

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

**Call to Order:** Chair Rep. Amy Regier-R, on February 09, 2023 at 8:01 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. Kim Abbott (D)  
Rep. Lee Deming (R)  
Rep. Tom France (D)  
Rep. Donavon Hawk (D)  
Rep. Jedediah 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. Zoey Zephyr (D)

**Members Excused:** Rep. Jennifer Carlson (R)  
Rep. Neil Duram (R)  
Rep. Jodee Etchart (R)  
Rep. Caleb Hinkle (R)

**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 359 02/06/2023  
SB 191 02/06/2023

Executive Action:

HB 330 TO TABLE  
HB 356 DO PASS  
HB 361 DO PASS AS AMENDED  
SB 191 BE CONCURRED IN  
HB 233 RECONSIDER ACTIONS  
ON HB 233

**Committee Discussion:**

08:02:56 Rep. Laurie Bishop

08:03:20 Rep. Donavon Hawk

**HEARING ON SB 191 - Revise preliminary injunction laws**

**Opening Statement:**

08:03:29 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 191, Revise preliminary injunction laws.

**Proponent Testimony:**

08:06:41 Jeff Laszloffy, Montana Family Foundation (MFF)

**Opponent Testimony:**

None

**Informational Witness Testimony:**

08:11:01 Brent Mead, Department of Justice

**Questions from Committee:**

08:11:27 Rep. Laura Smith

08:13:47 Sen. Steve Fitzpatrick-R

08:14:02 Rep. Tom France

08:14:25 Sen. Steve Fitzpatrick-R

08:17:06 Rep. Tom France

08:17:18 Jeff Laszloffy, MFF

08:17:53 Rep. Laurie Bishop

08:18:24 Sen. Steve Fitzpatrick-R

**Closing Statement:**

08:20:32 Sen. Steve Fitzpatrick (R), SD 10, closed the hearing on SB 191.

**HEARING ON HB 359 - Prohibit minors from attending drag shows**

**Opening Statement:**

08:21:05 Rep. Braxton Mitchell (R), HD 3, opened the hearing on HB 359, Prohibit minors from attending drag shows.

