

MINUTES
MONTANA HOUSE OF REPRESENTATIVES
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (H) JUDICIARY

Call to Order: Chair Rep. Amy Regier-R, on January 06, 2023 at 8:02 AM, in 137

ROLL CALL

Members Present: Rep. Amy Regier, Chair (R)
Rep. Laurie Bishop, Vice Chair (D)
Rep. Brandon Ler, Vice Chair (R)
Rep. Jennifer Carlson (R)
Rep. Lee Deming (R)
Rep. Neil Duram (R)
Rep. Jodee Etchart (R)
Rep. Tom France (D)
Rep. Donavon Hawk (D)
Rep. Jedediah Hinkle (R)
Rep. Caleb Hinkle (R)
Rep. SJ Howell (D)
Rep. Greg Kmetz (R)
Rep. Casey Knudsen (R)
Rep. Braxton Mitchell (R)
Rep. Wayne Rusk (R)
Rep. Lola Sheldon-Galloway (R)
Rep. Laura Smith (D)
Rep. Zooey Zephyr (D)

Staff Present: Jamie Van Valkenburg, Secretary
Rachel Weiss, Research Analyst

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:

HB 62 12/22/2022

HB 92 12/22/2022

Executive Action:

HB 57 TO TABLE

HB 38 DO PASS AS AMENDED

HB 63 DO PASS

HJ 1 DO PASS AS AMENDED

HEARING ON HB 62 - Generally revise laws related to bail bonds

Opening Statement:

08:08:34 Rep. Bill Mercer (R), HD 46, opened the hearing on HB 62, Generally revise laws related to bail bonds.

Proponent Testimony:

08:18:57 Frank Cote, Government Affairs Director for State Auditor

Opponent Testimony:

08:22:42 John Looney, National Association of Bill Agents

08:28:36 Kelly Reisbeck, Bail Montana Incorporated

08:29:24 Jeff Carter, Lucky Bail Bonds

08:30:02 Brad Aipperspach, Your Bondsman Bail Bonds

08:30:39 Kimbel Reisbeck, Self

08:31:21 Jade Fortner, AAAA Bail Bonds

08:32:20 Lorelei Reed, Bad Boy Bail Bonds

08:32:33 Jacquelyne Armstrong, Bad Boy Bail Bonds

08:32:51 Rod Young, Valley Bail

08:33:59 Scott Restvedt, Valley Bail

08:34:15 Ian Spady, Bad Boy Bail Bonds

Informational Witness Testimony:

None

Questions from Committee:

08:35:09 Rep. Neil Duram

08:35:17 Frank Cote, GAD for State Auditor

08:37:32 Rep. Donavon Hawk

08:37:56 John Looney, NABA

08:39:39 Rep. Tom France
08:40:00 Frank Cote, GAD for State Auditor
08:42:06 Rep. Bill Mercer-R
08:44:24 John Looney, NABA
08:46:56 Rep. Greg Kmetz
08:47:46 Rep. Bill Mercer-R
08:48:59 Rep. Lola Sheldon-Galloway
08:49:07 John Looney, NABA
08:51:37 Rep. SJ Howell
08:52:43 Rep. Bill Mercer-R
08:56:07 Rep. Tom France
08:56:59 Rep. Bill Mercer-R
08:58:49 Rep. Tom France
08:58:52 Frank Cote, GAD for State Auditor
08:59:39 Rep. Greg Kmetz
08:59:48 Jeff Carter, LBB
09:01:36 Rep. Donavon Hawk
09:01:45 John Looney, NABA
09:06:53 Rep. Jedediah Hinkle
09:07:03 Brad Aipperspach, YB
09:13:35 Rep. Laura Smith
09:13:38 Frank Cote, GAD for State Auditor

Closing Statement:

09:14:53 Rep. Bill Mercer (R), HD 46, closed the hearing on HB 62.

HEARING ON HB 92 - Revise laws related to addiction counselor assessments in DUI cases

Opening Statement:

09:21:06 Rep. Paul Green (R), HD 41, opened the hearing on HB 92, Revise laws related to addiction counselor assessments in DUI cases.

