

MINUTES

MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Keith Regier, on January 19, 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 32, 1/14/2021

Executive Action: SB 16 Be Tabled, SB 17 Do Pass , SB 39 Do Pass as Amended

HEARING ON SB 32

Opening Statement by Sponsor:

09:01:33 Sen. Mary McNally (D), SD 24, opened the hearing on SB32, Revise monitoring requirements for guardians of adults.

Proponents' Testimony:

09:05:38 Adrienne Cotton, Montana Area Agencies on Aging Association, M4A, AARP

09:08:46 Beth Brenneman, Disability Rights Montana (DRM)

[EXHIBIT\(jus12a01\)](#)

09:11:02 Theresa Baldry, Miles City

[EXHIBIT\(jus12a02\)](#)

Additional testimony received:

[EXHIBIT\(jus12a03\)](#)

Opponents' Testimony:

09:12:41 Ronda Wiggers, self

Informational Testimony: None

Questions from Committee Members and Responses:

09:20:52 Sen. Gross

09:23:36 Ms. Brenneman, DRM

09:25:29 Sen. Sands

09:31:23 Ms. Brenneman

09:32:02 Sen. McGillvray

09:32:34 Sen. McNally

09:33:11 Sen. McGillvray

09:33:23 Julianne Burkhardt, Legislative Services Division (LSD)

09:34:34 Sen. Esp

09:35:32 Sen. McNally

09:36:42 Sen. Esp

09:37:15 Sen. McNally

09:37:41 Sen. Esp

09:38:38 Ms. Wiggers

09:40:17 Chair Regier

09:40:22 Ms. Wiggers

09:40:33 Chair Regier

09:40:53 Ms. Brenneman

09:41:43 Sen. Gross

09:42:52 Ms. Brenneman

09:44:32 Sen. Gross

09:45:00 Ms. Brenneman

09:45:21 Ms. Burkhardt, LSD

Closing by Sponsor:

09:46:41 Sen. McNally

09:49:43 Recess
10:00:18 Reconvened

EXECUTIVE ACTION ON SB 16

10:00:33 **Motion:** Sen. Gross moved that **SB 16 DO PASS.**

10:03:41 **Motion:** Sen. Gross moved that **SB 16 BE AMENDED.**
EXHIBIT(jus12a04)

Discussion:

10:07:59 Chair Regier
10:08:18 Sen. Gross
10:08:46 Chair Regier
10:09:15 Sen. McGillvray
10:09:34 Sen. Gross

10:10:13 **Vote:** Motion carried 7-4 by roll call vote with Sen. Esp, Sen. Hinebauch, Sen. McGillvray and Sen. K. Regier voting no.

10:11:37 Sen. Manzella
10:12:01 Ms. Burkhardt

10:12:09 **Motion:** Sen. Gross moved that **SB 16 DO PASS AS AMENDED.**

10:12:18 **Motion:** Sen. Manzella moved that **SB 16 BE AMENDED.**
EXHIBIT(jus12a05)

Discussion:

10:13:27 Sen. Friedel
10:13:34 Sen. Manzella
10:14:42 Chair Regier
10:15:44 Ms. Burkhardt
10:15:59 Sen. Gross

10:17:02 **Vote:** Motion carried 10-1 by voice vote with Sen. Esp voting no.

10:17:28 **Motion:** Sen. Gross moved that **SB 16 DO PASS AS AMENDED.**

Discussion:

10:18:04 Chair Regier

10:18:41 **Motion/Vote:** Sen. Esp moved that **SB 16 BE TABLED.** Motion carried 7-4 by roll call vote with Sen. Bennett, Sen. Gross, Sen. Sands and Sen. Webber voting no.

EXECUTIVE ACTION ON SB 17

10:19:56 **Motion:** Sen. Gross moved that **SB 17 DO PASS.**

Discussion:

10:20:11 Chair Regier
10:20:13 Ms. Burkhardt
10:20:19 Sen. Gross
10:22:13 Sen. McGillvray
10:23:03 Chair Regier
10:23:16 Sen. Gross
10:24:29 Sen. Sands

10:25:03 **Vote:** Motion carried unanimously by roll call vote.

EXECUTIVE ACTION ON SB 39

10:26:06 **Motion:** Sen. McGillvray moved that **SB 39 DO PASS.**

10:26:26 **Motion:** Sen. McGillvray moved that **SB 39 BE AMENDED.**
EXHIBIT(jus12a06)

Discussion:

10:26:35 Chair Regier
10:28:49 Sen. Sands
10:29:03 Chair Regier
10:30:03 Sen. Gross
10:30:34 Sen. Bennett
10:31:04 Chair Regier
10:31:59 Sen. Bennett
10:32:25 Ms. Burkhardt

10:32:36 **Vote:** Motion carried 7-4 by roll call vote with Sen. Bennett, Sen. Gross, Sen. K. Regier and Sen. Webber voting no.

10:33:12 **Motion:** Sen. McGillvray moved that **SB 39 DO PASS AS AMENDED.**

10:33:36 **Vote:** Motion carried 7-4 by roll call vote with Sen. Bennett, Sen. Gross, Sen. Sands and Sen. Webber voting no.

Committee Business:

10:34:15 Chair Regier
10:34:37 Sen. Sands
10:34:59 Chair Regier
10:35:20 Sen. Sands
10:35:32 Chair Regier
10:35:40 Sen. Brown
10:36:23 Sen. Sands

ADJOURNMENT

Adjournment: 9:36 AM

Jacelyn Sterling, Secretary

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Additional Documents:

EXHIBIT([jus12aad.pdf](#))