**Proponent Testimony:**

08:24:16 Elsie Arntzen, Office of the Superintendent

08:26:06 Cheryl Tusken, Self

08:28:25 Jenna McKinney, Montana Family Rights Alliance

08:30:35 Jeff Laszloffy, Montana Family Foundation

08:31:29 Jeremy Mygland, Self

08:33:49 Ruth Probert, Self

08:35:55 Donna Elford, Self

08:38:22 Kathy Carlson, Self

08:42:55 Sharon Nason, Self

08:43:57 Johanna Kennedy, Self

08:46:28 Lee Barton, Self

08:48:27 Jessie Browning, Moms for Liberty, Yellowstone County

08:50:39 Arther Schaper, Mass Resistance

08:53:19 Cindy Roscoe, Self

08:54:14 Kathy Butterfeild, Self

08:55:32 Corrina Wrobel, Self

08:57:33 Heather Higgs, Self

08:59:43 Anna Shchemelinin, Self

09:01:59 Alba Pimentel, Moms for Liberty

09:04:05 Ed Byrne, Self

09:06:28 Tim Adams, Self

**Opponent Testimony:**

09:08:44 SK Rossi, Human Rights Campaign

09:11:08 Adrian Jawort, Self

09:13:33 Amanda Curtis, Montana Federation of Public Employees

09:15:14 Nadia Mell, Self

09:17:13 Akilah Deernose, American Civil Liberties Union of Montana

09:19:41 Troy Bertelsen, Self

09:21:53 Sam Forstag, Montana Library Association

09:23:34 Annatheia Smith, Self

09:26:03 Charlie McCorn, Self

09:27:40 Rory Bird, Self

09:29:46 Karine Woods, Self

09:31:44 Beverly Sitton, Self

09:33:14 Chloe Runs Behind, Forward Montana

09:35:15 Andy Nelson, Self

09:37:23 Robin Turner, Montana Coalition Against Domestic and Sexual Violence

09:39:39 Elani Borhegyi, Self

09:41:57 Shawn Reagor, Self

09:44:22 Shani Henry, Self

09:46:13 Quinn Leighton, Planned Parenthood Advocates of Montana

09:49:00 Gwen Nicholson, Self

09:50:17 Colton Mason, Self

09:51:56 Heru Spencer, Djedi Order

09:54:30 Valan Anthos, Self  
09:56:33 Allison Goodnight, Self  
09:58:35 Pari Kemmick, Self  
10:00:29 Denise Rose, Self  
10:02:40 Tammy Ravas, Self  
10:04:34 Sharon Patton-Griffin, Self  
10:06:34 Donald Stuker, Self

**Informational Witness Testimony:**

10:08:53 McCall Flynn, Board of Public Education

**Questions from Committee:**

10:09:47 Rep. Jedediah Hinkle  
10:09:55 Rep. Amy Regier  
10:09:59 Rep. Zooey Zephyr  
10:10:46 Anna Smith, Self  
10:12:27 Rep. Zooey Zephyr  
10:13:17 Elani Borhgeyi, Self  
10:15:37 Rep. Caleb Hinkle  
10:15:54 Jeff Laszloffy (MFF)  
10:16:37 Rep. Caleb Hinkle  
10:16:40 Rep. Donavon Hawk  
10:17:01 Donald Stuker, Self  
10:18:07 Rep. Laurie Bishop  
10:18:51 SK Rossi, HRC  
10:20:30 Rep. Jedediah Hinkle  
10:22:31 Rep. Braxton Mitchell-R

10:23:04 Rep. Laura Smith  
10:23:25 Rep. Braxton Mitchell-R  
10:24:09 Rep. Laurie Bishop  
10:25:09 SK Rossi, HRC  
10:27:10 Rep. Lola Sheldon-Galloway  
10:27:52 Elani Borhegyi, Self  
10:28:35 Rep. Lola Sheldon-Galloway  
10:29:55 Rep. Howell has arrived  
10:30:08 Denise Rose, Self  
10:30:41 Rep. Laura Smith  
10:31:34 Akilah Denos, ACLUM  
10:32:57 Rep. Amy Regier  
10:32:58 Rep. Laurie Bishop

**Closing Statement:**

10:33:34 Rep. Braxton Mitchell (R), HD 3, closed the hearing on HB 359.  
10:34:55 **Recessed**  
11:04:40 **Reconvened**

**EXECUTIVE ACTION ON HB 330 - Revise laws related to tribal DUI task forces**

11:05:01 **Motion:** Rep. Brandon Ler moved that **HB 330 DO PASS.**

**Discussion:**

11:05:48 Rachel Weiss  
11:05:55 Rep. Casey Knudsen  
11:08:05 Rep. Laurie Bishop  
11:08:44 **Motion:** Rep. Brandon Ler moved that **HB 330 BE AMENDED.**  
**Vote:** Motion carried unanimously by voice vote.

11:10:36 **Motion:** Rep. Brandon Ler moved that **HB 330 DO PASS AS AMENDED.**

**Vote:** Motion failed 10 - 9 by roll call vote with Rep. Bishop, Rep. Deming, Rep. Etchart, Rep. France, Rep. Hawk, Rep. Howell, Rep. Knudsen, Rep. Smith, Rep. Zephyr, voting yes.

