

HOUSE OF REPRESENTATIVES
Roll Call
JUDICIARY COMMITTEE

DATE 2/16/05

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT</u>	<u>EXCUSED</u>
REP. DIANE RICE, CHAIR	X		
REP. RON STOKER, VICE CHAIR	X		
REP. PAUL CLARK, VICE CHAIR	X		
REP. ARLENE BECKER	X		
REP. ROBYN DRISCOLL	X		
REP. GEORGE EVERETT	X		
REP. GAIL GUTSCHE	X		
REP. CHRISTOPHER HARRIS	X		
REP. ROGER KOOPMAN	X		
REP. MIKE LANGE	X		
REP. TOM MCGILLVRAY	X		
REP. MARK NOENNIG	X		
REP. ART NOONAN	X		
REP. JOHN PARKER	X		
REP. JON SONJU	X		
REP. JOHN WARD	X		
REP. BILL WILSON	X		
REP. JEANNE WINDHAM	X		



HOUSE STANDING COMMITTEE REPORT

February 16, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 637** (first reading copy -- white) **do pass as amended.**

Signed: _____

Diane Rice
Representative Diane Rice, Chair

And, that such amendments read:

1. Title, page 1, line 8.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

2. Page 5, line 10.

Insert: "NEW SECTION. Section 7. Termination. [Sections 1 through 5] terminate July 1, 2007. "

- END -

Committee Vote:
Yes 14, No 4.

mp 2/16
381429SC.hkh



HOUSE STANDING COMMITTEE REPORT

February 16, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 614** (first reading copy -- white) do pass.

Signed:

Diane Rice
Representative Diane Rice, Chair

- END -

Committee Vote:
Yes 14, No 4.

mp 2/16
381430SC.hkh



HOUSE STANDING COMMITTEE REPORT

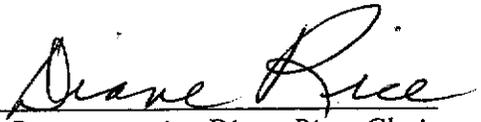
February 16, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 615** (first reading copy -- white) **do pass as amended.**

Signed:


Representative Diane Rice, Chair

And, that such amendments read:

1. Page 1, line 10.

Following: "shall"

Insert: ", at the request of the department of environmental quality,"

2. Page 1, line 14.

Following: "also"

Insert: ", at their request,"

- END -

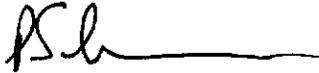
Committee Vote:
Yes 10, No 8.

mp 2/16
381432SC.hkh

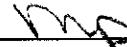
COMMITTEE FILE COPY

TABLED BILL

The **HOUSE JUDICIARY COMMITTEE** TABLED **HB 596, HB 656**, by motion, on **Wednesday, February 16, 2005**.



(For the Committee)



(Chief Clerk of the House)



(Time) (Date)

February 16, 2005

Pamela E. Schindler, Secretary

Phone: 444-4838



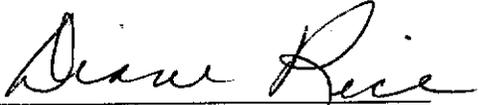
HOUSE STANDING COMMITTEE REPORT

February 16, 2005

Page 1 of 2

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 611** (first reading copy -- white) **do pass as amended.**

Signed: 
Representative Diane Rice, Chair

And, that such amendments read:

1. Title, page 1, line 5 through line 6.

Strike: "PROVIDING" on line 5 through "MISDEMEANOR;" on line 6

2. Page 1, line 30.

Strike: "a state prison"

Insert: "the county jail"

3. Page 2, line 1.

Following: "than"

Insert: "7 days or more than"

Strike: "or more than 2 years"

4. Page 2, line 2.

Following: "~~or second~~"

Insert: "or second"

5. Page 2, line 5 through line 6.

Strike: "in a state" on line 5 through "prison" on line 6

Strike: "1 year" on line 6

Insert: "90 days"

6. Page 2, line 8.

Committee Vote:

Yes 10, No 8.

381431SC.hkh

mp 2/16

Following: "prison."

Insert: "If the term of imprisonment does not exceed 1 year, the person shall be imprisoned in the county jail. If the term of imprisonment exceeds 1 year, the person shall be imprisoned in the state prison."

