

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

Call to Order: Chair Keith Regier-R, on April 07, 2023 at 8:01 AM, in 422

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. Theresa Manzella (R)
Sen. Susan Webber (D)

Members Excused: Sen. Kathy Kelker (D)
Sen. Andrea Olsen (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:

HB 741 04/04/2023
HB 742 04/04/2023
HB 743 04/04/2023
HB 785 04/04/2023
HB 793 04/04/2023
HB 968 04/05/2023

Executive Action:

HB 722
HB 423
HB 968
HB 785 TO TABLE

08:03:57 **Recessed**

HEARING ON HB 968 - Revise abortion laws concerning parental consultation

Opening Statement:

08:23:42 Rep. Amy Regier (R), HD 6, opened the hearing on HB 968, Revise abortion laws concerning parental consultation.

Proponent Testimony:

08:25:49 Jeff Laszloffy, Montana Family Foundation

Opponent Testimony:

08:30:13 Doctor Caitlyn Blau, Blue Mountain Clinic

08:31:46 Doctor Trent Taylor, Blue Mountain Clinic

08:33:55 Hillary-Anne Crosby, self

08:34:53 Quinn Leighton, Planned Parenthood Advocates of Montana, Montana Coalition Against Domestic and Sexual Violence, American Civil Liberties Union of Montana (ACLUMT)

08:37:29 Shawn Reagor, Montana Human Rights Network

08:39:12 Senator Shannon O'Brien, self

08:40:07 Leah Shea, Susan Wicklund Fund

08:41:49 Robyn Morrison, Montana League of Women Voters

Informational Witness Testimony:

08:43:36 Brent Mead, Deputy Solicitor General, Montana Department of Justice (DOJ)

Questions from Committee:

08:44:01 Sen. Theresa Manzella

08:44:59 Rep. Amy Regier-R

08:45:03 Jeff Laszloffy, Montana Family Foundation

08:45:26 Sen. Susan Webber

08:46:15	Brent Mead, DOJ
08:49:50	Vice Chair Barry Usher
08:50:15	Brent Mead, DOJ
08:53:28	Vice Chair Jen Gross
08:54:02	Quinn Leighton, Planned Parenthood Advocates of Montana
08:56:38	Vice Chair Jen Gross
08:56:58	Rep. Amy Regier-R
08:57:36	Sen. Andrea Olsen
08:58:03	Quinn Leighton, Planned Parenthood Advocates of Montana
08:59:49	Sen. Susan Webber
09:01:17	Doctor Caitlyn Blau, Blue Mountain Clinic
09:02:35	Sen. Daniel Emrich
09:03:13	Doctor Caitlyn Blau, Blue Mountain Clinic
09:03:45	Sen. Daniel Emrich
09:04:12	Brent Mead, DOJ
09:07:14	Sen. Theresa Manzella
09:07:59	Quinn Leighton, Planned Parenthood Advocates of Montana
09:10:10	Vice Chair Barry Usher
09:11:15	Quinn Leighton, Planned Parenthood Advocates of Montana
09:13:54	Sen. Daniel Emrich
09:14:27	Quinn Leighton, Planned Parenthood Advocates of Montana
09:14:43	Sen. Daniel Emrich
09:14:51	Doctor Caitlyn Blau, Blue Mountain Clinic
09:15:10	Sen. Theresa Manzella

09:15:32 Jeff Laszloffy, Montana Family Foundation

09:17:22 Vice Chair Jen Gross

09:18:10 Doctor Trent Taylor, Blue Mountain Clinic

Closing Statement:

09:19:51 Rep. Amy Regier (R), HD 6, closed the hearing on HB 968.

HEARING ON HB 785 - Revise landlord-tenant laws

Opening Statement:

09:21:28 Rep. Zooey Zephyr (D), HD 100, opened the hearing on HB 785, Revise landlord-tenant laws.

