

**MINUTES**

**MONTANA SENATE  
61st LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON JUDICIARY**

**Call to Order:** CHAIRMAN GARY L. PERRY, on January 20, 2009 at 9:00 A.M., in Room 303 Capitol.

**ROLL CALL**

**Members Present:**

Sen. Gary L. Perry, Chairman (R)  
Sen. Jim Shockley, Vice Chairman (R)  
Sen. Aubyn Curtiss (R)  
Sen. John Esp (R)  
Sen. Greg Hinkle (R)  
Sen. Larry Jent (D)  
Sen. Carol C. Juneau (D)  
Sen. Cliff Larsen (D)  
Sen. Jesse Laslovich (D)  
Sen. Dan McGee (R)  
Sen. Lynda Moss (D)  
Sen. Terry Murphy (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Valencia Lane, 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 189, SB 212, 1/13/2009

Executive Action: None

**HEARING ON SB 189**

**Opening Statement by Sponsor:**

00:02:28 SEN. JOE BALLYEAT (R), SD 34, opened the hearing on SB 189, Revise consumer protection laws and settlement proceeds.

[EXHIBIT\(jus13a01\)](#)

[EXHIBIT\(jus13a02\)](#)

[EXHIBIT\(jus13a03\)](#)

[EXHIBIT\(jus13a04\)](#)

[EXHIBIT\(jus13a05\)](#)

**Proponents' Testimony:**

None

**Opponents' Testimony:**

00:15:47 Ali Bovingdon, Assistant Attorney General, Department of Justice (DOJ)

[EXHIBIT\(jus13a06\)](#)

[EXHIBIT\(jus13a07\)](#)

**Informational Testimony:**

00:33:21 Monica Huyg, Legislative Audit Division

**Questions from Committee Members and Responses:**

00:34:00 Sen. Shockley  
00:34:19 Ms. Bovingdon  
00:36:46 Sen. Laslovich  
00:37:51 Ms. Bovingdon  
00:42:46 Sen. Laslovich  
00:43:05 Sen. Balyeat  
00:46:23 Sen. Jent  
00:47:19 Ms. Bovingdon  
00:51:33 Sen. Moss  
00:53:03 Ms. Huyg

00:55:14 Recess

**Questions from Committee Members and Responses, continued:**

01:40:05 Sen. McGee  
01:40:30 Ms. Bovingdon  
01:44:32 Sen. Esp  
01:45:08 Ms. Bovingdon  
01:49:25 Sen. Laslovich  
01:49:47 Larry Fasbender, Deputy Director, DOJ

**Closing by Sponsor:**

01:53:28 Sen. Balyeat

**HEARING ON SB 212****Opening Statement by Sponsor:**

02:04:04 **SEN. VERDELL JACKSON (R), SD 5**, opened the hearing on **SB 212**, Revise law for revocation of medical marijuana registration.

**Proponents' Testimony:**

02:08:23 Rebecca Sturdevant, self  
[EXHIBIT\(jus13a08\)](#)  
02:17:24 Bob Hilliard, Chairman, Montana State Elks Association  
(BPOE)  
[EXHIBIT\(jus13a09\)](#)

**Opponents' Testimony:**

02:18:47 Tom Daubert, Executive Director, Patients and Families  
United  
[EXHIBIT\(jus13a10\)](#)  
02:34:30 Chris Lindsey, Attorney, self  
02:40:13 Jessica Williams, Nurse, self  
02:43:18 Eric Billings, self  
02:46:51 Scott Crichton, Executive Director, ACLU  
[EXHIBIT\(jus13a11\)](#)  
[EXHIBIT\(jus13a12\)](#)  
02:49:21 May Simmons, self  
02:51:02 Lloyd Vanover, self

**Informational Testimony:**

02:52:33 Jeff Buska, Administrator, Clinical Director,  
Department of Public Health and Human Services (DPHHS)

**Questions from Committee Members and Responses:**

02:53:10 Sen. McGee  
02:53:42 Sen. Jackson  
02:54:18 Sen. McGee  
02:54:24 Ms. Sturdevant  
02:55:24 Sen. Shockley  
02:55:53 Sen. Jackson

**Closing by Sponsor:**

02:56:00 Sen. Jackson  
  
02:57:20 Sen. Shockley

**ADJOURNMENT**

Adjournment: 11:57 A.M.

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PAM SCHINDLER, Secretary

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Additional Exhibits:

**EXHIBIT ([jus13aad.pdf](#))**