

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: By **CHAIRMAN JESSE LASLOVICH**, on January 11, 2007
at 8:00 A.M., in Room 303 Capitol.

ROLL CALL

Members Present:

Sen. Jesse Laslovich, Chairman (D)
Sen. Aubyn Curtiss (R)
Sen. Larry Jent (D)
Sen. Carol C. Juneau (D)
Sen. Dan McGee (R)
Sen. Lynda Moss (D)
Sen. Jerry O'Neil (R)
Sen. Gary L. Perry (R)
Sen. Jim Shockley (R)
Sen. Carol Williams (D)

Members Excused:

Sen. Gerald Pease (D)
Sen. David E. Wanzenried (D)

Members Absent: None.

Staff Present: Carol Andersen, Committee Secretary
Valencia Lane, 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: SB 49, 1/9/2007; SB 119, 1/9/2007;
SB 86, 1/9/2007; SB 87, 1/9/2007;
Executive Action: SB 119, SB 85, SB 104, Subcommittee
Appointments

HEARING ON SB 49

Opening Statement by Sponsor:

00:00:20 SEN. JOHN ESP (R), SD 31, opened the hearing on SB 49,
School enrollment by relative caretaker.

Proponents:

00:18:40 Shirley Brown, Child & Family Services, Department of
Public Health and Human Services

EXHIBIT(jus07a01)

Opponents:

00:20:26 Debra Silk, Montana School Board Association

EXHIBIT(jus07a02)

Informational Testimony: None.

Questions from Committee Members and Responses:

00:27:02 Sen. Perry to Sen. Esp
00:30:06 Sen. Perry to Debra Silk
00:33:23 Sen. McGee to Debra Silk
00:34:36 Sen. McGee to Sen. Esp
00:36:06 Sen. Shockley to Debra Silk
00:37:27 Sen. O'Neil to Debra Silk
00:47:51 Sen. Shockley to Sen. Esp

Closing by Sponsor:

00:48:31 Sen. Esp

HEARING ON SB 119

Opening Statement by Sponsor:

00:50:02 **SEN. LYNDA MOSS (D), SD 26**, opened the hearing on **SB 119**, Clarify exchange of youth court record info with youth detention facilities.

Proponents:

00:52:55 Pam Bucy, Assistant Attorney General, Attorney General's Office

00:54:37 Roland Mena, Executive Director, Board of Crime Control

Opponents: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:56:16 Sen. Laslovich to Roland Mena

00:58:08 Sen. Laslovich to Pam Bucy

Closing by Sponsor:

00:58:54 Sen. Moss

00:59:18 Break

00:17:45 Resume

HEARING ON SB 86

Opening Statement by Sponsor:

01:18:57 **SEN. DAN MCGEE (R), SD 29**, opened the hearing on **SB 86**, Repeal restriction on former legislators lobbying.

[EXHIBIT\(jus07a03\)](#)

[EXHIBIT\(jus07a04\)](#)

[EXHIBIT\(jus07a05\)](#)

Proponents: None.

Opponents:

01:40:38 Eric Stern, Governor's Office

01:49:22 Jim Farrell, Executive Director, Montana Democratic
Party

01:54:42 Rita Blouke, League of Women Voters of Montana

Informational Testimony: None.

Questions from Committee Members and Responses:

01:59:17 Sen. Shockley to Eric Stern

02:02:25 Sen. Perry to Sen. McGee

02:06:02 Sen. O'Neil to Valencia Lane, LSD

02:06:24 Sen. O'Neil to Sen. McGee

02:07:19 Sen. O'Neil to Rita Blouke

02:11:45 Sen. Moss to Sen. McGee

02:12:40 Sen. Jent to Eric Stern

02:13:38 Sen. Jent to Sen. McGee

Closing by Sponsor:

02:16:09 Sen. McGee

HEARING ON SB 87

Opening Statement by Sponsor:

02:25:38 **SEN. DAN MCGEE (R), SD 29**, opened the hearing on **SB 87**,
Remove government exception for certain officials
lobbying within 24 months.

Proponents: None.

Opponents:

02:27:23 Eric Stern, Governor's Office

02:30:42 Jim Farrell, Montana Democratic Party

02:33:21 Rita Blouke, League of Women Voters' of Montana

Questions from Committee Members and Responses:

02:35:15 Sen. Perry to Sen. McGee

02:36:20 Sen. Shockley

02:36:51 Sen. O'Neil to Eric Stern

02:40:05 Sen. Perry to Sen. McGee

02:43:35 Sen. Moss to Rita Blouke

EXHIBIT(jus07a06)

Closing by Sponsor:

02:46:29 Sen. McGee

02:50:16 Sen. Laslovich to Sen. Shockley

EXECUTIVE ACTION ON SB 119

02:50:32 **Motion/Vote:** SEN. MCGEE moved that SB 119 DO PASS.
Motion carried unanimously by voice vote 12-0. SEN.
PEASE, SEN. JENT and SEN. WILLIAMS voted aye by proxy.

EXECUTIVE ACTION ON APPOINTMENT OF SUBCOMMITTEE MEMBERS

02:58:56 Sen. Laslovich
SB 154, SB 156, SB 18
Appoint subcommittee: Sexual Offenders
SEN. MOSS - CHAIR, MEMBERS: SEN. LASLOVICH, SEN. JENT,
SEN. MCGEE, SEN. PERRY.

03:01:00 Sen. Laslovich
SB 49, SB 31,
Appoint Subcommittee: Grandparent Bill
SEN. JENT - CHAIR, MEMBERS: SEN. JUNEAU, SEN. PEASE,
SEN. SHOCKLEY, SEN. O'NEIL.

EXECUTIVE ACTION ON SB 85

03:02:16 Sen. Laslovich

03:02:30 **Motion:** SEN. MCGEE moved that SB 85 DO PASS.

Discussion:

03:02:53 Sen. McGee

03:03:29 Sen. O'Neil

03:03:38 Sen. Perry

03:08:54 **Vote:** Motion that SB 85 DO PASS carried 11-1 by voice vote with SEN. O'NEIL voting no.

EXECUTIVE ACTION ON SB 104

03:10:04 Sen. Laslovich

03:11:02 **Motion:** SEN. MOSS moved that SB 104 DO PASS.

Discussion:

03:11:10 Sen. McGee

03:11:58 Sen. Perry

03:12:02 Sen. Jent

03:13:27 Sen. Pease

03:14:25 Valencia Lane, LSD

03:14:55 Sen. O'Neil

03:16:59 Sen. Shockley

03:25:24 Sen. O'Neil

03:28:10 Sen. Jent

03:30-21 Sen. Wanzenried

03:31:42 Sen. Jent

03:32:19 Valencia Lane

03:33:15 Sen. Wanzenried

03:34:03 Sen. Perry to Valencia Lane

03:35:00 Sen. Jent

03:36:00 Sen. McGee

03:36:32 Sen. Perry

03:38:58 Sen. Laslovich

03:39:22 **Motion: SEN. MOSS withdrew her motion. No Executive
Action Taken.**

ADJOURNMENT

Adjournment: 11:40 A.M.

SEN. JESSE LASLOVICH, Chairman

CAROL ANDERSEN, Secretary

JL/ca

Additional Exhibits:

EXHIBIT ([jus07aad.pdf](#))