Proponent Testimony:

09:25:31 Ethan Hanley, Associated Students of University of Montana

09:26:55 Jake Brown, Shelter Whitefish

09:28:09 Representative George Nikolakakos, self

09:32:37 Sam Forstag, City of Missoula

09:33:20 Daniel Carlino, self

09:34:03 Maggie Bell, Associated Students of University of Montana

09:34:59 Shawn Reagor, Montana Human Rights Network

09:35:36 Izzy Milch, Forward Montana

09:36:36 Hannah Kosel, North Missoula Community Development Association (NMCDCA)

Opponent Testimony:

09:37:49 John Sinrud, Montana Landlords Association

09:42:34 Gary Whitney, Montana Landlords Association

09:44:31 Sarah Kassem, self

09:46:11 Matthew Sullivan, self

09:48:25 Katie Thompson, self
09:50:34 Steven Thompson, self

Informational Witness Testimony:

None

Questions from Committee:

09:51:38 Sen. Bob Brown
09:52:23 John Sinrud, Montana Landlords Association
09:55:21 Sen. Steve Hinebauch
09:55:49 Izzy Milch, Forward Montana
09:56:14 Sen. Steve Hinebauch
09:56:26 Gary Whitney, Montana Landlords Association
09:57:52 Sen. Chris Friedel
10:01:00 John Sinrud, Montana Landlords Association
10:04:04 Vice Chair Barry Usher
10:04:19 Katie Thompson, self
10:06:14 Vice Chair Barry Usher
10:06:23 Maggie Bell, Associated Students of University of Montana
10:07:02 Vice Chair Barry Usher
10:07:12 Izzy Milch, Forward Montana
10:07:43 Sen. Andrea Olsen
10:08:57 Sam Forstag, City of Missoula
10:12:00 Sen. Susan Webber
10:12:34 John Sinrud, Montana Landlords Association
10:13:13 Vice Chair Jen Gross
10:13:56 John Sinrud, Montana Landlords Association

10:14:46 Vice Chair Jen Gross
10:15:18 Rep. Zooey Zephyr-D
10:17:38 Sen. Daniel Emrich
10:18:01 John Sinrud, Montana Landlords Association
10:23:21 Sen. Andrea Olsen
10:23:59 John Sinrud, Montana Landlords Association

Closing Statement:

10:24:04 Rep. Zooey Zephyr (D), HD 100, closed the hearing on HB 785.

HEARING ON HB 741 - Revise the youth court act

Opening Statement:

10:27:22 Rep. Laura Smith (D), HD 79, opened the hearing on HB 741, Revise the youth court act.

Proponent Testimony:

10:30:14 Myshell Lyday, Avitium Partners
10:32:11 Maggie Bornstein, American Civil Liberties Union of Montana (ACLU MT)

Opponent Testimony:

None

Informational Witness Testimony:

10:33:08 Tom Billteen, Youth Court Services, Montana Office of Court Administrator

Questions from Committee:

09:30:52 Senator George Nikolakakos
10:33:47 Sen. Susan Webber
10:33:57 Tom Billteen, Youth Court Services, Montana Office of Court Administrator
10:35:07 Sen. Theresa Manzella
10:35:59 Tom Billteen, Youth Court Services, Montana Office of Court Administrator

10:36:57 Vice Chair Jen Gross
10:37:39 Myshell Lyday, Avitium Partners
10:39:03 Sen. Daniel Emrich
10:39:42 Rep. Laura Smith-D
10:43:57 Vice Chair Jen Gross

Closing Statement:

10:44:10 Rep. Laura Smith (D), HD 79, closed the hearing on HB 741.

HEARING ON HB 742 - Restrict use of restraints on youth

Opening Statement:

10:45:11 Rep. Laura Smith (D), HD 79, opened the hearing on HB 742, Restrict use of restraints on youth.

Proponent Testimony:

10:47:01 Maggie Bornstein, American Civil Liberties Union of Montana (ACLUMT)
10:47:38 Myshell Lyday, Avitium Partners
10:49:38 Nicole Gomez, Montana Women Vote

Opponent Testimony:

None

Informational Witness Testimony:

10:50:09 Tom Billteen, Youth Court Services, Montana Office of Court Administrator

Questions from Committee:

10:50:44 Sen. Theresa Manzella
10:51:27 Rep. Laura Smith-D
10:51:44 Sen. Susan Webber
10:52:19 Myshell Lyday, Avitium Partners
10:53:40 Sen. Daniel Emrich

10:54:34 Myshell Lyday, Avitium Partners
10:55:25 Sen. Daniel Emrich
10:56:10 Rep. Laura Smith-D
10:57:34 Sen. Bob Brown
11:01:14 Myshell Lyday, Avitium Partners
11:02:50 Sen. Chris Friedel
11:04:47 Myshell Lyday, Avitium Partners
11:06:47 Sen. Daniel Emrich
11:08:13 Myshell Lyday, Avitium Partners

Closing Statement:

11:09:34 Rep. Laura Smith (D), HD 79, closed the hearing on HB 742.