12:24:35 **Motion:** Rep. Brandon Ler moved that **HB 330 BE TABLED.**

**Vote:** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 356 - Establish firearms industry nondiscrimination**

11:12:20 **Motion:** Rep. Brandon Ler moved that **HB 356 DO PASS.**

**Discussion:**

11:12:28 Rachel Weiss

11:12:44 Rep. Tom France

11:13:35 Rep. Braxton Mitchell

11:13:36 Rep. Jedediah Hinkle

11:14:42 Rep. Tom France

11:14:43 Rep. Jedediah Hinkle

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

**EXECUTIVE ACTION ON HB 361 - Provide that use of a name and sex at birth by a student is not discrimination**

11:16:44 **Motion:** Rep. Brandon Ler moved that **HB 361 DO PASS.**

**Discussion:**

11:16:53 Rachel Weiss

11:17:00 Rep. Casey Knudsen

11:17:07 **Motion:** Rep. Casey Knudsen moved that **HB 361 BE AMENDED.**

**Discussion:**

11:17:26 Rep. Casey Knudsen

11:18:15 Rep. Brandon Ler

11:18:17 Rep. Laurie Bishop  
11:18:42 Rep. Lee Deming  
11:19:06 Rep. Jedediah Hinkle  
11:20:07 Rep. Casey Knudsen

**Vote:** Motion carried 12 - 7 by voice vote with Rep. Bishop, Rep. France, Rep. Hawk, Rep. Hinkle, Rep. Howell, Rep. Smith, Rep. Zephyr, voting no.

11:23:54 **Motion:** Rep. Casey Knudsen moved that **HB 361 BE AMENDED.**

**Discussion:**

11:24:04 Rep. Casey Knudsen  
11:24:05 Rep. Laurie Bishop  
11:25:33 Rep. SJ Howell  
11:25:34 Rep. Laura Smith  
11:25:54 Rep. Brandon Ler  
11:26:25 Rep. Casey Knudsen

**Vote:** Motion failed unanimously by voice vote.

11:27:29 **Motion:** Rep. Brandon Ler moved that **HB 361 DO PASS AS AMENDED.**

**Discussion:**

11:27:37 Rep. Donavon Hawk  
11:27:39 Rep. SJ Howell  
11:29:06 Rep. Zooey Zephyr  
11:31:39 Rep. Jennifer Carlson

**Vote:** Motion carried 13 - 6 by roll call vote with Rep. Bishop, Rep. France, Rep. Hawk, Rep. Howell, Rep. Smith, Rep. Zephyr, voting no.

**EXECUTIVE ACTION ON SB 191 - Revise preliminary injunction laws**

11:35:59 **Motion:** Rep. Brandon Ler moved that **SB 191 BE CONCURRED IN.**

**Discussion:**

11:36:15 Rachel Weiss  
11:36:16 Rep. Laurie Bishop

11:37:24 Rep. Neil Duram

11:38:18 Rep. Laura Smith

**Vote:** Motion carried 15 - 4 by voice vote with Rep. Bishop, Rep. Hawk, Rep. Howell, Rep. Zephyr, voting no.

**EXECUTIVE ACTION ON HB 233 - Require the refund of residential lease application fees**

11:42:02 **Motion:** Rep. Laurie Bishop moved that **HB 233 RECONSIDER ACTIONS ON HB 233.**

**Discussion:**

11:42:09 Rep. Laurie Bishop

11:42:14 Rep. Lola Sheldon-Galloway

11:42:22 Rep. Jedediah Hinkle

11:42:49 Rep. Neil Duram

11:43:06 Rep. Casey Knudsen

11:43:35 Rep. Lola Sheldon-Galloway

11:43:56 Rep. Jennifer Carlson

11:44:06 Rep. Laurie Bishop

11:42:02 **Vote:** Motion failed 11 - 8 by roll call vote with Rep. Bishop, Rep. Duram, Rep. France, Rep. Hawk, Rep. Howell, Rep. Kmetz, Rep. Smith, Rep. Zephyr, voting yes.

**ADJOURNMENT**

Adjournment: 11:48:40

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Jamie Van Valkenburg, Secretary

Additional Documents: [EXHIBIT\(230209JUHaad\)](#)