- END -

HOUSE OF REPRESENTATIVES

Roll Call Vote

JUDICIARY COMMITTEE

DATE 2/16/05
MOTION: _____

^{HB}
BILL NO 637 MOTION NO. 1

De Ann Cos Amended

NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	✓		
REP. ARLENE BECKER	✓		
REP. PAUL CLARK, VICE CHAIR	✓		
REP. ROBYN DRISCOLL	✓		
REP. GEORGE EVERETT	✓	✗	
REP. GAIL GUTSCHE	✓		
REP. CHRISTOPHER HARRIS	✓		
REP. ROGER KOOPMAN		✓	
REP. MIKE LANGE	✓		
REP. TOM MCGILLVRAY	✓		
REP. MARK NOENNIG	✓		
REP. ART NOONAN	✓		
REP. JOHN PARKER	✓		
REP. JON SONJU		✓	
REP. JOHN WARD	✓		
REP. BILL WILSON	✓		
REP. JEANNE WINDHAM	✓		
REP. DIANE RICE, CHAIR			

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HOUSE OF REPRESENTATIVES

Roll Call Vote

JUDICIARY COMMITTEE

DATE e/16/01 BILL NO ^{HJR} 656 MOTION NO. 1
 MOTION: _____

Tabled

<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	X		
REP. ARLENE BECKER	X		
REP. PAUL CLARK, VICE CHAIR	X		
REP. ROBYN DRISCOLL	X		
REP. GEORGE EVERETT	X		
REP. GAIL GUTSCHE	X		
REP. CHRISTOPHER HARRIS	X		
REP. ROGER KOOPMAN		X	
REP. MIKE LANGE	X		
REP. TOM MCGILLVRAY	X		
REP. MARK NOENNIG	X		
REP. ART NOONAN	X		
REP. JOHN PARKER	X		
REP. JON SONJU	X		
REP. JOHN WARD	X		
REP. BILL WILSON		X	
REP. JEANNE WINDHAM	X		
REP. DIANE RICE, CHAIR		X	

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HOUSE OF REPRESENTATIVES

Roll Call Vote

JUDICIARY COMMITTEE

DATE 2/16/05 BILL NO. ^{H.B.} 614 MOTION NO. 1
 MOTION: _____

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<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	✓		
REP. ARLENE BECKER	✓		
REP. PAUL CLARK, VICE CHAIR	✓		
REP. ROBYN DRISCOLL	✓		
REP. GEORGE EVERETT		✓	
REP. GAIL GUTSCHE	✓		
REP. CHRISTOPHER HARRIS	✓		
REP. ROGER KOOPMAN		✓	
REP. MIKE LANGE	✓		
REP. TOM MCGILLVRAY	✓		
REP. MARK NOENNIG	✓		
REP. ART NOONAN	✓		
REP. JOHN PARKER	✓		
REP. JON SONJU	✓		
REP. JOHN WARD		✓	
REP. BILL WILSON	✓		
REP. JEANNE WINDHAM	✓		
REP. DIANE RICE, CHAIR	✓		

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HOUSE OF REPRESENTATIVES

Roll Call Vote

JUDICIARY COMMITTEE

DATE 2/26/05 BILL NO 659 MOTION NO. 1
 MOTION: _____

Table

<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		X	
REP. ARLENE BECKER	X		
REP. PAUL CLARK, VICE CHAIR	X		
REP. ROBYN DRISCOLL	X		
REP. GEORGE EVERETT		X	
REP. GAIL GUTSCHE	X		
REP. CHRISTOPHER HARRIS	X		
REP. ROGER KOOPMAN		X	
REP. MIKE LANGE		X	
REP. TOM MCGILLVRAY		X	
REP. MARK NOENNIG		X	
REP. ART NOONAN	X		
REP. JOHN PARKER	X		
REP. JON SONJU		X	
REP. JOHN WARD		X	
REP. BILL WILSON	X		
REP. JEANNE WINDHAM	X		
REP. DIANE RICE, CHAIR		X	

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HOUSE OF REPRESENTATIVES

Roll Call Vote

JUDICIARY COMMITTEE

DATE 2/16/05
MOTION: _____

BILL NO HB 659 MOTION NO. 2

Dotans

<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	✓		
REP. ARLENE BECKER		✓	
REP. PAUL CLARK, VICE CHAIR		✓	
REP. ROBYN DRISCOLL		✓	
REP. GEORGE EVERETT	✓		
REP. GAIL GUTSCHE		✓	
REP. CHRISTOPHER HARRIS		✓	
REP. ROGER KOOPMAN	✓		
REP. MIKE LANGE	✓		
REP. TOM MCGILLVRAY	✓		
REP. MARK NOENNIG	✓		
REP. ART NOONAN		✓	
REP. JOHN PARKER		✓	
REP. JON SONJU	✓		
REP. JOHN WARD	✓		
REP. BILL WILSON		X	
REP. JEANNE WINDHAM		X	
REP. DIANE RICE, CHAIR	✓		

