

## **MINUTES**

### **MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON JUDICIARY**

**Call to Order:** By **CHAIRMAN JESSE LASLOVICH**, on February 15, 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)  
Sen. Carol Williams (D)

**Members Excused:** None.

**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: SJ 6, 2/12/2007; SB 409, 2/12/2007  
Executive Action: SB 306, SB 409, SJ 6, SB 395

**HEARING ON SJ 6**

**Opening Statement by Sponsor:**

00:01:01 SEN. TRUDI SCHMIDT (D), SD 11, opened the hearing on SJ 6, Juvenile justice interim study resolution.

**Proponents:**

00:03:55 Steve Gibson, Administrator, Youth Services, Department of Corrections (DOC)

**Opponents:** None.

**Informational Testimony:** None.

**Questions from Committee Members and Responses:**

00:06:07 Sen. McGee to Sen. Schmidt

00:09:12 Sen. Juneau to Sen. Schmidt

00:11:36 Sen. Laslovich to Steve Gibson

00:12:44 Sen. McGee to Sen. Schmidt

**Closing by Sponsor:**

00:13:01 Sen. Schmidt

**HEARING ON SB 409**

**Opening Statement by Sponsor:**

00:13:59 SEN. ROY BROWN (R), SD 25, opened the hearing on SB 409, Revise law on switchblade knives -- concealed weapon carry authorization.

**EXHIBIT**(jus34a01)

**Proponents:** None.

**Opponents:** None.

**Informational Testimony:** None.

**Questions from Committee Members and Responses:**

00:19:07 Sen. Shockley to Sen. Brown  
00:22:18 Sen. O'Neil to Sen. Brown  
00:24:21 Sen. Curtiss to Sen. Brown  
00:25:25 Sen. Perry to Sen. Brown  
00:27:18 Sen. Shockley to Valencia Lane, LSD

**Closing by Sponsor:**

00:27:36 Sen. Brown

**EXECUTIVE ACTION ON SB 306**

00:30:20 **Motion:** SEN. WILLIAMS moved that SB 306 DO PASS.

**Discussion:**

00:30:45 Sen. McGee  
00:33:49 Sen. O'Neil  
00:39:11 Sen. Williams  
00:41:55 Sen. Curtiss  
00:43:37 Sen. Perry  
00:43:56 Sen. Jent  
00:52:55 Sen. Perry  
01:05:48 Sen. Moss  
01:08:39 Sen. Shockley  
01:11:09 Sen. McGee  
01:17:25 Sen. Wanzenried  
01:20:50 Sen. Laslovich  
01:21:00 Sen. Pease

01:23:15 Sen. Jent

01:23:31 Sen. Pease

01:24:01 Sen. Laslovich

01:28:08 **Motion/Vote:** Motion carried 8-4 by roll call vote with  
SEN. CURTISS, SEN. JENT, SEN. LASLOVICH, and SEN.  
O'NEIL voting no. SEN. JUNEAU voted aye by proxy.

**EXECUTIVE ACTION ON SB 409**

01:29:48 **Motion:** SEN. MCGEE moved that SB 409 DO PASS.

**Discussion:**

01:30:02 Sen. Pease

01:30:45 Sen. McGee

01:32:16 Sen. O'Neil

01:33:01 Valencia Lane, LSD

01:33:15 Sen. O'Neil

01:33:38 Valencia Lane

01:34:02 Sen. Perry

01:34:58 Sen. Curtiss

01:35:36 Sen. Shockley

01:35:51 Sen. O'Neil

01:36:36 Sen. McGee

01:38:04 Sen. Perry

01:39:45 **Motion/Vote:** SEN. JENT CALLED THE QUESTION ON SB 409.  
Motion failed 4-8 by roll call vote with SEN.  
LASLOVICH, SEN. MCGEE, SEN. O'NEIL, and SEN. SHOCKLEY  
voting aye.

**Motion/Vote:** SEN. LASLOVICH moved that SB 409 BE  
TABLED AND THE VOTE REVERSED. Motion carried.

**EXECUTIVE ACTION ON SJ 6**

01:41:35 **Motion:** SEN. MCGEE moved that SJ 6 DO PASS.

**Discussion:**

01:41:41 Sen. Curtiss

01:42:34 Sen. Laslovich

01:43:07 Sen. McGee

01:43:59 Sen. Curtiss

01:44:15 **Motion/Vote:** Motion carried 8-4 by roll call vote with SEN. CURTISS, SEN. MCGEE, SEN. O'NEIL, and SEN. SHOCKLEY voting no. SEN. WILLIAMS, SEN. JUNEAU and SEN. WANZENRIED voted aye by proxy.

**EXECUTIVE ACTION ON SB 395**

01:45:59 **Motion:** SEN. O'NEIL moved that SB 395 DO PASS.

**Discussion:**

01:46:12 Sen. O'Neil

01:51:42 Sen. Shockley

01:52:47 Sen. McGee

01:54:33 Sen. Curtiss

01:55:06 Sen. Jent

01:55:32 **Motion/Vote:** SEN. MOSS CALLED THE QUESTION ON SB 395. Motion failed 5-7 by roll call vote with SEN. CURTISS, SEN. MCGEE, SEN. O'NEIL, SEN. PERRY, and SEN. SHOCKLEY voting aye. SEN. JUNEAU voted no by proxy.

**Motion/Vote:** SEN. LASLOVICH moved that SB 395 BE TABLED AND THE VOTE REVERSED. Motion carried.

01:55:37 Sen. O'Neil

**ADJOURNMENT**

Adjournment: 10:45 A.M.

---

SEN. JESSE LASLOVICH, Chairman

---

CAROL ANDERSEN, Secretary

JL/ca

Additional Exhibits:

**EXHIBIT ([jus34aad.pdf](#))**