

MINUTES

MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Keith Regier, on February 17, 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. Diane Sands, Vice Chair (D)
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)
Sen. Susan Webber (D)

Members Present by Zoom video Conference:

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 220, 2/9/2021; SB 223, 2/9/2021; HB 116, 2/9/2021

Executive Action: SB 141 Be Tabled, SB 203 Do Pass

Committee Business:

09:01:17 Chair Regier
09:02:35 Julianne Burkhardt, Legislative Services Division (LSD)
09:03:01 Chair Regier

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

09:03:34 Sen. Terry Gauthier (R), SD 40, opened the hearing on SB223, Generally revise weapons laws for retired law enforcement.

Proponents' Testimony:

09:06:13 Bruce Parks, Helena
09:09:07 Dan Smith, Montana Police Protective Association
09:10:42 Joe Cohenour, citizen
09:11:51 Brian Thompson, Montana Sheriffs and Peace Officers Association

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

09:12:27 Sen. Friedel
09:12:56 Sen. Gauthier
09:13:06 Mr. Parks
09:13:18 Chair Regier
09:15:24 Mr. Parks
09:16:47 Sen. Webber
09:19:19 Mr. Parks
09:19:55 Sen. Webber
09:20:10 Mr. Parks
09:20:34 Sen. Gross
09:24:01 Sen. Gauthier
09:24:08 Sen. Hinebauch
09:25:35 Mr. Parks

Closing by Sponsor:

09:26:27 Sen. Gauthier

HEARING ON HB 116**Opening Statement by Sponsor:**

09:27:12 Rep. Vince Ricci (R), HD 55, opened the hearing on HB116, Indoor cleanup standards for methamphetamine.

[EXHIBIT\(jus33a01\)](#)

Proponents' Testimony:

09:29:47 Jaymie Bowditch, Montana Association of Realtors (MAR)
09:34:57 Tiffany Ott, Butte
09:39:26 Mike Nugent, MAR

09:42:33 Sam Sill, Montana Association of Realtors (MAR)

09:42:58 Cary Hegreberg, CEO, MAR

Opponents' Testimony: None

Informational Testimony:

09:43:41 Ed Thamke, Department of Environmental Quality (DEQ)

Questions from Committee Members and Responses:

09:44:01 Sen. Friedel

09:44:39 Rep. Ricci

09:44:54 Sen. Manzella

09:45:49 Mr. Thamke, DEQ

09:48:02 Sen. Manzella

09:48:46 Mr. Thamke

09:50:09 Chair Regier

09:57:36 Mr. Thamke

09:58:26 Sen. McGillvray

09:58:45 Rep. Ricci

09:59:12 Sen. McGillvray

09:59:54 Ms. Ott, Butte

10:01:07 Sen. McGillvray

10:01:32 Ms. Ott

10:03:17 Sen. McGillvray

10:04:38 Rep. Ricci

10:05:05 Sen. Webber

10:05:55 Mr. Thamke

10:07:13 Sen. Webber

10:08:42 Mr. Hegreberg, MBA

10:08:53 Sen. Webber

10:09:20 Mr. Hegreberg

10:11:31 Sen. Sands

10:12:32 Mr. Bowditch, MAR

10:13:58 Sen. Sands

Closing by Sponsor:

10:14:28 Rep. Ricci

HEARING ON SB 220

Opening Statement by Sponsor:

10:15:23 Sen. Jill Cohenour (D), SD 42, opened the hearing on SB220, Revise assault on a peace officer laws.

[EXHIBIT\(jus33a02\)](#)

Proponents' Testimony:

10:17:30 Joe Cohenour, citizen

[EXHIBIT\(jus33a03\)](#)

10:23:47 Dan Smith, Montana Police Protective Association

10:27:17 John O'Brien, Butte Police Protective Association (BPPA)
10:28:25 Brian Thompson, Montana Sheriffs and Peace Officers Association; Montana
County Attorney Association

10:29:20 Jacelyn Sterling, committee secretary

10:29:45 Recess
10:39:36 Reconvened

10:39:40 Chair Regier

Additional Testimony Received:

[EXHIBIT\(jus33a04\)](#)

Opponents' Testimony:

10:40:34 Sam Forstag, American Civil Liberties Union (ACLU)
10:44:30 Laurie Little Dog, Bozeman

[EXHIBIT\(jus33a05\)](#)

Informational Testimony: None

Questions from Committee Members and Responses:

10:46:44 Sen. Friedel
10:47:08 Mr. Forstag, ACLU
10:47:15 Sen. Sands
10:47:27 Mr. Forstag
10:48:04 Sen. Friedel
10:49:43 Mr. Forstag
10:50:51 Chair Regier
10:52:43 Mr. Cohenour, citizen

Closing by Sponsor:

10:53:17 Sen. Cohenour

10:54:22 Chair Regier
10:54:35 Sen. Sands
10:54:45 Chair Regier

10:54:49 Recess
11:10:53 Reconvened

Sen. Esp left the meeting.

EXECUTIVE ACTION ON SB 141

11:11:20 **Motion/Vote:** Sen. McGillvray moved that **SB 141 BE TABLED**. Motion carried
unanimously by voice vote. Sen. Esp voted by proxy.

[EXHIBIT\(jus33a06\)](#)

EXECUTIVE ACTION ON SB 203

11:12:12 **Motion:** Sen. McGillvray moved that **SB 203 DO PASS.**

Discussion:

11:12:39 Sen. Brown

11:12:43 Sen Esp entered the meeting.

11:13:06 **Vote:** Motion carried unanimously by roll call vote.

Committee Business:

11:13:42 Chair Regier

11:14:08 Sen. Sands

11:14:48 Sen. Bennett

11:15:08 Chair Regier

11:15:12 Sen. Bennett

11:15:33 Chair Regier

11:15:51 Sen. Brown

11:16:18 Chair Regier

ADJOURNMENT

Adjournment: 11:17 AM

Jacelyn Sterling, Secretary

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Additional Documents:

EXHIBIT([jus33aad.pdf](#))