

MINUTES
MONTANA SENATE
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (S) JUDICIARY

Call to Order: Chair Keith Regier-R, on January 04, 2023 at 9:01 AM, in 303

ROLL CALL

Members Present: Sen. Keith Regier, Chair (R)
Sen. Jen Gross, Vice Chair (D)
Sen. Barry Usher, Vice Chair (R)
Sen. Bob Brown (R)
Sen. Daniel Emrich (R)
Sen. Chris Friedel (R)
Sen. Steve Hinebauch (R)
Sen. Kathy Kelker (D)
Sen. Theresa Manzella (R)
Sen. Andrea Olsen (D)
Sen. Susan Webber (D)

Staff Present: Julianne Burkhardt, Attorney
Grace Gibney, 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 2 12/12/2022
SB 6 12/12/2022
SB 7 12/12/2022
SB 11 12/12/2022

Executive Action:

09:02:55 **Committee Discussion:** Lobbyist Introductions

09:03:20 Robin Turner, Montana Coalition Against Domestic and Sexual Violence (MCADSV), American Civil Liberties Union of Montana (ACLU-MT)

09:04:13 Nanette Gilbertson, Montana Sheriffs and Peace Officers Association (MSPOA), Montana County Attorneys Association (MCAA)

09:04:51 Maggie Bornstein, American Civil Liberties Union of Montana (ACLU-MT)

09:05:38 Henry Kriegel, Americans for Prosperity (AFP)

09:05:57 Keegan Medrano, American Civil Liberties Union of Montana (ACLU-MT)

09:06:24 Karen Alley, Montana Association of Counties (MACo)

09:06:59 Wyatt LaPram, Americans for Prosperity (AFP)

09:07:15 Beth Brenneman, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

09:07:41 Thomas Jodoin, Montana League of Cities and Towns (MLCT)

HEARING ON SB 2 - Revise criminal intelligence information advisory council

Opening Statement:

09:08:29 Sen. Kenneth Bogner (R), SD 19, opened the hearing on SB 2, Revise criminal intelligence information advisory council.

Proponent Testimony:

None

Opponent Testimony:

None

Informational Witness Testimony:

09:11:38 Anne Dormady, Crime Information Bureau Chief, Montana Division of Criminal Investigation, Montana Department of Justice (MT DOJ)

Questions from Committee:

09:12:05 Sen. Theresa Manzella

09:13:23 Sen. Kenneth Bogner
09:13:30 Sen. Susan Webber
09:13:43 Sen. Kenneth Bogner
09:13:59 Vice Chair Barry Usher
09:14:08 Sen. Kathy Kelker
09:15:48 Anne Dormady, MT DOJ
09:16:19 Vice Chair Barry Usher
09:17:22 Sen. Kenneth Bogner

Closing Statement:

09:17:40 Sen. Kenneth Bogner (R), SD 19, closed the hearing on SB 2.

HEARING ON SB 7 - Revising laws related state prisons and county detention center telecommunication

Opening Statement:

09:18:25 Sen. Tom McGillvray (R), SD 23, opened the hearing on SB 7, Revising laws related state prisons and county detention center telecommunication.

Proponent Testimony:

09:22:26 Nanette Gilbertson, Montana Sheriffs and Peace Officers Association (MSPOA)
09:23:45 Maggie Bornstein, American Civil Liberties Union (ACLU-MT)
09:25:36 Beth Brennehan, Collation Against Domestic and Sexual Violence (MCADSV)

Opponent Testimony:

None

Informational Witness Testimony:

09:27:01 John Daugherty, Central Services Chief, Department of Corrections (DOC)

Questions from Committee:

09:27:21 Sen. Kathy Kelker
09:28:08 Sen. Tom McGillvray
09:28:35 John Daugherty, DOC
09:29:05 Vice Chair Barry Usher
09:30:06 Sen. Tom McGillvray
09:30:46 Chair Keith Regier
09:31:11 Nanette Gilbertson, MSPOA

Closing Statement:

09:31:56 Sen. Tom McGillvray (R), SD 23, closed the hearing on SB 7.