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HOUSE OF REPRESENTATIVES

Roll Call Vote

JUDICIARY COMMITTEE

DATE 2/16/05 BILL NO. HB 615 MOTION NO. 1
 MOTION: _____

Dolan vs. Amended

NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		X	
REP. ARLENE BECKER	X		
REP. PAUL CLARK, VICE CHAIR	X		
REP. ROBYN DRISCOLL	X		
REP. GEORGE EVERETT		X	
REP. GAIL GUTSCHE	X		
REP. CHRISTOPHER HARRIS	X		
REP. ROGER KOOPMAN		X	
REP. MIKE LANGE		X	
REP. TOM MCGILLVRAY		X	
REP. MARK NOENNIG	X		
REP. ART NOONAN	X		
REP. JOHN PARKER	X		
REP. JON SONJU		X	
REP. JOHN WARD		X	
REP. BILL WILSON	X		
REP. JEANNE WINDHAM	X		
REP. DIANE RICE, CHAIR	X	X	

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HOUSE OF REPRESENTATIVES

Roll Call Vote

JUDICIARY COMMITTEE

DATE 2/16/05 BILL NO ^{H/B} 596 MOTION NO. 1
 MOTION: _____

Roll Call Amended Tabled

NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	X		
REP. ARLENE BECKER	X		
REP. PAUL CLARK, VICE CHAIR	X		
REP. ROBYN DRISCOLL	X		
REP. GEORGE EVERETT	X		
REP. GAIL GUTSCHE	X		
REP. CHRISTOPHER HARRIS	X		
REP. ROGER KOOPMAN		X	
REP. MIKE LANGE	X		
REP. TOM MCGILLVRAY		X	
REP. MARK NOENNIG	X		
REP. ART NOONAN	X		
REP. JOHN PARKER	X		
REP. JON SONJU	X		
REP. JOHN WARD	X		
REP. BILL WILSON	X		
REP. JEANNE WINDHAM	X		
REP. DIANE RICE, CHAIR	X		

16/2

HOUSE OF REPRESENTATIVES

Roll Call Vote

JUDICIARY COMMITTEE

DATE 2/16/05 BILL NO HB 611 MOTION NO. 1

MOTION: DePan As Amended

<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		X	
REP. ARLENE BECKER		X	
REP. PAUL CLARK, VICE CHAIR	X		
REP. ROBYN DRISCOLL	X		
REP. GEORGE EVERETT		X	
REP. GAIL GUTSCHE	X		X
REP. CHRISTOPHER HARRIS	X		
REP. ROGER KOOPMAN		X	
REP. MIKE LANGE		X	
REP. TOM MCGILLVRAY		X	
REP. MARK NOENNIG	X		
REP. ART NOONAN	X		
REP. JOHN PARKER	X		
REP. JON SONJU	X		
REP. JOHN WARD		X	
REP. BILL WILSON	X		
REP. JEANNE WINDHAM	X		
REP. DIANE RICE, CHAIR		X	

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COMMITTEE PROXY

DATE: _____

I request to be excused from the Judiciary Committee

Committee because of other commitments. I desire to leave my proxy vote with:

Paul Clark

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

HOUSE BILL/AMENDMENT AYE NO SENATE BILL/AMENDMENT AYE NO

2/1	HB 61		✓
	HB 197	✓	
2/2	Harris Amendment #368		✓
	Lang amendment to HB 368		
2/9/05	Koepman amendment to HB 476		✓
	Sen. amendment to HB 476		✓
	HB 476	✓	
2/16	Wincham amendment to HB 611	✓	
	HB 611	✓	

Rep./Sen. Paul Antsich
(Signature)

**Montana House of Representatives
Visitors Register**

JUDICIARY COMMITTEE

Date 2/16/05

Bill No. HB-656 Sponsor(s) Rep R. Maedje

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

Name and Address	Representing	Support	Oppose	Inf.
Jim Kembel	MACOP		X	
John Gorman	AG / DOT		X	
Dennis Paxinos	City Attys Astor	1	✓	
MARK MUIR	MISSOULA POLICE DEPT.		X	
Al Recke	CASCADE COUNTY DOT TRAFFIC UNIT		X	
Bill Muks	MAJID		X	
Eric Minard	SELF		X	
ROGER CURTIS	SELF		X	
DAN HAFLEY	SELF		X	
Frank Walther Jensen		✓		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

