

MINUTES

MONTANA SENATE 67th LEGISLATURE - REGULAR SESSION SELECT COMMITTEE ON MARIJUANA LAW

Call to Order: Chair Jason W. Ellsworth, on April 21, 2021 at 10:47 A.M., in Room 335 Capitol

ROLL CALL

Members Present in the Committee Room:

Sen. Jason W. Ellsworth, Chair (R)
Sen. Jill Cohenour, Vice Chair (D)
Sen. Kenneth Bogner (R)
Sen. Bob Brown (R)
Sen. Steve Fitzpatrick (R)
Sen. Chris Friedel (R)
Sen. Tom Jacobson (D)
Sen. Ryan Lynch (D)
Sen. Gordon Vance (R)

Members Present by Zoom Video Conference:

Sen. Jason D. Small, Vice Chair (R)
Sen. Shane A. Morigeau (D)

Members Excused:

Sen. David Howard (R)

Members Absent: None

Staff Present: Corina Hach, Legislative Branch
Megan Moore, Legislative Branch
Coleen Street, Remote Meeting Coordinator
Lauren de Paepe, 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:

Executive Action: HB 701
Discussion of amendments to HB 701.

EXECUTIVE ACTION ON HB 701

10:49:02 **Motion:** Sen. Cohenour moved that **HB 701 BE CONCURRED IN.**

10:49:36 Sen. Morigeau entered the meeting.

Sen. Vance left the meeting.

10:49:37 **Motion:** Sen. Friedel moved that **HB 701 BE AMENDED.**
EXHIBIT(sms76a01)

Discussion:

10:49:50 Sen. Friedel

10:50:55 Sen. Cohenour

10:51:13 Cori Hach, Legislative Services Division (LSD)

10:51:39 Chair Ellsworth

10:51:46 Ms. Hach, LSD

10:53:30 Chair Ellsworth

10:53:59 Sen. Friedel

10:55:18 Sen. Jacobson

10:55:58 Ms. Hach

10:56:35 Sen. Brown

10:57:08 Sen. Lynch left the meeting.

10:57:36 Sen. Friedel

10:58:33 Sen. Morigeau

10:59:27 Sen. Cohenour

10:59:58 Sen. Fitzpatrick entered the meeting.

11:00:18 Chair Ellsworth

11:00:27 Ms. Hach

11:00:44 Chair Ellsworth

11:01:31 Sen. Friedel

11:02:43 Sen. Cohenour

11:03:03 Sen. Jacobson

11:04:07 Chair Ellsworth

11:04:25 **Vote:** Motion failed 5-7 by roll call vote with Sen. Bogner, Sen. Brown, Sen. Fitzpatrick, Sen. Friedel and Sen. Small voting aye. Sen. Howard, Sen. Lynch and Sen. Vance voted by proxy.

11:05:16 **Motion:** Sen. Bogner moved that **HB 701 BE AMENDED.**
EXHIBIT(sms76a02)

11:05:37 Sen. Fitzpatrick left the meeting.

Discussion:

11:05:55 Sen. Bogner
11:06:24 Sen. Jacobson
11:07:22 Sen. Cohenour
11:07:56 Chair Ellsworth
11:09:50 Sen. Bogner
11:10:07 Sen. Jacobson
11:10:40 Chair Ellsworth

11:11:23 **Vote:** Motion failed 6-6 by roll call vote with Sen. Bogner, Sen. Brown, Sen. Friedel, Sen. Jacobson, Sen. Lynch and Sen. Morigeau voting aye. Sen. Fitzpatrick, Sen. Howard, Sen. Lynch and Sen. Vance voted by proxy.

