

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: By **CHAIRMAN JESSE LASLOVICH**, on February 2, 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. Gerald Pease (D)
Sen. Gary L. Perry (R)
Sen. Jim Shockley (R)
Sen. David E. Wanzonried (D)

Members Excused:

Sen. Carol Williams (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 373, 1/29/2007; SB 371,
1/29/2007; SB 255, 1/29/2007
Executive Action: None.

HEARING ON SB 373

Opening Statement by Sponsor:

00:01:53 SEN. KIM GILLAN (D), SD 24, opened the hearing on SB 373, Sexual predator regulation.

[EXHIBIT\(jus23a01\)](#)

Proponents:

00:07:11 Mike Ferriter, Director, Department of Corrections

00:12:07 Anna Whiting-Sorrell, DOC

00:13:53 Diana Koch, Legal Counsel for DOC

00:16:26 Dallas Erickson, Decency through Law.

Opponents:

00:17:35 Andy Hudak, Therapist, Legislative Commission

Informational Testimony: None.

Questions from Committee Members and Responses:

00:31:30 Sen. Perry to Andy Hudak

00:43:30 Sen. Shockley to Director Ferriter

00:44:57 Mike Mahoney, Warden, Montana State Prison (MSP)

00:46:24 Sen. Shockley to Warden Mahoney

00:47:08 Director Ferriter

00:54:46 Sen. Juneau to Diana Koch

01:00:01 Sen. Laslovich

01:00:12 Sen. O'Neil to Director Ferriter

01:02:32 Sen. O'Neil to Andy Hudak

Closing by Sponsor:

01:04:10 Sen. Gillan

EXHIBIT(jus23a02)

HEARING ON SB 371

Opening Statement by Sponsor:

01:06:07 **SEN. CHRISTINE KAUFMANN (D), SD 41**, opened the hearing on **SB 371**, Include sexual orientation and gender identity in certain laws.

Proponents:

01:10:56 Lt. Gov. John Bohlinger

EXHIBIT(jus23a03)

01:15:57 F. Vernon Wright, V, Minister, United Church of Christ

01:18:39 John S. Lewis, President, PFLAG Council

EXHIBIT(jus23a04)

01:29:29 Mary Ann Guggenhiem, Physician

01:34:59 Jerry Keck, Department of Labor, Human Rights Bureau

01:36:20 Harry Sheets

01:39:03 Caitlin Copple, Gay Society

01:41:23 Terry Kendrick, Montana Women Voters

01:43:31 Tyler Hunsaker, MSU student

01:45:32 Cathy Day, American Civil Liberties Union (ACLU)

01:46:50 Andrea J. Olsen, Montana Trial Lawyers Association

01:49:33 Wade Sikorski

01:50:30 Beth Brenneman, Attorney, People with Disabilities

01:51:32 Kim Abbott, Montana Human Rights Network

01:52:00 Rep. Diane Sands

01:53:13 Kelsen Young, Montana Coalition Against Domestic
Violence

01:53:53 Tara Veazey, Attorney

01:56:19 Sen. Carol Juneau

Opponents:

01:58:21 Dallas Erickson, Montana Citizens for Decency

EXHIBIT(jus23a05)

02:05:42 William Wise, Retired Medical Doctor of Internal
Medicine

02:11:57 Patti Kanduch, Director, Concerned Women for America
of Montana

EXHIBIT(jus23a06)

02:17:19 Jeanette Zentgraf

EXHIBIT(jus23a07)

02:24:27 Merry Nelson

EXHIBIT(jus23a08)

02:27:00 Moe Wosepka, Montana Catholic Conference

EXHIBIT(jus23a09)

02:30:11 Roger Halver, Montana Landlords Association

02:32:58 Leon Nelson, Landscaper from Bigfork

EXHIBIT(jus23a10)

02:35:44 Gordon Rubard, Great Falls, Montana Boy Scouts of
America

02:36:44 Lynn Stumberg, Eagle Forum

02:37:08 Bruceen Fleenor, Volunteer for Hospice

02:38:49 Patricia Wood, Homemaker

02:39:07 Harris Himes, Pastor, Montana Values Alliance

02:50:56 Tammy Kanduch, Works with High School Youth Group

Informational Testimony: None.

Questions from Committee Members and Responses:

02:53:00 Sen. Shockley to Pastor Himes

02:53:52 Sen. Moss to Rev. Wright

EXHIBIT(jus23a11)

02:55:05 Sen. Moss to Sen. Kaufmann

02:59:23 Sen. Wanzenried to Sen. Kaufmann

03:00:05 Jerry Keck

Closing by Sponsor:

03:00:59 Sen. Kaufmann

EXHIBIT(jus23a12)

03:06:21 Break

03:16:28 Resume

HEARING ON SB 255

Opening Statement by Sponsor:

03:16:44 SEN. DAN MCGEE (R), SD 29, opened the hearing on SB 255, Restrict expenditure of public funds for employee benefits.

EXHIBIT(jus23a13)

Proponents: None.

Opponents:

03:21:26 Dave Ohler, Montana Health Care Benefits

EXHIBIT(jus23a14)

EXHIBIT(jus23a15)

03:32:16 Connie Welsh, Department of Administration

03:40:32 J. D. Lynch, Butte-Silver Bow County

03:41:10 Barbara Allen

EXHIBIT(jus23a16)

03:43:14 Kathy Swift, Lawyer, University System

03:43:58 Caitlin Copple, Eagle Forum

03:44:14 Diana Longdon

EXHIBIT(jus23a17)

EXHIBIT(jus23a18)

03:47:00 Linda Gryczan, Pride

EXHIBIT(jus23a19)

03:48:41 Amanda Arnold, Montana Human Rights Network (MHRN)

EXHIBIT(jus23a20)

EXHIBIT(jus23a21)

03:50:50 Scott Crichton, ACLU

03:50:54 Rick Griffith, Butte, Airport

03:51:37 Tom Billodeau, Montana Education Association-Montana
Federation of Teachers

03:52:29 Holly Franz, Attorney

Informational Testimony:

03:52:57 Harold Blattie, Montana Association of Counties

Questions from Committee Members and Responses:

03:53:35 Sen. O'Neil to Dave Ohler

EXHIBIT(jus23a22)

03:54:38 Sen. O'Neil to Connie Welsh

03:56:08 Sen. Wanzienried to Sen. McGee

03:59:26 Sen. Shockley to Linda Gryczan

Closing by Sponsor:

04:01:15 Sen. McGee

ADJOURNMENT

Adjournment: 12:10 P.M.

SEN. JESSE LASLOVICH, Chairman

CAROL ANDERSEN, Secretary

JL/ca

Additional Exhibits:

EXHIBIT ([jus23aad.pdf](#))