

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chairman Ken Peterson, on January 13, 2011 at 8:00 AM, in Room 137  
Capitol

#### ROLL CALL

**Members Present:**

Rep. Ken Peterson, Chairman (R)  
Rep. Krayton Kerns, Vice Chairman (R)  
Rep. Diane Sands, Vice Chairman (D)  
Rep. Liz Bangerter (R)  
Rep. Kris Hansen (R)  
Rep. Bill Harris (R)  
Rep. David Howard (R)  
Rep. Cleve J. Loney (R)  
Rep. Margaret (Margie) MacDonald (D)  
Rep. Michael (Mike) More (R)  
Rep. Jesse O'Hara (R)  
Rep. Carolyn Pease-Lopez (D)  
Rep. Joe Read (R)  
Rep. Keith Regier (R)  
Rep. Dan Skattum (R)  
Rep. Bob Wagner (R)  
Rep. Wendy Warburton (R)

**Members Excused:** None

**Members Absent:** Rep. Robyn Driscoll (D)  
Rep. Ellie Boldman Hill (D)  
Rep. Mike Menahan (D)

**Staff Present:** Karen Armstrong, Committee Secretary  
David Niss, 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: HB 117, 1/7/2011; HB 141, 1/7/2011

00:00:12 Chairman Peterson  
00:03:39 Vice Chairman Kerns assumed chairmanship.

**HEARING ON HB 141**

**Opening Statement by Sponsor:**

00:03:47 Rep. Ken Peterson (R), HD 46, opened the hearing on HB 141, Revise makeup, operation, procedures of the Board of Pardons and Parole.  
00:03:52 Rep. Driscoll, Rep. Menahan and Rep. Hill arrived.

**Proponents' Testimony:**

00:09:40 Craig Thomas, Executive Director, Montana State Board of Pardons and Parole  
00:14:10 Vice Chairman Kerns

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:14:32 Vice Chairman Kerns  
00:14:36 Rep. Sands  
00:15:00 Vice Chairman Kerns  
00:15:05 Rep. Sands  
00:15:11 Vice Chairman Kerns  
00:15:14 Rep. Menahan  
00:15:51 Mr. Thomas  
00:16:39 Vice Chairman Kerns

**Closing by Sponsor:**

00:16:48 Rep. Peterson  
00:16:55 Rep. Peterson exited.

**HEARING ON HB 117**

**Opening Statement by Sponsor:**

00:17:53 Rep. Chuck Hunter (D), HD 79, opened the hearing on HB 117, Require collection of DNA samples from offenders under interstate compact.  
00:20:09 Vice Chairman Kerns

**Proponents' Testimony:**

00:20:15 Ali Bovingdon, Attorney General's Office  
00:27:23 Vice Chairman Kerns

00:27:35 Pam Bunke, Administrator, Adult Community Corrections Division  
00:29:04 Vice Chairman Kerns

**Opponents' Testimony:** None

**Informational Testimony:**

00:29:28 Cathy McGowan, Montana Sheriffs and Peace Officers Association  
00:31:19 Vice Chairman Kerns  
00:31:22 Megan Ashton, DNA Analyst, Montana State Crime Lab, Manager of Montana's  
DNA Database  
00:32:21 Vice Chairman Kerns

**Questions from Committee Members and Responses:**

00:32:28 Vice Chairman Kerns  
00:32:30 Rep. Wagner  
00:33:19 Ms Ashton  
00:33:54 Rep. Wanger  
00:33:59 Vice Chairman Kerns  
00:34:02 Rep. Regier  
00:34:19 Ms Ashton  
00:36:36 Rep. Regier  
00:36:42 Ms Bovingdon  
00:37:42 Vice Chairman Kerns  
00:37:51 Rep. Regier  
00:37:59 Ms Bovingdon  
00:38:09 Larry Epstein, Montana County Attorneys' Association  
00:39:01 Vice Chairman Kerns  
00:39:03 Rep. Harris  
00:39:37 Ms Bunke  
00:39:54 Rep. Harris  
00:40:02 Ms Bunke  
00:40:05 Vice Chairman Kerns  
00:40:07 Rep. Loney  
00:40:20 Ms Bovingdon  
00:41:39 Rep. Loney  
00:41:47 Vice Chairman Kerns  
00:41:49 Rep. Menahan  
00:42:53 Ms Bunke  
00:44:17 Vice Chairman Kerns  
00:44:24 Rep. Warburton  
00:44:50 Ms Bovingdon  
00:44:57 Rep. Warburton  
00:45:04 Ms Bunke  
00:45:30 Vice Chairman Kerns  
00:45:54 Ms Ashton  
00:46:37 Vice Chairman Kerns  
00:46:42 Ms Ashton  
00:46:49 Vice Chairman Kerns

00:46:52 Ms Ashton  
00:47:35 Vice Chairman Kerns  
00:47:49 Ms Ashton  
00:48:09 Vice Chairman Kerns  
00:48:35 Ms Bovingdon  
00:49:14 Vice Chairman Kerns  
00:49:16 Ms Ashton  
00:49:41 Vice Chairman Kerns  
00:49:47 Ms Ashton  
00:49:57 Vice Chairman Kerns  
00:49:58 Ms Ashton  
00:50:11 Rep. Sands exited.  
00:50:41 Rep. O'Hara returned.  
00:50:48 Vice Chairman Kerns  
00:50:50 Rep. Menahan  
00:51:28 Ms Bovingdon  
00:52:36 Vice Chairman Kerns  
00:52:42 Rep. Harris  
00:52:58 Ms Bovingdon  
00:53:05 Vice Chairman Kerns  
00:53:07 Rep. Warburton  
00:53:53 Ms Ashton  
00:56:00 Rep. Warburton  
00:56:05 Vice Chairman Kerns

**Closing by Sponsor:**

00:56:16 Rep. Hunter  
00:57:17 Hearing closed  
00:57:25 Vice Chairman Kerns

**ADJOURNMENT**

Adjournment: 00:58:00 8:45 am

---

Karen Armstrong, Secretary

ka

Additional Documents:

**EXHIBIT([juh10aad.pdf](#))**