

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Terry Murphy, on February 11, 2011 at 8:00 A.M., in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Terry Murphy, Chair (R)
Sen. Jim Shockley, Vice Chair (R)
Sen. Shannon Augare (D)
Sen. Anders Blewett (D)
Sen. Jeff Essmann (R)
Sen. Greg Hinkle (R)
Sen. Larry Jent (D)
Sen. Cliff Larsen (D)
Sen. Lynda Moss (D)
Sen. Jim Peterson (R)

Members Excused: Sen. Rowlie Hutton (R)
Sen. Chas Vincent (R)

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 97, 1/24/2011; SB 154, 1/24/2011

HEARING ON SB 97

Opening Statement by Sponsor:

00:01:57 Sen. Jim Shockley (R), SD 45, opened the hearing on SB 97, Revise parental notice of abortion and judicial bypass.

EXHIBIT(jus34a01)

Proponents' Testimony:

00:06:47 Jeff Laszloffy, Montana Family Foundation

00:11:32 Mary Beth Adams, Nurse Practitioner, Belgrade, Montana

EXHIBIT(jus34a02)

00:17:50 Rebecca Mastee, Montana Catholic Conference (MCC)

00:21:55 Nancy Frank, Options Women Clinic, Helena, Montana

00:25:46 Gregg Trude, Montana Right to Life (RTLMT)

00:26:29 Garrett Bacon, self, also for Becky Bacon

00:27:36 Harris Himes, Pastor, President, Montana Eagle Forum

00:28:39 Susan Smith, self

00:32:14 Cherrie Brady, self

00:34:05 Dallas Erickson, Montana Citizens for Decency Through Law (MCDL)

EXHIBIT(jus34a03)

00:36:46 Joel Murdy, self

00:37:22 Steve Zabawa, self

Opponents' Testimony:

00:38:05 Niki Zupanic, Public Policies Director, American civil Liberties Union (ACLU)

00:46:58 Kelsen Young, Montana Coalition Against Domestic And Sexual Violence (MCADSV)

00:52:08 Alex Corcoran, NARAL-Pro Choice/Montana

00:54:16 Lindsay Love, Planned Parenthood of Montana (PPMT)

00:59:45 Rita Blouke, Vice-President, Helena Area League of Women Voters

EXHIBIT(jus34a04)

01:03:11 Beth Brennemen, Disability Rights Montana

01:06:22 Jamee Greer, Montana Human rights Network (MHRN)

01:06:50 Stacey Anderson, self, also for Planned Parenthood of Montana (PPMT)

Informational Testimony:

None

Questions from Committee Members and Responses:

01:10:40 Sen. Larsen

01:11:11 Ms. Young

01:14:46 Sen. Larsen

01:15:23 Sen. Shockley

Closing by Sponsor:

01:17:46 Sen. Shockley

Exhibit distributed to the Committee members at the conclusion of hearing SB 97:

EXHIBIT(jus34a05)

Exhibit from Niki Zupanic ACLU regarding Court Order February 25, 1999

01:20:00 Recess

01:30:02 Committee Resumes

HEARING ON SB 154

Opening Statement by Sponsor:

01:30:10 Sen. Dave Lewis (R), SD 42, opened the hearing on SB 154, Regulating medical marijuana provider supply system.

EXHIBIT(jus34a06)

01:48:06 Chairman Murphy

Proponents' Testimony:

01:49:26 Jim Gingary, Executive Director, Montana Medical Growers Association (MMGA)

01:51:28 Bill Hund, self, medical marijuana grower, Butte, Montana

01:52:30 Hiedi Handford, Montana Connect, Patients Out of Time

01:54:07 John Schnabel, self

(Chairman Murphy turns over Chairman duties to Vice-Chair Shockley)

01:55:11 Taylor Lang, MMGA, Missoula, Montana

01:56:32 Valerie Siegler, self, caregiver

01:57:03 Ken Lindeman, self

01:57:50 Jeff Swenson, self

01:58:28 Bea Hensel, self

01:59:10 William Reed, self, caregiver

02:00:06 Tom Daubert, Patients and Families United

02:04:56 Harold Blattie, Executive Director, Montana Association of Counties (MACo)

