

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Krayton Kerns, on March 6, 2013 at 8:00 AM, in Room 137 Capitol

ROLL CALL

Members Present:

Rep. Krayton Kerns, Chair (R)
Rep. Gerald (Jerry) Bennett, Vice Chair (R)
Rep. Margaret (Margie) MacDonald, Vice Chair (D)
Rep. Virginia Court (D)
Rep. Jennifer Eck (D)
Rep. Clayton Fiscus (R)
Rep. Jenifer Gursky (D)
Rep. Ellie Boldman Hill (D)
Rep. Sarah Laszloffy (R)
Rep. Dennis R. Lenz (R)
Rep. Ryan Lynch (D)
Rep. Jerry O'Neil (R)
Rep. Carolyn Pease-Lopez (D)
Rep. Bridget Smith (D)
Rep. Kirk Wagoner (R)
Rep. Wendy Warburton (R)

Members Excused: Rep. Mark Blasdel (R)
Rep. Alan Doane (R)
Rep. David Halvorson (R)
Rep. Keith Regier (R)

Members Absent: None

Staff Present: Karen Armstrong, Committee Secretary
Helen Thigpen, 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 403, 2/26/2013; HB 434, 2/26/2013; HB 478, 2/26/2013

00:20:46 Chairman Kerns
00:21:11 Rep. Hill left the meeting.

HEARING ON HB 434

Opening Statement by Sponsor:

00:22:00 Rep. Tom Woods (D), HD 64, opened the hearing on HB 434, Revise DUI penalty laws.

Proponents' Testimony:

00:26:55 David Carter, Senior Deputy County Attorney, Yellowstone County
00:29:04 Brett Linneweber, Park County Attorney, Montana County Attorneys Association (MCAA)

Opponents' Testimony: None

Informational Testimony:

00:32:43 Bill Hooks, Chief Public Defender, Office of the Public Defender (OPD)

Questions from Committee Members and Responses:

00:33:21 Rep. MacDonald
00:33:44 Mr. Hooks, OPD
00:34:04 Rep. MacDonald
00:34:22 Mr. Hooks, OPD
00:36:49 Rep. Laszloffy left the meeting.
00:37:13 Rep. Wagoner
00:37:52 Rep. Woods
00:39:39 Rep. Wagoner
00:39:54 Rep. Woods
00:40:51 Rep. Wagoner
00:41:35 Rep. Woods
00:42:06 Rep. O'Neil
00:42:24 Mr. Hooks, OPD
00:43:12 Rep. O'Neil
00:43:27 Mr. Hooks, OPD
00:43:39 Rep. MacDonald
00:44:57 Mr. Linneweber, MCAA
00:45:11 Rep. MacDonald
00:45:22 Mr. Linneweber, MCAA

Closing by Sponsor:

00:45:48 Rep. Woods

00:47:18 Recessed.

01:09:56 Reconvened with Rep. Bennett, Rep. Court, Rep. Doane, Rep. Halvorson, Rep. MacDonald and Rep. Regier absent.

HEARING ON HB 478**Opening Statement by Sponsor:**

01:10:50 Rep. Sarah Laszloffy (R), HD 57, opened the hearing on HB 478, Revise laws regarding human trafficking.

EXHIBIT(juh48a01)

01:12:02 Rep. Regier arrived.

01:13:16 Rep. Court and Rep. MacDonald returned to the meeting.

01:13:39 Chairman Kerns left the meeting. Vice Chair MacDonald assumed the chair.

01:25:22 Rep. MacDonald

Proponents' Testimony:

01:25:40 Tanya Shellnutt, State Director, Concerned Women of America (CWA)

01:27:34 David Carter, Senior Deputy County Attorney, Yellowstone County

01:31:07 Brett Linneweber, Park County Attorney, MCAA

01:34:34 Jon Bennion, Office of the Attorney General (AG)

01:36:37 Abigail St. Lawrence, Montana Association of Churches (MAC)

01:39:29 Jeff Laszloffy, Montana Family Foundation (MFF)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:42:57 Rep. Smith

01:43:35 Rep. Laszloffy

01:45:11 Rep. Smith

01:45:26 Rep. Laszloffy

01:45:40 Rep. Wagoner

01:46:30 Rep. Laszloffy

01:46:38 Rep. O'Neil

01:48:14 Rep. Laszloffy

01:48:29 Rep. O'Neil

01:48:37 Rep. Laszloffy

01:48:54 Rep. Gursky

01:49:15 Rep. Laszloffy

01:49:19 Rep. Gursky

01:50:54 Rep. Laszloffy

01:51:08 Vice Chair MacDonald

01:54:26 Mr. Bennion, AG

01:55:05 Rep. Gursky

01:55:23 Mr. Bennion, AG

01:56:11 Rep. MacDonald

Closing by Sponsor:

01:56:27 Rep. Laszloffy

HEARING ON HB 403**Opening Statement by Sponsor:**

01:58:09 Rep. Ellie Boldman Hill (D), HD 94, opened the hearing on HB 403, Revising fees collected by district court clerks.

Proponents' Testimony:

01:59:21 Shirley Faust, Missoula County Clerk of District Court, Montana Association of Clerks of District Court (MACDC)

EXHIBIT(juh48a02)**EXHIBIT(juh48a03)**

02:06:29 Rep. Bennett returned to the meeting.

02:12:42 Mary Phippen, Montana Association of Clerks of District Court (MACDC)

02:13:17 Shantil Siaperis, Montana Association of Counties (MACo)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:13:53 Rep. Regier

02:14:43 Rep. Hill

02:15:08 Rep. Regier

02:15:15 Ms Faust, MACDC

02:16:03 Rep. Regier

02:16:14 Ms Faust, MACDC

02:16:59 Rep. Regier

02:17:14 Ms Faust, MACDC

02:17:47 Rep. O'Neil

02:18:44 Ms Faust, MACDC

02:19:12 Rep. O'Neil

02:19:18 Ms Faust, MACDC

02:19:42 Rep. O'Neil

02:19:48 Ms Faust, MACDC

02:19:55 Rep. O'Neil

02:20:13 Ms Faust, MACDC

Closing by Sponsor:

02:20:29 Rep. Hill

02:20:33 Vice Chair MacDonald

Additional documents from Montana Board of Pardons and Parole.

ADJOURNMENT

Adjournment: 02:20:42

Karen Armstrong, Secretary

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Additional Documents:

EXHIBIT([juh48aad.pdf](#))