

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
59th LEGISLATURE - REGULAR SESSION**

FREE CONFERENCE COMMITTEE ON HOUSE BILL 99

Call to Order: By **SEN. JEFF MANGAN**, on April 14, 2005 at 4:45
P.M., in Room 472 Capitol.

ROLL CALL

Members Present:

Sen. Jeff Mangan, Chairman (D)
Rep. Robyn Driscoll (D)
Sen. Jesse Laslovich (D)
Rep. Michael Lange (R)
Rep. John Parker (D)
Sen. Jim Shockley (R)
Rep. Janna Taylor (R)

Members Excused: None.

Members Absent: None.

Staff Present: Kyanne Kelly, Committee Secretary
Valencia Lane, Legislative Branch

Please Note. These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing & Date Posted: HB 99, 4/12/2005
Executive Action: HB 99

EXECUTIVE ACTION: HB 99

REP. MICHAEL LANGE said he requested a free conference committee because the proposed amendment creates a conflict with current law. He stated he would like to take out two days or put in two days if it falls within the title of the bill.

SEN. JESSE LASLOVICH said according to the title of the bill the days can be put in or taken out because the increase in the monetary fine falls within the title of the bill.

REP. MICHAEL LANGE said he wants the bill to be made consistent.

Motion: **SEN. JESSE LASLOVICH MOVED THAT ON PAGE 1, LINE 28 OF THE BILL IT SAY 'FOR A TERM NOT LESS THAN 2 DAYS OR MORE THAN 6 MONTHS' AND STRIKE NOT TO EXCEED 6 MONTHS ON LINE 29.**

Vote: Motion carried unanimously.

REP. MICHAEL LANGE said he would like to include 'the court may include community service,' as an option for the courts.

SEN. JESSE LASLOVICH asked if it was necessary to put it in code, or if the judge could just do it.

REP. JOHN PARKER said he thought a judge might be able to order community service, but putting it in wouldn't cause any harm.

REP. JANNA TAYLOR asked if it would be a third option or in lieu of the fine or jail sentence.

REP. MICHAEL LANGE said this would enable the court to order community service for those who don't have the money to pay a large fine.

Valencia Lane wanted clarification of the intention of the committee.

REP. MICHAEL LANGE said leave the period at the end of the sentence and start another sentence to say 'the court may order community service up to 40 hours.'

Motion/Vote: **SEN. JESSE LASLOVICH MOVED THAT 'IN ADDITION, THE COURT MAY ORDER COMMUNITY SERVICE' BE ADDED TO THE BILL. Motion passed unanimously.**

EXHIBIT(frh80hb0099a01)

EXHIBIT(frh80hb0099a02)

ADJOURNMENT

Adjournment: 5:04 P.M.

SEN. JEFF MANGAN, Chairman

KYANNE KELLY, Secretary

JL/RD/kk

Additional Exhibits:

EXHIBIT ([frh80hb0099aad0.PDF](#))