HEARING ON HB 743 - Revising laws related to incest

Opening Statement:

11:12:07 Rep. Laura Smith (D), HD 79, opened the hearing on HB 743, Revising laws related to incest.

Proponent Testimony:

11:13:22 Brian Thompson, Montana County Attorneys Association (MCCA)

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

11:14:09 Chair Keith Regier
11:14:34 Rep. Laura Smith-D
11:15:43 Brian Thompson, MCCA

11:16:16 Sen. Chris Friedel
11:16:33 Brian Thompson, MCCA
11:18:15 Vice Chair Barry Usher
11:18:47 Brian Thompson, MCCA
11:18:59 Sen. Daniel Emrich
11:20:23 Rep. Laura Smith-D

Closing Statement:

11:20:31 Rep. Laura Smith (D), HD 79, closed the hearing on HB 743.

HEARING ON HB 793 - Revise laws related to strip searches of youth offenders

Opening Statement:

11:20:58 Rep. Laura Smith (D), HD 79, opened the hearing on HB 793, Revise laws related to strip searches of youth offenders.

Proponent Testimony:

11:22:52 Myshell Lyday, Avitium Partners
11:23:19 Maggie Bornstein, American Civil Liberties Union of Montana (ACLU MT)
11:24:03 Nicole Gomez, Montana Women Vote

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

11:24:35 Sen. Chris Friedel
11:25:10 Myshell Lyday, Avitium Partners
11:29:26 Vice Chair Barry Usher
11:30:50 Myshell Lyday, Avitium Partners

Closing Statement:

11:31:56 Rep. Laura Smith (D), HD 79, closed the hearing on HB 793.

EXECUTIVE ACTION ON HB 722 - Generally revise district courts budget presentation in budget

11:54:00 **Motion:** Vice Chair Barry Usher moved that **HB 722 BE CONCURRED IN.**

Discussion:

11:54:57 Vice Chair Jen Gross

11:55:43 Chair Keith Regier

11:57:48 Sen. Susan Webber

11:58:51 Vice Chair Jen Gross

11:59:29 Sen. Daniel Emrich

12:00:47 Chair Keith Regier

12:00:58 Vice Chair Jen Gross

11:54:00 **Vote:** Motion carried 7 - 4 by roll call vote with Sen. Gross, Sen. Kelker, Sen. Olsen, Sen. Webber, voting no.
Sen. Kelker, By Proxy

11:54:00 **Carrier Assigned:** Sen. Keith Regier

EXECUTIVE ACTION ON HB 423 - Revise laws related to compensation for wrongfully convicted individuals

12:03:56 **Motion:** Vice Chair Barry Usher moved that **HB 423 BE CONCURRED IN.**

12:03:59 **Motion:** Vice Chair Barry Usher moved that **HB 423 BE AMENDED.**

Discussion:

12:05:06 Julianne Burkhardt

12:03:59 **Vote:** Motion carried unanimously by voice vote.

12:06:59 **Motion:** Vice Chair Barry Usher moved that **HB 423 BE CONCURRED IN AS AMENDED.**

12:06:59 **Vote:** Motion carried unanimously by voice vote.

12:06:59 **Carrier Assigned:** Sen. Barry Usher

EXECUTIVE ACTION ON HB 968 - Revise abortion laws concerning parental consultation

- 12:07:17 **Motion:** Vice Chair Barry Usher moved that **HB 968 BE CONCURRED IN.**
- 12:14:00 **Vote:** Motion carried 7 - 4 by roll call vote with Sen. Gross, Sen. Kelker, Sen. Olsen, Sen. Webber, voting no.
Sen. Kelker, Sen. Olsen, By Proxy
- 12:07:17 **Carrier Assigned:** Sen. Keith Regier

EXECUTIVE ACTION ON HB 785 - Revise landlord-tenant laws

- 12:09:29 **Motion:** Vice Chair Barry Usher moved that **HB 785 TO TABLE.**
- 12:13:29 **Vote:** Motion carried 7 - 4 by voice vote with Sen. Gross, Sen. Kelker, Sen. Olsen, Sen. Webber, voting no.
Sen. Kelker, Sen. Olsen, By Proxy

ADJOURNMENT

Adjournment: 12:12:45

Grace Gibney, Secretary

Additional Documents: [EXHIBIT\(230407JUSaad\)](#)