

## MINUTES

### MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chair Keith Regier, on February 3, 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 168, 1/28/2021; SB 158, 1/29/2021

Executive Action: SB 83 Do Pass as Amended

09:01:51 Chairman Regier gave the duties of the Chair over to Vice Chair McGillvray, and left the meeting.

**HEARING ON SB 168**

**Opening Statement by Sponsor:**

09:01:58 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB168, Revise lien laws.

**Proponents' Testimony:**

09:05:14 Shelly Brander, Kalispell

[EXHIBIT\(jus23a01\)](#)

09:10:23 Mars Scott, Family Law Section, State Bar of Montana

[EXHIBIT\(jus23a02\)](#)

**Opponents' Testimony:** None

**Informational Testimony:**

09:13:20 Kalee English, Montana Secretary of State (SOS)

**Questions from Committee Members and Responses:**

09:13:43 Sen. Brown

09:14:19 Sen. Fitzpatrick

**Closing by Sponsor:**

09:15:35 Sen. Fitzpatrick

**HEARING ON SB 158**

**Opening Statement by Sponsor:**

09:16:27 Sen. Steve Hinebauch (R), SD 18, opened the hearing on SB158, Allow legislators to conceal carry handguns on state property.

09:22:25 Sen. Bennett entered the meeting.

**Proponents' Testimony:**

09:24:37 Kurt Hinebauch, Citizen

**Opponents' Testimony:**

09:26:26 Larry Nielsen, Montana Federation of Public Employees (MFPE)

09:27:07 Sen. Regier entered the meeting.

09:30:51 Jan Strout, president, Montana Chapter, National Organization for Women

[EXHIBIT\(jus23a03\)](#)

**Additional Testimony Received:**

[EXHIBIT\(jus23a04\)](#)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

09:35:36 Sen. Gross  
09:36:03 Sen. Hinebauch  
09:36:35 Sen. Gross  
09:36:46 Julianne Burkhardt, Legislative Services Division (LSD)  
09:37:42 Sen. Gross  
09:39:23 Sen. Hinebauch  
09:41:29 Sen. Gross  
09:41:51 Sen. Webber  
09:42:19 Sen. Hinebauch  
09:43:11 Sen. Manzella  
09:44:17 Sen. Hinebauch  
09:44:42 Sen. Manzella  
09:45:12 Sen. Hinebauch  
09:45:48 Sen. Sands  
09:46:38 Sen. Hinebauch  
09:46:51 Ms. Burkhardt, LSD  
09:47:34 Sen. Sands  
09:47:59 Sen. Hinebauch  
09:48:58 Sen. Sands  
09:49:30 Sen. Hinebauch  
09:49:44 Sen. Sands  
09:49:57 Sen. Webber  
09:51:18 Sen. Hinebauch  
09:51:36 Sen. Friedel  
09:51:53 Sen. Hinebauch  
09:52:06 Sen. Gross  
09:52:58 Sen. Hinebauch  
09:53:33 Chair McGillvray  
09:53:58 Sen. Hinebauch  
09:55:05 Sen. Webber  
09:55:18 Chair McGillvray

**Closing by Sponsor:**

09:55:36 Sen. Hinebauch  
  
09:56:17 Sen. Regier resumed the duties of the Chair.  
  
09:56:37 Recess  
  
09:57:03 Sen. Gross left the meeting.  
  
10:01:28 Reconvened

**EXECUTIVE ACTION ON SB 83**

10:01:56 **Motion:** Sen. McGillvray moved that **SB 83 DO PASS.**

**Discussion:**

10:02:04 Chair Regier

10:02:37 **Motion:** Sen. McGillvray moved that **SB 83 BE AMENDED.**  
**EXHIBIT(jus23a05)**

**Discussion:**

10:02:53 Julianne Burkhardt, Legislative Services Division (LSD)

10:04:17 Chair Regier

10:04:28 Ms. Burkhardt, LSD

10:04:55 Brad Griffin, Montana Equipment Dealers

10:05:26 Sen. Esp

10:05:46 Mr. Griffin

10:05:58 Sen. Hinebauch

10:06:14 Ms. Burkhardt

10:06:39 Sen. Friedel

10:07:38 Ms. Burkhardt

10:07:55 Sen. Friedell

10:10:01 Mr. Griffin

10:10:23 Ms. Burkhardt

10:10:48 Sen. Hinebauch

10:11:41 **Vote:** Motion carried unanimously by roll call vote. Sen. Gross voted by proxy.

10:12:12 **Motion:** Sen. McGillvray moved that **SB 83 DO PASS AS AMENDED.**

**Discussion:**

10:12:23 Sen. Hinebauch

10:14:07 **Vote:** Motion carried unanimously by voice vote. Sen. Gross voted by proxy.

**Committee Business:**

10:14:23 Chair Regier

10:14:28 Sen. Sands

10:15:20 Chair Regier

10:15:29 Sen. Sands

**ADJOURNMENT**

Adjournment: 10:15 AM

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Jacelyn Sterling, Secretary

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Additional Documents:

**EXHIBIT([jus23aad.pdf](#))**