

## MINUTES

### MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chair Scott Sales, on February 4, 2015 at 9:00 AM, in Room 303 Capitol

#### ROLL CALL

**Members Present:**

Sen. Scott Sales, Chair (R)  
Sen. Jennifer Fielder, Vice Chair (R)  
Sen. Robyn Driscoll (D)  
Sen. Jedediah Hinkle (R)  
Sen. Douglas (Doug) Kary (R)  
Sen. Cliff Larsen (D)  
Sen. Mary McNally (D)  
Sen. Mary Sheehy Moe (D)  
Sen. Diane Sands (D)  
Sen. Nels Swandal (R)  
Sen. Chas Vincent (R)

**Members Excused:** Sen. Kris Hansen (R)

**Members Absent:** None

**Staff Present:** Julianne Burkhardt, Legislative Branch  
Pam Schindler, Committee 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 126, 1/20/2015; HB 74 1/27/2015; HB 141, 1/27/2015;  
HB 143, 1/30/2015

Executive Action: None

**HEARING ON SB 126**

**Opening Statement by Sponsor:**

00:00:50 Sen. Roger Webb (R), SD 23, opened the hearing on SB 126, Generally revise landlord tenant laws to allow voluntary electronic notification.

**Proponents' Testimony:**

None

**Opponents' Testimony:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

00:02:16 Sen. Kary  
00:02:33 Sen. Webb  
00:03:44 Sen. Moe  
00:04:08 Sen. Webb

**Closing by Sponsor:**

00:04:44 Sen. Webb

**HEARING ON HB 74**

**Opening Statement by Sponsor:**

00:05:06 Rep. Ryan Lynch (D), HD 76, opened the hearing on HB 74, Require data breach notice to attorney general and insurance commissioner.

**Proponents' Testimony:**

00:07:15 Jon Bennion, assistant attorney general, Department of Justice (DOJ)  
[EXHIBIT\(jus25a01\)](#)

00:11:19 Donya Parrish, Montana Credit Unions (MCU)  
00:12:32 Bill Roberts, American Association of Retired Persons (AARP)

[EXHIBIT\(jus25a02\)](#)

[EXHIBIT\(jus25a03\)](#)

00:14:33 Aimee Grmoljez, Montana Bankers Association (MBA)

00:15:20 Jacqueline Lenmark, American Insurance Association (AIA), American Council of Life Insurers (ACLI)  
00:17:40 Greg VanHorssen, State Farm Insurance Company (SFIC)  
00:18:24 Niki Zupanic, American Civil Liberties Union (ACLU)

**Opponents' Testimony:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

None

**Closing by Sponsor:**

00:18:50 Rep. Lynch

**HEARING ON HB 143**

**Opening Statement by Sponsor:**

00:20:08 Rep. Nate McConnell (D), HD 89, opened the hearing on HB 143, Suspend payment of public defender fee during incarceration.

**Proponents' Testimony:**

00:21:07 Fritz Gillespie, chairman, Public Defender Commission, Office of Public Defender (OPD)  
00:21:56 Niki Zupanic, American Civil Liberties Union (ACLU)

**Opponents' Testimony:**

None

**Informational Testimony:**

00:22:48 Adrienne Slaughter, Department of Corrections (COR)

**Questions from Committee Members and Responses:**

None

**Closing by Sponsor:**

00:23:09 Rep. McConnell

**HEARING ON HB 141**

**Opening Statement by Sponsor:**

00:23:46 Rep. Mary Ann Dunwell (D), HD 84, opened the hearing on HB 141, Remove discretion of probation officer to authorize operation of vehicle.

**Proponents' Testimony:**

00:25:46 Kevin Olson, administrator, Probation and Parole Division, Department of Corrections (COR)

**Opponents' Testimony:**

00:28:50 John Larson, self, District Court Judge, Fourth Judicial District, also for Ed McLean, District Court Judge, County of Missoula

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

00:33:59 Sen. Swandal  
00:34:13 Mr. Olson, COR  
00:34:37 Adrienne Slaughter, Department of Corrections (COR)  
00:35:02 Sen. Swandal  
00:35:16 Mr. Olson  
00:37:04 Sen. Sands  
00:37:35 Mr. Larson  
00:39:26 Sen. Larsen  
00:40:34 Mr. Olson

**Closing by Sponsor:**

00:41:53 Rep. Dunwell

**ADJOURNMENT**

Adjournment: 9:46 A.M.

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Pam Schindler, Secretary

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Additional Documents:

**EXHIBIT([jus25aad.pdf](#))**