/s/JudicVisitorReg.sample2003

**Montana House of Representatives
Visitors Register**

JUDICIARY COMMITTEE

Date 2/16/05

Bill No. HB-641 Sponsor(s) Rep D. Rice

PLEASE PRINT PLEASE PRINT PLEASE PRINT

Name and Address	Representing	Support	Oppose	Inf.
Shirley K. Brown	CFSD-DPHHS		✓	
Dennis Pavlov	MCA D		✓	
Juli Pierce	Yellowstone Co Atty			✓
Russ Tempel	Liberty Co Comm	✓		
Glenn Matthew Paulsen	Mt Families	✓		
Melissa P. Whetton	Parents	✓		
DAVID L Oak	PARENTS	✓		
HARRIS HIMES	MFC	✓		
John Connor	AG/AOJ		X	
Eric Schiedermaier	MT Catholic Conference	X in principle		
RACHEL ROBERTS	Montana Family Foundation	✓		
John Jenkins	Support Myself	✓		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

HOUSE OF REPRESENTATIVES

Judiciary Committee

WITNESS STATEMENT

PLEASE PRINT

NAME Jan Curtis BUDGET HB-614

ADDRESS 200 W. Broadway DATE 2-16-05
Missoula MT 59802

WHOM DO YOU REPRESENT? Missoula County

SUPPORT: OPPOSE AMEND

COMMENTS:

I serve as a County Commissioner in Missoula County

I am support of HB 614. County Commissioners are stewards of some of the most historical buildings in Montana - County Courthouses. Restoration and repair of these buildings needs to be mindful of the historic integrity of these buildings.

There are many examples of rehabilitation of historic buildings that have destroyed that integrity. The Capital, the Missoula County Courthouse and many other buildings were remodelled in the past to make small offices & cut energy use. The result was not respectful of historic ^{architecture}. Murals & frescos were hidden by dropped ceilings & walls. Recently these mistakes have been corrected at great expense.

In our capital plan this year, Missoula Co will be constructing an ADA compatible ^{enclosed} ~~entrance~~ walkway to connect our historic courthouse to our ^{very large} courthouse annex. Fortunately we have an experienced historical architect as a consultant.

/s/CommWitnessState.sample2003

This legislation would help to protect ~~our~~ Montana's historic courthouses by providing assistance in making informed decisions as we restore & rehabilitate our courthouses protecting the ^{historic} integrity.

**Montana House of Representatives
Visitors Register**

JUDICIARY COMMITTEE

Date 2/16/05

Bill No. HB-614 Sponsor(s) Rep C. Harris

PLEASE PRINT PLEASE PRINT PLEASE PRINT

Name and Address	Representing	Support	Oppose	Inf.
Jim Kembel	AIA Montana	X		
Phil Hohenlohe	Montana Advocacy Program	X		
Chere Justo	MT Preservation Alliance	X		
Ann [unclear]	MHS	X		
Mark Bannick	MHS/SHPD			X
Christine Brown	MT Preservation	X		
Russ Tempel	Liberty Co Comm	✓		
Bradford R. Clark	Cascade County	X		
Kathy Bassette	Hill County	X		
Jean Curtis	Missoula County	X		
Allan Underdal	Toole County	X		
Mike McInley	Beaverhead Co	X		
Dave Schutz	Madison Co	X		
Ted Coffman	Madison Co.	X		
CARL Seilstad	Fergus Co.	✓		
MARY C. ALLEN	Granite & Powell Counties	X		
Doug Kaercher	Hill Co / MACo	X		
Bill K [unclear]	MACo / Yell Co.			

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

**Montana House of Representatives
Visitors Register**

JUDICIARY COMMITTEE

Date 2/16/05

Bill No. HB-637 Sponsor(s) Rep E. Arntzen

PLEASE PRINT PLEASE PRINT PLEASE PRINT

Name and Address	Representing	Support	Oppose	Inf.
Jim Smith	Sheriff's Assoc	✓		
Al Recko	Cascade Co. Dist TASEPCO	✓		
Bill Muhs	MAAP	✓		
Dan Hufsky	Self	✓		
Kris Munard	Self	✓		
Jim Keagy	MT FWP	✓		
David Phillips	CCDSA	✓		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.
/s/JudicVisitorReg.sample2003