

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chair Gerald (Jerry) Bennett, on January 20, 2015 at 8:00 AM, in Room 137 Capitol

#### ROLL CALL

**Members Present:**

Rep. Gerald (Jerry) Bennett, Chair (R)  
Rep. Virginia Court, Vice Chair (D)  
Rep. Alan Doane, Vice Chair (R)  
Rep. Seth Berglee (R)  
Rep. Jennifer Eck (D)  
Rep. Clayton Fiscus (R)  
Rep. Stephanie Hess (R)  
Rep. Ellie Boldman Hill (D)  
Rep. Kathy Kelker (D)  
Rep. Sarah Laszloffy (R)  
Rep. Margaret (Margie) MacDonald (D)  
Rep. Theresa Manzella (R)  
Rep. Nate McConnell (D)  
Rep. Matthew Monforton (R)  
Rep. Carolyn Pease-Lopez (D)  
Rep. Zac Perry (D)  
Rep. Andrew Person (D)  
Rep. Randall Pinocci (R)  
Rep. Kirk Wagoner (R)

**Members Excused:** Rep. G. Bruce Meyers (R)  
Rep. Keith Regier (R)

**Members Absent:** None

**Staff Present:** McKenzie Chambers, Committee Secretary  
Helen Thigpen, Legislative Branch

**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 19, 1/14/2015; HB 43, 1/14/2015; HB 128, 1/14/2015

00:01:06 Rep. Hill  
00:01:16 Chair J. Bennett

### **HEARING ON HB 43**

#### **Opening Statement by Sponsor:**

00:01:41 Rep. Margaret (Margie) MacDonald (D), HD 51, opened the hearing on HB 43, Revise executive clemency laws.

#### **Proponents' Testimony:**

00:04:34 Rep. Meyers joined the meeting.  
00:09:15 Chair J. Bennett  
00:10:26 Rep. B. Smith, HD 31  
00:10:52 Frank C. Crowley, Partner, Doney Crowley P.C.  
00:15:06 Moe Wosepka, Self  
00:18:03 Robert Kolar, Business Owner, Spokesman/Board Member, Montanan's For Justice (MFJ), Board Member, Up2Me and Board Member, First Step Ministry

#### **EXHIBIT(juh12a01)**

00:22:57 Nancy Schwend, Self

#### **EXHIBIT(juh12a02)**

00:24:46 Amber Foster, Self  
00:26:24 Dan Gengler, Self and First Step Ministry  
00:27:57 Al Smith, Self  
00:30:11 Johnelle Howanach, Self  
00:32:11 Joyce Ranum, Self  
00:33:11 Sue Smith, Self  
00:33:58 Bonnie Adee, Self  
00:35:26 Marsha Price, BB FREE Support Group

#### **EXHIBIT(juh12a03)**

00:36:37 Steve Cape, Coalition for Safety and Justice  
00:38:32 Bonnie Jorgensen, Self  
00:39:12 Rep. Regier joined the meeting.

#### **Opponents' Testimony:**

00:39:31 Mike McKee, Self

#### **Informational Testimony:**

00:45:01 Christine Slaughter, BOPP

#### **Questions from Committee Members and Responses:**

00:45:25 Rep. Pinocci  
00:46:12 Frank C. Crowley, Doney Crowley P.C.  
00:48:11 Rep. Monforton  
00:48:40 Frank C. Crowley, Doney Crowley P.C.  
00:50:05 Rep. Monforton  
00:50:22 Frank C. Crowley, Doney Crowley P.C.  
00:51:20 Rep. Monforton  
00:51:37 Frank C. Crowley, Doney Crowley P.C.  
00:52:26 Rep. Wagoner  
00:53:08 Rep. MacDonald

