

MONTANA SENATE
2005 LEGISLATURE

ROLL CALL

JUDICIARY

DATE 3-18-05

NAMES	PRESENT	ABSENT	EXCUSED
SEN. MICHAEL WHEAT, CHAIRMAN	X		
SEN. BRENT CROMLEY	X		
SEN. AUBYN CURTISS	X		
SEN. JON ELLINGSON	X		
SEN. JESSE LASLOVICH	X		
SEN. JEFF MANGAN	X		
SEN. DAN McGEE	X		
SEN. LYNDA MOSS	X		
SEN. JERRY O'NEIL	X		
SEN. GERALD PEASE	X		
SEN. GARY PERRY	X		
SEN. JIM SHOCKLEY	X		
VALENCIA LANE, LSD			
MARI PREWETT, COMMITTEE SECRETARY			



SENATE STANDING COMMITTEE REPORT

March 18, 2005

Page 1 of 1

Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 726** (third reading copy -- blue) be concurred in as amended.

Signed: _____

Senator Mike Wheat, Chair

To be carried by Senator Jim Shockley

And, that such amendments read:

1. Title, line 5.

Following: "WITH"

Strike: "PRERELEASE PROGRAMS"

Insert: "MONTANA CORPORATIONS"

2. Page 8, line 9.

Following: "with"

Strike: "private, nonprofit"

3. Page 8, line 10.

Following: "program"

Strike: "in conjunction with a prerelease program"

- END -

Committee Vote:

Yes 12, No 0.

601135SC.ssc

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SENATE STANDING COMMITTEE REPORT

March 18, 2005

Page 1 of 1

Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 113** (third reading copy -- blue) be concurred in.

Signed: _____

A handwritten signature in black ink, appearing to read "Mike Wheat", written over a horizontal line.

Senator Mike Wheat, Chair

To be carried by Senator Jim Shockley

- END -

Committee Vote:
Yes 12, No 0.

601136SC.ssc

Handwritten initials in black ink, possibly "JA" or "KA", located in the bottom right corner of the page.



SENATE STANDING COMMITTEE REPORT

March 18, 2005

Page 1 of 2

Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 615** (third reading copy -- blue) be concurred in as amended.

Signed: _____


Senator Mike Wheat, Chair

To be carried by Senator Mike Wheat

And, that such amendments read:

1. Title, page 1, line 4.

Strike: "CRIMES"

Insert: "VIOLATIONS"

2. Title, page 1, line 5.

Strike: "OFFICE"

Insert: "AUTHORITY"

3. Page 1, line 9.

Strike: "crimes"

Insert: "violations"

Strike: "office"

Insert: "-- authority"

4. Page 1, lines 9 through 12.

Strike: subsection (1) in its entirety

5. Page 1, lines 13 through 14.

Strike: "(2)" on line 13 through "who" on line 14

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

Committee Vote:

Yes 11, No 1.

601613SC.sjo



6. Page 1, line 15.

Strike: ". The office"

Insert: "and"

Strike: ", AT THEIR REQUEST,"

7. Page 1, line 16.

Strike: "environmental crimes,"

Insert: "violations of the provisions of Title 75"

- END -



SENATE STANDING COMMITTEE REPORT

March 18, 2005

Page 1 of 1

Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 696** (third reading copy -- blue) be concurred in as amended.

Signed:


Senator Mike Wheat, Chair

To be carried by Senator Gerald Pease

And, that such amendments read:

1. Title, line 5.

Following: "TO"

Strike: "ENSURE"

Insert: "PROVIDE"

2. Page 1, line 19.

Following: "provides"

Insert: "provides"

3. Page 1, line 20.

Following: "(a)"

Strike: "provides"

4. Page 1, line 21.

Following: "(b)"

Strike: "provides"

5. Page 1, line 23.

Following: "cases,"

Strike: "provides"

6. Page 1, line 24.

Following: "(d)"

Strike: "ensures"

- END -

Committee Vote:

Yes 11, No 1.

601615SC.sjo





SENATE STANDING COMMITTEE REPORT

March 18, 2005

Page 1 of 1

Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 49** (third reading copy -- blue) be concurred in as amended.

Signed:


Senator Mike Wheat, Chair

To be carried by Senator Gary Perry

And, that such amendments read:

1. Title, line 7.

Following: "CHANGING"

Strike: "WHO"

Insert: "WITH WHOM"

Following: "REGISTER"

Strike: "WITH"

2. Page 3, line 27.

Following: "or"

Insert: ", "

Strike: "to the department"

Following: "46-23-504(1)(b)"

Insert: ", to the department and to the chief of police of the municipality or sheriff of the county from which the offender is moving"

- END -

Committee Vote:
Yes 12, No 0.

