

MINUTES

MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Keith Regier, on January 12, 2021 at 9:00 AM, in Room 303 Capitol

ROLL CALL

Members Present in the Committee Room:

Sen. Keith Regier, Chair (R)
Sen. Tom McGillvray, Vice Chair (R)
Sen. Bryce Bennett (D)
Sen. Bob Brown (R)
Sen. John Esp (R)
Sen. Chris Friedel (R)
Sen. Jen Gross (D)
Sen. Steve Hinebauch (R)
Sen. Theresa Manzella (R)

Members Present by Zoom Video Conference:

Sen. Diane Sands, Vice Chair (D)
Sen. Susan Webber (D)

Members Excused: None

Members Absent: None

Staff Present: Julianne Burkhardt, Legislative Branch
Taylor Tyson, Remote Meeting Coordinator
Jacelyn Sterling, Committee Secretary

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 4, 1/6/2021; SB 16, 1/6/2021; SB 17, 1/6/2021

Executive Action: SB 47, Do Pass as Amended

HEARING ON SB 4**Opening Statement by Sponsor:**

09:01:53 Sen. Jason Small (R), SD 21, opened the hearing on SB4, Extend the Missing Indigenous Persons Task Force.

[EXHIBIT\(jus07a01\)](#)

Proponents' Testimony:

09:06:40 Jordon Thompson, Confederated Salish and Kootenai Tribes (CSKT) speaking on behalf of Ellie Bundy, presiding officer, Missing Indigenous Persons Task Force

09:10:10 Daliyah Killsback, Western Native Voice

09:11:45 Keaton Sunchild, political director, Montana Native Vote

09:13:10 Kelli Twoteeth, Indigenous Organizers Collective

09:14:43 Sam Forstag, American Civil Liberties Union

[EXHIBIT\(jus07a02\)](#)

09:16:23 Rebecca Skeldon, self

09:17:29 Shelly Fyant, chair woman, CSKT

[EXHIBIT\(jus07a03\)](#)

09:21:05 Joan Kresich, Northern Plains Resource Council

[EXHIBIT\(jus07a04\)](#)

09:23:57 Stacey Anderson, Montana Primary Care Association

[EXHIBIT\(jus07a05\)](#)

09:25:19 Hannah Pate, rural outreach coordinator, Forward Montana

[EXHIBIT\(jus07a06\)](#)

09:26:58 Jeffrey Tiberi, president, WorldMontana

[EXHIBIT\(jus07a07\)](#)

09:28:04 Laurie Little Dog, Bozeman

[EXHIBIT\(jus07a08\)](#)

09:29:23 Lauri Kindness, Lodge Grass

[EXHIBIT\(jus07a09\)](#)

09:32:05 Maggie Bauer, Western Native Voice

[EXHIBIT\(jus07a10\)](#)

Additional testimony received:

[EXHIBIT\(jus07a11\)](#)

Opponents' Testimony: None

Informational Testimony:

09:33:51 Dana Toole, Department of Justice (DOJ)

[EXHIBIT\(jus07a12\)](#)

09:34:29 Tina Chamberlain, DOJ

[EXHIBIT\(jus07a13\)](#)

Questions from Committee Members and Responses:

09:35:23 Sen. Manzella
09:37:12 Sen. Small
09:39:16 Sen. Brown
09:45:24 Sen. Small
09:46:26 Chair Regier
09:51:39 Sen. Small
09:52:05 Chair Regier
09:52:13 Sen. Sands
09:55:19 Sen. Small
09:55:43 Ms. Toole, DOJ
09:55:53 Sen. Sands
10:01:38 Ms. Toole
10:01:47 Chair Regier
10:02:06 Mr. Thompson, CSKT
10:02:23 Ms. Fyant, CSKT
10:03:04 Chair Regier
10:04:17 Ms. Fyant
10:04:38 Chair Regier
10:06:51 Sen. Small
10:08:04 Sen. McGillvray
10:08:51 Sen. Small
10:09:04 Sen. Manzella
10:10:20 Sen. Small
10:10:23 Chair Regier

Closing by Sponsor:

10:10:32 Sen. Small

HEARING ON SB 16

Opening Statement by Sponsor:

10:11:59 Sen. Jen Gross (D), SD 25, opened the hearing on SB 16, Allow minors to consent to emergency shelter and services.

