertson, MSPOA

09:14:12 Chair Usher

09:14:19 Sen. Gauthier

Closing by Sponsor:

09:14:38 Sen. Gauthier

HEARING ON SB 222**Opening Statement by Sponsor:**

09:15:27 Sen. Terry Gauthier (R), SD 40, opened the hearing on SB 222, Revising name change petition process for person in DOC custody/supervision.

Opponents' Testimony:

09:18:36 Laurie Little Dog, self

09:20:45 Mayson Simmons, self

Proponents' Testimony:

09:22:59 Deputy Director Cynthia Wolken, Department of Corrections (DOC)

Informational Testimony:

09:24:02 Colleen Ambrose, Department of Corrections (DOC)

Questions from Committee Members and Responses:

09:24:41 Vice Chair Kelker

09:27:34 Colleen Ambrose, DOC

Closing by Sponsor:

09:28:23 Sen. Gauthier

09:30:24 Recess

09:51:29 Reconvened

09:51:40 Vice Chair Regier assumed the chair.

EXECUTIVE ACTION ON SB 222

09:51:49 **Motion/Vote:** Rep. Usher moved that **SB 222 BE CONCURRED IN**. Motion carried 18-1 by voice vote with Rep. Tenenbaum voting no. Rep. Carlson, Rep. Gillette and Rep. Lenz voted by proxy. Rep. Stromswold will carry the bill.

EXECUTIVE ACTION ON SB 223

09:53:25 **Motion/Vote:** Rep. Usher moved that **SB 223 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Carlson, Rep. Gillette and Rep. Lenz voted by proxy. Rep. Berglee will carry the bill.

EXECUTIVE ACTION ON SB 240

09:54:11 **Motion/Vote:** Rep. Usher moved that **SB 240 BE CONCURRED IN**. 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. Carlson, Rep. Gillette and Rep. Lenz voted by proxy. Rep. Regier will carry the bill.

EXECUTIVE ACTION ON SB 277

09:55:43 **Motion:** Rep. Usher moved that **SB 277 BE CONCURRED IN**.

Discussion:

09:55:56 Rep. Stafman

09:59:05 Rep. Skees

10:01:15 **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. Carlson, Rep. Gillette and Rep. Lenz voted by proxy. Rep. Skees will carry the bill.

ADJOURNMENT

Adjournment: 10:02:31

Lydia Balian, Secretary

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Additional Documents:

EXHIBIT([juh54aad.pdf](#))