02:06:24 Erin McGowan-Fincham, Montana Area Agencies on Aging

02:08:06 Susan Kohler, CEO, Missoula Aging Services, Missoula and Ravalli County, Missoula, Montana

EXHIBIT(jus34a07)

EXHIBIT(jus34a08)

02:13:59 Travis Hoffman, Montana Centers for Independent Living

02:15:59 Caroline Y. Squires, volunteer, Senior Companion, Missoula Aging Services

EXHIBIT(jus34a09)

02:20:08 Ben Bledsoe, Consumer Direct, Nightingale Services

(Chairman Murphy resumes Chairman duties)

02:20:46 Jim Streeter, self, Meal on Wheels, Missoula Aging Services
 02:23:02 Jason Gully, self, caregiver, Bozeman, Montana
 02:23:35 Doug Chyette, Montanan's for Responsible Legislation, MMGA
 02:24:18 Rick Rosio, self
 02:26:00 Rob Braach, Certified Public Accountant (CPA), Missoula, Montana
 02:28:51 Alex Selznick, self
[EXHIBIT\(jus34a10\)](#)
 02:29:18 Joe Estenson, self
 02:30:14 Duane Lutke, Director, Western Montana Area VI Agency on Aging
[EXHIBIT\(jus34a11\)](#)
 02:32:07 Evelyn Hauskjold, self
 02:33:27 Robbie Regennitter, self
 02:33:46 Bret George, consultant
 02:33:59 Vanessa Fitchett, Western Montana Area VI Agency on Aging
[EXHIBIT\(jus34a12\)](#)
[EXHIBIT\(jus34a13\)](#)
 02:34:16 Tawnya LaFond, self
 02:34:42 Roxxane Citera, caregiver

Opponents' Testimony:

02:35:18 Cherrie Brady, Safe Community Safe Kids
[EXHIBIT\(jus34a14\)](#)
 02:39:32 Susan Smith, Safe Community Safe Kids
 02:43:49 Joel Murdy, self
[EXHIBIT\(jus34a15\)](#)
 02:46:58 Candace Payne, Rimrock Foundation
 02:48:48 Dr. David Carlson, Physician, Psychiatrist, Montana State Hospital
 02:53:33 Jack Mayes Gentry, self, caregiver
 02:54:48 Dallas Erickson, Montana Citizens for Decency Through Law
 02:56:47 Beth Cholewa, Alliance For Cannabis Science
[EXHIBIT\(jus34a16\)](#)
[EXHIBIT\(jus34a17\)](#)
 03:05:54 Steve Zabawa, self
 03:11:49 Harris Himes, Pastor, President, Montana Eagle Forum
 03:13:06 Rose Hibib, self, Chemist

Informational Testimony:

03:14:53 Tyler Duncan
[EXHIBIT\(jus34a18\)](#)
[EXHIBIT\(jus34a19\)](#)
 03:16:28 Scott Montgomery, self
 03:17:51 Jeff Buska, Administrator, Quality Assurance Division, Department of Public Health and Human Services (DPHHS), State of Montana

EXHIBIT(jus34a20)

Letter from Sue Wilkins, Missoula Correctional Services for informational purposes

Questions from Committee Members and Responses:

03:30:03 Sen. Larsen
03:30:57 Ms. Kohler
03:31:54 Sen. Augare
03:32:22 Sen. Lewis
03:33:12 Sen. Essmann
03:34:24 Mr. Gingary
03:39:37 Sen. Augare
03:40:09 Chairman Murphy
03:41:24 Sen. Essmann
03:42:21 Mr. Daubert

03:46:09 Chairman Murphy, regarding Gray Bill from Sen. Lewis

Closing by Sponsor:

03:46:47 Sen. Lewis

Committee Business:

03:50:35 Chairman Murphy

ADJOURNMENT

Adjournment: 11:57 A.M.

Pam Schindler, Secretary

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Additional Documents:

EXHIBIT([jus34aad.pdf](#))