

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Gerald (Jerry) Bennett, on March 6, 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. Seth Berglee (R)
Rep. Jennifer Eck (D)
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. G. Bruce Meyers (R)
Rep. Matthew Monforton (R)
Rep. Zac Perry (D)
Rep. Andrew Person (D)
Rep. Randall Pinocci (R)
Rep. Keith Regier (R)
Rep. Kirk Wagoner (R)

Members Excused: Rep. Alan Doane, Vice Chair (R)
Rep. Clayton Fiscus (R)
Rep. Carolyn Pease-Lopez (D)

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 427, 2/23/2015; HB 585, 2/23/2015; HB 587, 2/23/2015

00:01:02 Chair J. Bennett

HEARING ON HB 585

Opening Statement by Sponsor:

00:01:57 Rep. George Kipp (D), HD 15, opened the hearing on HB 585, Prohibit copying or duplication of cultural patrimony and sacred items.

Proponents' Testimony:

00:04:18 Michael DesRosier, Commissioner, Glacier County
00:06:38 John Murray, Blackfeet Ceremonial Community
00:10:26 Rep. Pease-Lopez joined the meeting.
00:11:32 Melinda Kipp, Blackfeet Ceremonious
00:13:15 Eric Birdinground, Crow Tribe
00:14:46 Rep. Webber, HD 16
00:18:06 Jason Smith, State Director, Office of Indian Affairs (OIA), Governor's Office
00:18:46 Shane Morigeau, Confederated Salish & Kootenai Tribes (CSKT)

EXHIBIT(juh47a01)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:20:00 Rep. Regier
00:20:20 Rep. Kipp
00:23:04 Rep. Regier
00:23:16 Rep. Kipp
00:23:28 Rep. Regier
00:23:38 Rep. Kipp
00:24:08 Rep. Regier
00:24:26 Rep. Kipp
00:24:51 Rep. Kelker
00:25:51 Rep. Kipp
00:26:32 Rep. Kelker
00:26:43 Rep. Kipp
00:27:36 Rep. Meyers
00:29:21 John Murray, Blackfeet Ceremonial Community
00:30:56 Rep. Meyers
00:31:34 John Murray, Blackfeet Ceremonial Community
00:35:10 Rep. MacDonald
00:36:13 Rep. Kipp
00:37:43 Rep. Monforton
00:38:47 Rep. Kipp
00:39:31 Rep. Monforton
00:40:47 Rep. Kipp

00:46:18 Chair J. Bennett
00:46:52 Rep. Kipp
00:47:42 Chair J. Bennett
00:48:08 Rep. Kipp

Closing by Sponsor:

00:48:54 Rep. Kipp

HEARING ON HB 587

Opening Statement by Sponsor:

00:53:37 Rep. Keith Regier (R), HD 4, opened the hearing on HB 587, Requiring physical presence of practitioners when performing abortion services.

Proponents' Testimony:

00:57:03 Gregg Trude, Right to Life MT
00:59:07 Garrett Bacon, Self
00:59:48 Jerry O'Neil, Self
01:01:27 Tracy Ullrey, Options Women's Clinic

EXHIBIT(juh47a02)

01:03:58 Matt Brower, Montana Catholic Conference (MCC) and on behalf of the two Roman Catholic bishops in Montana from the Diocese of Helena and the Diocese of Great Falls-Billings

EXHIBIT(juh47a03)

Opponents' Testimony:

01:06:27 Niki Zupanic, American Civil Liberties Union (ACLU) of Montana
01:08:58 Maggie Moran, NARAL Pro-Choice Montana
01:11:32 Martha Stahl, Planned Parenthood of Montana
01:14:03 Dick Weaver, NARAL Pro-Choice Montana

EXHIBIT(juh47a04)

01:17:52 Sarah Cook, Self

EXHIBIT(juh47a05)

01:20:47 Jules Shindel, The American Congress of Obstetricians and Gynecologists (ACOG) Montana

EXHIBIT(juh47a06)

01:23:18 Kim Abbott, Montana Human Rights Network (MHRN)

EXHIBIT(juh47a07)

01:24:55 Robin Turner, Montana Coalition Against Domestic & Sexual Violence (MCADSV)

EXHIBIT(juh47a08)

Informational Testimony: None

Questions from Committee Members and Responses:

01:30:28 Rep. Hill
01:31:44 Rep. Regier
01:32:28 Rep. Hill
01:32:50 Rep. Regier
01:33:29 Rep. Hill