11:12:27 **Motion:** Sen. Small moved that **HB 701 BE AMENDED.**
EXHIBIT(sms76a03)

Discussion:

11:13:16 Sen. Small
11:13:50 Sen. Morigeau
11:14:24 Sen. Brown
11:15:10 Chair Ellsworth
11:15:25 Sen. Small
11:15:47 Sen. Brown
11:16:10 Sen. Small
11:16:46 Sen. Morigeau
11:17:13 Chair Ellsworth
11:18:49 Sen. Small
11:19:11 Sen. Jacobson
11:20:11 Chair Ellsworth
11:21:47 Sen. Morigeau

11:23:16 **Vote:** Motion failed 5-7 by roll call vote with Sen. Cohenour, Sen. Jacobson, Sen. Lynch, Sen. Morigeau and Sen. Small voting aye. Sen. Fitzpatrick, Sen. Howard, Sen. Lynch and Sen. Vance voted by proxy.

11:24:12 **Motion:** Sen. Brown moved that **HB 701 BE AMENDED.**
EXHIBIT(sms76a04)

Discussion:

11:24:31 Ms. Hach

11:24:48 Without objection, Sen. Brown withdrew the BE AMENDED motion.

11:25:18 **Motion:** Sen. Friedel moved that **HB 701 BE AMENDED.**
EXHIBIT(sms76a05)

Discussion:

11:25:32 Sen. Friedel
11:26:00 Sen. Cohenour
11:27:00 Sen. Friedel

11:27:41 Sen. Jacobson
11:28:31 Sen. Friedel
11:28:59 Ms. Hach

11:29:35 Without objection, Sen. Friedel withdrew the BE AMENDED motion.

11:30:00 **Motion:** Sen. Friedel moved that **HB 701 BE AMENDED.**
[EXHIBIT\(sms76a06\)](#)

Discussion:

11:30:17 Sen. Friedel
11:31:09 Chair Ellsworth
11:32:12 Sen. Cohenour
11:32:31 Ms. Hach
11:33:19 Chair Ellsworth
11:33:21 Megan Moore, Legislative Services Division (LSD)
11:33:51 Sen. Friedel
11:34:14 Sen. Brown
11:35:09 Sen. Cohenour
11:36:37 Sen. Friedel
11:38:42 Chair Ellsworth

11:39:11 Without objection, Sen. Friedel withdrew the BE AMENDED motion.

Committee Discussion on Amendments to HB 701:

11:39:13 Chair Ellsworth
11:40:18 Sen. Cohenour
11:41:11 Sen. Brown
11:41:20 Sen. Cohenour
11:41:24 Sen. Brown
11:41:31 Ms. Hach
11:42:43 Chair Ellsworth
11:43:28 Ms. Hach

[EXHIBIT\(sms76a07\)](#)

11:48:33 Ms. Moore, LSD
11:50:55 Chair Ellsworth
11:51:01 Ms. Moore
11:52:06 Sen. Jacobson
11:52:14 Ms. Moore
11:52:22 Chair Ellsworth
11:56:58 Sen. Jacobson
11:57:10 Chair Ellsworth
11:57:18 Ms. Moore
11:58:14 Chair Ellsworth
11:58:46 Sen. Jacobson
12:00:03 Ms. Moore
12:00:21 Chair Ellsworth
12:00:24 Sen. Jacobson
12:00:39 Ms. Moore

12:01:35	Chair Ellsworth
12:02:02	Ms. Moore
12:02:23	Ms. Hach
12:02:40	Chair Ellsworth
12:02:45	Ms. Moore
12:02:59	Ms. Hach
12:03:06	Sen. Jacobson
12:03:41	Chair Ellsworth
12:04:03	Ms. Hach
12:07:40	Sen. Jacobson
12:09:23	Ms. Moore
12:09:10	Chair Ellsworth
12:12:51	Ms. Hach
12:12:57	Sen. Cohenour
12:14:49	Ms. Hach
12:17:59	Chair Ellsworth

ADJOURNMENT

Adjournment: 12:20 PM

Lauren de Paepe, Secretary

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Additional Documents:

EXHIBIT([sms76aad.pdf](#))