601618SC.sjo





SENATE STANDING COMMITTEE REPORT

March 18, 2005

Page 1 of 2

Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 307** (third reading copy -- blue) **be concurred in as amended.**

Signed: _____

Senator Mike Wheat, Chair

To be carried by Senator Jim Shockley

And, that such amendments read:

1. Title, line 8.

Following: "LAUNDERING;"

Strike: "AND"

2. Title, line 9.

Following: "FORFEITURE"

Insert: "AND SALE"

Following: "OFFENSE"

Insert: "; AND PROVIDING FOR SALE PROCEEDS TO BE DEPOSITED IN THE STATE GENERAL FUND"

3. Page 1, line 16.

Strike: "any state or"

Following: "United States"

Insert: "or the state in which the activity occurred"

4. Page 1, line 19.

Strike: "any state or"

Following: "the United States"

Insert: "or the state in which the committing or furthering of the commission of the activity occurs"

5. Page 1, line 22.

Strike: "any state or"

Following: "United States"

Insert: "or the state in which the activity occurred"

Committee Vote:

Yes 11, No 1.

601619SC.sjo

KA

6. Page 1, line 24.

Strike: "any state or"

Following: "United States"

Insert: "or the state in which the activity occurred"

7. Page 2, line 2.

Following: line 1

Strike: "(3) The"

Insert: "(3)(a) Upon conviction, the"

8. Page 2, line 4.

Strike: "(a)"

Insert: "(i)"

Renumber: subsequent subsections

9. Page 2, line 11.

Following: line 10

Insert: "(b) The sheriff of the county where forfeited property is located shall sell the property at auction. The proceeds of the sale must be deposited in the state general fund."

10. Page 2, line 15 through page 5, line 14.

Strike: section 2 through section 6 in their entirety

Renumber: subsequent section

11. Page 5, line 16.

Strike: "[Sections 1 through 6] are"

Insert: "[Section 1] is"

12. Page 5, line 17 through line 18.

Strike: "[sections 1 through 6]"

Insert: "[section 1]"

- END -



SENATE STANDING COMMITTEE REPORT

March 18, 2005

Page 1 of 2

Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 363** (third reading copy -- blue) be concurred in as amended.

Signed: _____

Senator Mike Wheat, Chair

To be carried by Senator Jon Ellingson

And, that such amendments read:

1. Title, line 5.

Following: "ASSAULT ON"

Insert: "AN EMERGENCY RESPONDER OR"

2. Page 1, line 14.

Following: "z"

Insert: ":"

3. Page 1, line 15.

Following: "a"

Insert: "(a)"

4. Page 1, line 19.

Following: "i"

Strike: "A"

Insert: "(i)"

5. Page 1, line 20.

Following: "ii"

Strike: "B"

Insert: "(ii)"

6. Page 1, line 22.

Following: "iii"

Strike: "C"

Insert: "(iii)"

Committee Vote:

Yes 12, No 0.

601137SC.ssc

KA

7. Page 1, line 28.

Following: "occupation"

Insert: "; or

(b) an emergency responder"

8. Page 2, line 3.

Following: "section,"

Strike: "'bodily"

Insert: "the following definitions apply:

(a) "Bodily"

9. Page 2, line 5.

Following: line 4

Insert: "(b) "Emergency responder" means a licensed medical services provider, law enforcement officer, firefighter, volunteer firefighter or officer of a nonprofit volunteer fire company, emergency medical technician, emergency nurse, ambulance operator, provider of civil defense services, or any other person who in good faith renders emergency care or assistance at a crime scene or the scene of an emergency or accident."

- END -

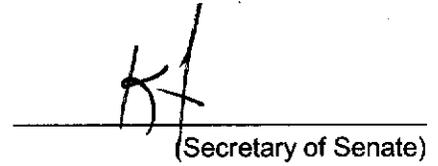
COMMITTEE FILE COPY

TABLED BILL

The **SENATE JUDICIARY COMMITTEE** TABLED HJ 28, by motion, on **Friday, March 18, 2005.**



(For the Committee)



(Secretary of Senate)

12:00, 3-18
(Time) (Date)

March 18, 2005

Mari Prewett, Secretary

Phone: 4697

PROXY VOTE

I, the undersigned, hereby authorize Senator Perry to
vote my proxy on any issue before the Senate Judiciary
Committee held on 3/18, 2005.

Mark Lee
SENATOR
STATE OF MONTANA

PROXY VOTE

I, the undersigned, hereby authorize Senator Cromley to

vote my proxy on any issue before the Senate Indecent

Committee held on 3/18/05, 2005.



SENATOR
STATE OF MONTANA