Proponent Testimony:

09:23:21 Laurie Bakri, Motor Vehicle Division

09:25:11 Felicia Koch, Department of Justice, Motor Vehicle Division

09:25:25 Keegan Medrano, American Civil Liberties Union of Montana

Opponent Testimony:

None

Questions from Committee:

09:26:53 Rep. Laura Smith

09:27:16 Laurie Bakri, Motor Vehicle

09:27:40 Felicia Koch

Closing Statement:

09:28:14 Rep. Paul Green (R), HD 41, closed the hearing on HB 92.

09:29:12 **Recessed**

09:59:02 **Reconvened**

EXECUTIVE ACTION ON HB 57 - Generally revise eluding a peace officer laws

09:59:14 **Motion:** Rep. Brandon Ler moved that **HB 57 DO PASS.**

09:59:32 **Motion:** Rep. Brandon Ler moved that **HB 57 BE AMENDED.**

Discussion:

10:00:00 Rep. Casey Knudsen

10:00:40 Rep. Lola Sheldon-Galloway

10:01:00 Rep. Donavon Hawk joined the meeting.

10:01:27 Rep. Braxton Mitchell

11:17:26 Rep. SJ Howell

11:17:53 Rep. Braxton Mitchell

Vote: Motion carried unanimously by voice vote.

10:01:38 **Motion:** Rep. Brandon Ler moved that **HB 57 DO PASS AS AMENDED.**

Discussion:

10:02:16 Rep. SJ Howell

Vote: Motion failed 11-8 by roll call vote with Rep. Carlson, Rep. Duram, Rep. Ler, Rep. Kmetz, Rep. Knudsen, Rep. Regier, Rep. Rusk, Rep. Sheldon-Galloway, voting yes.
Rep. Carlson, By Proxy

10:06:11 **Motion:** Rep. Brandon Ler moved that **HB 57 BE TABLED.**

Vote: Motion carried 16 - 1 by voice vote with Rep. Ler, voting no.

EXECUTIVE ACTION ON HB 38 - Generally revise theft laws to enumerate theft of a light vehicle

10:06:47 **Motion:** Rep. Brandon Ler moved that **HB 38 DO PASS.**

10:06:59 **Motion:** Rep. Brandon Ler moved that **HB 38 BE AMENDED.**

Discussion:

10:07:03 Rep. Neil Duram

10:08:46 Rep. Lola Sheldon-Galloway

10:08:55 Rep. Neil Duram

10:08:58 Rep. Casey Knudsen

Vote: Motion carried 18 - 1 by voice vote with Rep. Bishop, voting no.
Rep. Bishop, By Proxy

10:10:17 **Motion:** Rep. Brandon Ler moved that **HB 38 DO PASS AS AMENDED.**

Discussion:

10:10:31 Rep. Tom France

10:12:12 Rep. Donavon Hawk

10:12:47 Rep. Casey Knudsen

10:13:49 Rep. Jedediah Hinkle

10:15:16 Rep. Caleb Hinkle
10:15:44 Rep. Neil Duram
10:16:33 Rep. Laura Smith
10:17:05 Rep. Greg Kmetz
10:17:29 Rep. SJ Howell

Vote: Motion carried 13 - 6 by voice vote with Rep. Bishop, Rep. France, Rep. Hawk, Rep. Howell, Rep. Smith, Rep. Zephyr, voting no.
Rep. Bishop, By Proxy

EXECUTIVE ACTION ON HB 63 - Generally revise liability laws related to armed forces and national guard

10:20:47 **Motion:** Rep. Brandon Ler moved that **HB 63 DO PASS.**

Vote: Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HJ 1 - Request interim study on missing youth

10:22:02 **Motion:** Rep. Brandon Ler moved that **HJ 1 DO PASS.**

Discussion:

10:23:04 Rep. Laura Smith

10:23:14 Rep. Lola Sheldon-Galloway

10:24:05 **Motion:** Rep. Laura Smith moved that **HJ 1 BE AMENDED.**

Discussion:

10:24:40 Rep. Neil Duram

12:25:10 Rep. Lola Sheldon-Galloway

Vote: Motion carried unanimously by voice vote.

10:25:00 **Motion:** Rep. Brandon Ler moved that **HJ 1 DO PASS AS AMENDED.**

Vote: Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 10:29:13

Jamie Van Valkenburg, Secretary

Additional Documents: [EXHIBIT\(230106JUHaad\)](#)