HEARING ON SB 11 - Generally revise criminal justice system laws

Opening Statement:

09:32:50 Vice Chair Barry Usher (R), SD 40, opened the hearing on SB 11, Generally revise criminal justice system laws.

Proponent Testimony:

09:44:47 Henry Kriegel, Legislative Director, Americans For Prosperity (AFP)
09:47:13 Brian Gootkin, Director, Department of Corrections (DOC)
09:49:40 Matt Kuntz, Executive Director, NAMI Montana
09:50:45 Nanette Gilbertson, Montana Sheriffs and Peace Officers Association (MSPOA), Montana County Attorneys Association (MCAA)
09:54:41 Shelby DeMars, Montana Police Protective Association (MPPA)
09:56:44 Maggie Bornstein, American Civil Liberties Union of Montana (ACLU-MT)
09:58:26 Jade Bahr, Montana Budget and Policy Center (MBPC)

Opponent Testimony:

None

Informational Witness Testimony:

10:00:20 John Daugherty, Central Services Division Chief, Montana Department of Corrections (DOC)

10:00:37 Natalia Bowser, Director, Montana Board of Crime Control (MBCC)

10:00:48 Carrie Albro, Chief Information Officer, Department of Health and Human Services (DPHHS)

10:01:17 Adam Carpenter, Chief Data Officer, Montana State Department of Administration (DOA)

10:01:35 Leo Dutton, Chairman, Montana Board of Crime Control (MBCC)

Questions from Committee:

10:02:03 Sen. Theresa Manzella

10:03:30 Adam Carpenter, DOA

10:04:29 Sen. Theresa Manzella

10:05:10 Nanette Gilbertson, MSPOA, MCAA

10:06:14 Sen. Andrea Olsen

10:07:25 Nanette Gilbertson, MSPOA, MCAA

10:08:28 Sen. Kathy Kelker

10:10:44 John Daugherty, DOC

10:11:05 Sen. Susan Webber

10:11:31 Vice Chair Barry Usher

10:13:22 Chair Keith Regier

10:13:36 Vice Chair Barry Usher

10:15:01 Chair Keith Regier

10:15:19 Adam Carpenter, DOA

Closing Statement:

10:16:37 Vice Chair Barry Usher (R), SD 40, closed the hearing on SB 11.

HEARING ON SB 6 - Gen. revise laws related to conditional release of crim. commitment defendant

Opening Statement:

10:24:27 Vice Chair Jen Gross (D), SD 25, opened the hearing on SB 6, Gen. revise laws related to conditional release of crim. commitment defendant.

Proponent Testimony:

10:25:28 Matt Kuntz, Executive Director, NAMI Montana

[EXHIBIT\(230104JUSa1\)](#)

Opponent Testimony:

10:33:10 Chad Parker, Deputy Chief Legal Counsel, Department of Public Health and Human Services (DPHHS)

10:41:40 Maggie Bornstein, American Civil Liberties Union of Montana (ACLU-MT)

Informational Witness Testimony:

None

Questions from Committee:

10:46:05 Sen. Chris Friedel

10:46:49 Chad Parker, DPHHS

10:51:02 Sen. Andrea Olsen

10:52:57 Chad Parker, DPHHS

10:53:50 Sen. Andrea Olsen

10:54:13 Chair Keith Regier

10:54:30 Chad Parker, DPHHS

10:55:12 Sen. Andrea Olsen

10:55:33 Matt Kuntz, NAMI Montana

10:57:07 Sen. Kathy Kelker

10:59:11 Matt Kuntz, NAMI Montana

10:59:57 Sen. Susan Webber

11:00:46 Chad Parker, DPHHS
11:02:14 Sen. Andrea Olsen
11:03:09 Chad Parker, DPHHS
11:03:19 Vice Chair Barry Usher
11:04:57 Vice Chair Jen Gross

Closing Statement:

11:05:26 Vice Chair Jen Gross (D), SD 25, closed the hearing on SB 6.

ADJOURNMENT

Adjournment: 11:08:44

Grace Gibney, Secretary

Additional Documents: [EXHIBIT\(230104JUSaad\)](#)