00:54:21 Rep. Kelker  
00:54:54 Amber Foster, Self  
00:55:02 Rep. Kelker  
00:55:25 Amber Foster, Self  
00:55:31 Rep. Kelker  
00:55:46 Amber Foster, Self  
00:57:14 Rep. Person left the meeting.  
00:58:19 Rep. Meyers  
00:59:07 Mike McKee, Self  
01:02:00 Rep. McConnell  
01:02:58 Rep. MacDonald  
01:03:52 Rep. Pease-Lopez  
01:04:24 Rep. MacDonald  
01:06:20 Rep. Fiscus  
01:07:05 Mike McKee, Self  
01:08:25 Rep. Hill  
01:08:27 Mike McKee, Self  
01:09:09 Rep. Fiscus  
01:09:32 Rep. MacDonald  
01:10:32 Rep. Fiscus  
01:10:45 Rep. MacDonald  
01:10:58 Rep. Monforton  
01:11:21 Mike McKee, Self  
01:11:49 Rep. Monforton  
01:12:03 Mike McKee, Self

**Closing by Sponsor:**

01:13:13 Rep. MacDonald

**HEARING ON HB 19**

**Opening Statement by Sponsor:**

01:15:39 Rep. Ellie Boldman Hill (D), HD 90, opened the hearing on HB 19, Clarify that the governor may change parole board presiding officer.

**Proponents' Testimony:**

01:16:40 Rep. Person rejoined the meeting.  
01:18:55 Chair J. Bennett  
01:19:23 Frank C. Crowley, Doney Crowley P.C.  
01:21:22 Moe Wosepka, Self  
01:22:08 Nancy Schwend, Self

**EXHIBIT(juh12a04)**

01:23:58 Bonnie Adee, Self  
01:24:50 Steve Cape, Coalition for Safety and Justice

**Opponents' Testimony:**

01:25:24 Mike McKee, Self

**Informational Testimony:**

01:27:38 Christine Slaughter, BOPP

**Questions from Committee Members and Responses:**

01:28:11 Rep. Kelker  
01:28:42 Rep. Hill  
01:30:03 Chair J. Bennett  
01:30:12 Rep. Kelker  
01:30:28 Christine Slaughter, BOPP  
01:31:02 Rep. Kelker  
01:31:29 Rep. Regier  
01:31:40 Rep. Hill  
01:31:53 Christine Slaughter, BOPP  
01:32:02 Rep. Regier  
01:32:12 Christine Slaughter, BOPP  
01:32:24 Rep. Court  
01:33:02 Christine Slaughter, BOPP  
01:33:16 Rep. Court  
01:33:23 Christine Slaughter, BOPP  
01:33:45 Rep. Court  
01:34:00 Christine Slaughter, BOPP  
01:34:42 Rep. Meyers  
01:35:35 Rep. Hill  
01:36:23 Christine Slaughter, BOPP  
01:36:55 Chair J. Bennett  
01:37:06 Rep. Meyers  
01:37:38 Christine Slaughter, BOPP  
01:38:13 Rep. McConnell  
01:39:30 Rep. Hill  
01:42:27 Rep. Fiscus  
01:43:15 Mike McKee, Self

**Closing by Sponsor:**

01:43:54 Rep. Hill

**HEARING ON HB 128****Opening Statement by Sponsor:**

01:44:05 Rep. Ellie Boldman Hill (D), HD 90, opened the hearing on HB 128, Revise MAPA provisions related to board of pardons and parole.

[EXHIBIT\(juh12a05\)](#)

**Proponents' Testimony:**

01:48:12 Frank C. Crowley, Doney Crowley P.C.  
01:50:50 Steve Cape, Montana Coalition for Safety and Justice  
01:52:27 Joyce Ranum, Self  
01:53:03 Nancy Shwend, Self

[EXHIBIT\(juh12a06\)](#)

**Opponents' Testimony:** None

**Informational Testimony:**

01:54:08 Christine Slaughter, BOPP

**Questions from Committee Members and Responses:**

01:54:19 Rep. Monforton  
01:54:33 Rep. Regier left the meeting.  
01:55:09 Frank C. Crowley, Doney Crowley P.C.  
01:56:29 Rep. Monforton  
01:57:09 Frank C. Crowley, Doney Crowley P.C.  
01:58:38 Rep. McConnell  
01:59:02 Christine Slaughter, BOPP

**Closing by Sponsor:**

02:00:40 Rep. Hill

02:02:35 Chair J. Bennett

**ADJOURNMENT**

Adjournment: 02:04:12

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McKenzie Chambers, Secretary

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Additional Documents:

**EXHIBIT([juh12aad.pdf](#))**