[EXHIBIT\(jus07a14\)](#)

Proponents' Testimony:

10:20:03 Rep. Jeremy Trebas, HD 26
10:23:29 Sen. Small
10:24:12 Sam Forstag, American Civil Liberties Union of Montana
10:25:05 Heather Denny, Montana Continuum of Care Coalition (MTCoc)

[EXHIBIT\(jus07a15\)](#)

10:28:33 Patricia Julianelle, SchoolHouse Connection

[EXHIBIT\(jus07a16\)](#)

10:32:39 Jordann Lankford, teacher, Great Falls

[EXHIBIT\(jus07a17\)](#)

10:35:09 Shawn Reagor, Montana Human Rights Network

[EXHIBIT\(jus07a18\)](#)

10:35:40 Beth Brenneman, Disabilities Rights Montana

[EXHIBIT\(jus07a19\)](#)

10:36:20 Quinn Leighton, Pride Foundation

[EXHIBIT\(jus07a20\)](#)

10:38:27 Stacy Anderson, Montana Primary Care Association

[EXHIBIT\(jus07a21\)](#)

10:40:01 Laurie Little Dog, Bozeman

[EXHIBIT\(jus07a22\)](#)

10:41:29 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence,
MCADSV

[EXHIBIT\(jus07a23\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

10:50:02 Sen. Friedel
10:51:06 Sen. Gross
10:53:39 Ms. Denny
10:56:15 Sen. Friedel
10:57:31 Ms. Denny, MTCoc
10:59:33 Sen. Manzella
11:01:19 Rep. Trebas
11:03:03 Sen. Manzella
11:03:35 Rep. Trebas
11:04:51 Sen. Webber
11:05:22 Sen. Gross
11:06:10 Ms. Denny
11:08:08 Sen. Sands
11:09:04 Ms. Young, MCADSV
11:10:33 Sen. Sands
11:11:00 Ms. Young
11:11:46 Sen. Sands
11:12:00 Sen. Gross
11:12:26 Chair Regier
11:13:17 Sen. Gross
11:14:39 Chair Regier
11:14:50 Sen. Gross

Closing by Sponsor:

11:15:18 Sen. Gross

HEARING ON SB 17

Opening Statement by Sponsor:

11:16:52 Sen. Jen Gross (D), SD 25, opened the hearing on SB17, Clarify minors' ability to disaffirm contracts for housing is restricted.

Proponents' Testimony:

11:22:09 Patricia Julianelle, SchoolHouse Connection

[EXHIBIT\(jus07a24\)](#)

11:24:38 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence

[EXHIBIT\(jus07a25\)](#)

Additional testimony received:

[EXHIBIT\(jus07a26\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

11:25:52 Chair Regier

11:26:05 Julianne Burkhardt, Legislative Services Division (LSD)

11:27:08 Sen. McGillvray

11:27:24 Ms. Burkhardt, LSD

11:28:50 Sen. McGillvray

11:28:55 Sen. Gross

11:31:52 Chair Regier

Closing by Sponsor:

11:32:07 Sen. Gross

11:32:40 Brief Recess

11:39:54 Reconvened

Sen. Sands left the meeting.

11:40:08 Chair Regier

EXECUTIVE ACTION ON SB 47

11:41:13 **Motion:** Sen. McGillvray moved that **SB 47 DO PASS.**

11:41:20 **Motion:** Sen. McGillvray moved that **SB 47 BE AMENDED.**

Discussion:

11:41:29 Chair Regier

11:42:03 **Vote:** Motion carried unanimously by voice vote. Sen. Sands voted by proxy.

11:42:21 **Motion:** Sen. McGillvray moved that **SB 47 DO PASS AS AMENDED.**

Discussion:

11:42:35 Sen. Webber

11:42:49 Chair Regier

[EXHIBIT\(jus07a27\)](#)

[EXHIBIT\(jus07a28\)](#)

11:42:58 **Motion:** Sen. Webber moved that **SB 47 BE AMENDED.**

Discussion:

11:43:33 Sen. McGillvray

11:43:52 Sen. Friedel

11:44:29 Ms. Burkhardt

11:45:15 Chair Regier

11:45:39 Ms. Burkhardt

11:45:49 Sen. Webber

11:45:52 Chair Regier

11:45:56 Sen. Gross

11:47:18 Chair Regier

11:47:50 **Vote:** Motion failed 4-7 by roll call vote with Sen. Bennett, Sen. Gross, Sen. Sands and Sen. Webber voting aye. Sen. Sands voted by proxy.

11:48:35 Chair Regier

11:49:07 **Vote:** Motion carried unanimously by roll call vote. Sen. Sands voted by proxy.

ADJOURNMENT

Adjournment: 11:49 AM

Jacelyn Sterling, Secretary

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Additional Documents:

EXHIBIT([jus07aad.pdf](#))