

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chairman Gary L. Perry, on March 11, 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: HB 150, HB 295, 3/4/2009

Executive Action: None

HEARING ON HB 150

Opening Statement by Sponsor:

00:02:16 Rep. Dee Brown (R), HD 3, opened the hearing on HB 150, Montana recreation responsibility act.

EXHIBIT(jus54a01)

Proponents' Testimony:

00:06:33 Rep. Deborah Kottel, HD 20

00:12:33 Tracey Knutson, Attorney

EXHIBIT(jus54a02)

EXHIBIT(jus54a03)

00:21:10 Bob Jordan, Wild River Adventures, West Glacier

EXHIBIT(jus54a04)

00:30:53 Peter Bovington, Montana Ski Areas Association

EXHIBIT(jus54a05)

00:32:27 Roger Hagan, Montana Trail Vehicle Riders Association

00:33:24 Jean Johnson, Montana Outfitters and Guides Association

00:37:58 Bob Gilbert, Executive Director, Walleyes Unlimited
Montana

00:38:30 Russ Ehnes, Vice President, Montana Trail Vehicle
Riders Association; Bull Run Guest Ranch, Cascade

00:40:38 Robin Cunningham, Executive Director, Fishing
Outfitters Association of Montana

00:42:18 Doug Wales, Montana Ski Area Association

00:45:34 Stuart Doggett, Montana Innkeepers Association

00:46:26 Ronda Wiggers, Montana Snowmobile Association

00:47:24 Jon Bennion, Montana Chamber of Commerce

00:48:17 Ted Harvey, General Manager, Bar W Guest Ranch,
Whitefish

EXHIBIT(jus54a06)

00:49:28 Sherry Meador, Attorney, Helena

00:50:17 Cory Swanson, Citizens for Balanced Use; Kalispell
Chamber of Commerce

00:52:05 Ramona Ehnes, Great Falls Trail Bike Riders, Great
Falls

00:52:29 Kerry White, self; Citizens for Balanced Use, Bozeman

Opponents' Testimony:

00:54:45 Al Smith, Montana Trial Lawyers Association

Informational Testimony:

None

Questions from Committee Members and Responses:

01:15:06 Sen. Perry
 01:16:15 Mr. Jordan
 01:18:19 Sen. Perry
 01:19:02 Ms. Knutson

(Please Note for audio clarification only: Sen. Perry exited the room for the presentation of his bill. Sen. Shockley was also absent from the room and presenting a bill elsewhere. Sen. McGee will be Acting Chairman of the Committee.)

01:20:59 Sen. Laslovich
 01:21:19 Mr. White
 01:22:40 Sen. Laslovich
 01:23:03 Greg Van Horrsen, State Farm Insurance; also for Bruce Spencer, Property Casualty Insurers Association of American; also for Jacqueline Lenmark, American Insurance Association
 01:25:43 Sen. Laslovich
 01:26:40 Rep. Brown
 01:28:21 Sen. Laslovich
 01:28:26 Ms. Knutson
 01:38:17 Sen. Laslovich
 01:39:10 Mr. Gilbert
 01:42:21 Sen. Larsen
 01:43:08 Rep. Kottel
 01:47:16 Sen. Larsen
 01:47:49 Ms. Knutson
 01:49:12 Sen. Jent
 01:49:56 Ms. Knutson
 01:55:22 Sen. Moss
 01:57:51 Rep. Brown
 01:59:26 Sen. Juneau
 02:00:29 Rep. Brown
 02:01:28 Sen. Laslovich
 02:02:42 Mr. Bovingdon
 02:04:31 Sen. McGee
 02:04:40 Rep. Kottel

Closing by Sponsor:

02:06:39 Rep. Brown

HEARING ON HB 295

Opening Statement by Sponsor:

02:11:34 Rep. Mike Menahan (D), HD 82, opened the hearing on HB 295, Allow admissibility of other crimes in child sex crimes.

Proponents' Testimony:

02:22:03 Brant Light, Assistant Attorney General, Department of Justice (DOJ)

[EXHIBIT\(jus54a07\)](#)

[EXHIBIT\(jus54a08\)](#)

02:33:51 Mark Murphy, Chief Criminal Deputy, Yellowstone County, Billings

[EXHIBIT\(jus54a09\)](#)

02:36:30 Judy Reel, Montana Coalition Against Domestic and Sexual Violence

(For audio clarification only, Sen. Shockley returned to the committee room.)

Opponents' Testimony:

02:37:07 Scott Crichton, Executive Director, ACLU

[EXHIBIT\(jus54a10\)](#)

Informational Testimony:

None

(For audio clarification only, Sen. Perry returned to the committee room.)

Questions from Committee Members and Responses:

02:42:47 Sen. Laslovich

02:43:20 Rep. Menahan

02:44:48 Sen. McGee

02:45:00 Rep. Menahan

02:50:57 Sen. Shockley

02:51:26 Rep. Menahan

Closing by Sponsor:

02:55:36 Rep. Menahan

ADJOURNMENT

Adjournment: 11:56 A.M.

Pam Schindler, Secretary

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Additional Documents:

EXHIBIT ([jus54aad.pdf](#))