01:33:57 Rep. Regier
01:34:20 Rep. Hill
01:35:08 Maggie Moran, NARAL Pro-Choice Montana
01:35:56 Rep. Kelker
01:36:37 Rep. Regier
01:36:53 Rep. Kelker
01:37:41 Rep. Regier
01:38:07 Rep. Kelker
01:38:40 Rep. Regier
01:39:05 Rep. Kelker
01:40:05 Rep. Regier
01:40:27 Rep. Court
01:41:11 Martha Stahl, Planned Parenthood of Montana
01:41:59 Rep. Court
01:42:23 Martha Stahl, Planned Parenthood of Montana
01:42:32 Rep. Manzella
01:44:19 Martha Stahl, Planned Parenthood of Montana
01:46:00 Rep. Manzella
01:46:21 Martha Stahl, Planned Parenthood of Montana
01:46:38 Rep. Wagoner
01:47:06 Martha Stahl, Planned Parenthood of Montana
01:47:27 Rep. Wagoner
01:47:58 Gregg Trude, Right to Life MT
01:48:16 Rep. Person
01:48:37 Rep. Regier
01:48:55 Rep. Monforton
01:49:24 Niki Zupanic, ACLU of Montana
01:49:54 Rep. Monforton
01:50:23 Niki Zupanic, ACLU of Montana

Closing by Sponsor:

01:52:05 Rep. Regier

01:52:49 Chair J. Bennett

01:53:17 Recessed
02:06:45 Reconvened

02:06:46 Chair J. Bennett

HEARING ON HB 427**Opening Statement by Sponsor:**

02:08:55 Rep. Bob Brown (R), HD 13, opened the hearing on HB 427, Appropriate funds to defend state based water rights.

Proponents' Testimony:

02:12:43 Verdell Jackson, Self

[EXHIBIT\(juh47a09\)](#)

[EXHIBIT\(juh47a10\)](#)

[EXHIBIT\(juh47a11\)](#)

02:21:29 Catherine Vandemoer, Montana Land and Water Alliance (MLWA)

[EXHIBIT\(juh47a12\)](#)

02:26:50 Chair J. Bennett

02:27:08 Jerry O'Neil, Self

[EXHIBIT\(juh47a13\)](#)

02:30:18 George Hudson, Self

02:32:37 Terry Backs, Self

[EXHIBIT\(juh47a14\)](#)

02:34:12 Abigail St. Lawrence, Flathead Joint Board of Control (FJBC), Rocky Mountain Stockgrowers Association (RMSG) and Dixon Melons

Opponents' Testimony:

02:36:23 Krista Lee Evans, Senior Water Rights Coalition (Sr. WRC) and Association of Gallatin Agricultural Irrigators (AGAI)

02:43:21 Hertha Lund, Commonsense Citizens for the CSKT Compact

02:52:21 Jay Bodner, Montana Stockgrowers Association (MSGA)

02:54:24 Chelcie Cremer, Montana Farm Bureau Federation (MFBF)

02:56:54 Mike Murphy, Montana Water Resources Association (MWRA) and Montana Farmers Union (MFU)

02:57:53 Niki Zupanic, ACLU of Montana

03:00:31 John Carter, Salish Kootenai Tribes

Informational Testimony:

03:09:50 William Hooks, Chief Public Defender, Administration, Office of the State Public Defender (OPD)

03:10:08 Melissa Hornbein, Reserved Water Rights Compact Commission (RWRCC)

Questions from Committee Members and Responses:

03:10:39 Rep. Regier

03:11:10 Hertha Lund, Commonsense Citizens for the CSKT Compact

03:11:40 Rep. Regier

03:11:48 Hertha Lund, Commonsense Citizens for the CSKT Compact

03:12:11 Rep. Kelker

03:13:30 Rep. B. Brown

03:13:38 Rep. Kelker

03:13:57 Rep. B. Brown

03:14:10 Rep. Kelker

03:14:28 Rep. B. Brown

03:14:46 Rep. Court

03:15:10 Rep. B. Brown
03:15:52 Rep. Court
03:16:08 Rep. B. Brown
03:16:29 Rep. Court
03:16:36 Rep. B. Brown
03:17:00 Rep. Berglee
03:17:34 Hertha Lund, Commonsense Citizens for the CSKT Compact
03:18:31 Rep. Berglee
03:18:42 Hertha Lund, Commonsense Citizens for the CSKT Compact
03:19:25 Rep. McConnell
03:19:59 John Carter, Salish Kootenai Tribes
03:25:59 Rep. McConnell
03:26:14 John Carter, Salish Kootenai Tribes
03:27:09 Rep. Manzella
03:28:12 Catherine Vandemoer, MLWA
03:30:57 Rep. Kelker
03:31:54 Rep. B. Brown
03:32:28 Rep. Hill
03:33:10 John Carter, Salish Kootenai Tribes
03:34:27 Rep. Hill
03:35:19 John Carter, Salish Kootenai Tribes
03:36:04 Rep. Monforton
03:36:42 John Carter, Salish Kootenai Tribes
03:36:54 Rep. Monforton
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03:37:29 Rep. Monforton
03:37:36 John Carter, Salish Kootenai Tribes
03:37:57 Rep. Monforton
03:38:07 John Carter, Salish Kootenai Tribes
03:39:05 Rep. Monforton
03:39:35 John Carter, Salish Kootenai Tribes

Closing by Sponsor:

03:41:23 Rep. B. Brown
03:43:41 Chair J. Bennett

ADJOURNMENT

Adjournment: 03:45:10

McKenzie Chambers, Secretary

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Additional Documents:

EXHIBIT([juh47aad.pdf](#))