

**MINUTES**

**MONTANA SENATE  
60th LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON JUDICIARY**

**Call to Order:** By **CHAIRMAN JESSE LASLOVICH**, on January 26, 2007  
at 8:00 A.M., in Room 422 Capitol.

**ROLL CALL**

**Members Present:**

Sen. Jesse Laslovich, Chairman (D)  
Sen. Aubyn Curtiss (R)  
Sen. Carol C. Juneau (D)  
Sen. Dan McGee (R)  
Sen. Lynda Moss (D)  
Sen. Jerry O'Neil (R)  
Sen. Gary L. Perry (R)  
Sen. Jim Shockley (R)  
Sen. David E. Wanzonried (D)

**Members Excused:**

Sen. Gerald Pease (D)  
Sen. Carol Williams (D)  
Sen. Larry Jent (D)

**Members Absent:** None.

**Staff Present:** Carol Andersen, Committee Secretary  
Valencia Lane, 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: SB 8, 1/22/2007; SB 266, 1/22/2007;  
SB 278, 1/22/2007;  
Executive Action: SB 249

HEARING ON SB 8

Opening Statement by Sponsor:

00:00:08 SEN. JIM SHOCKLEY (R), SD 45, opened the hearing on SB 8, Independent staff for Board of Land Commissioners.

Proponents:

00:05:16 Anne Hedges, Montana Environmental Information Center

Opponents: None.

Informational Testimony:

00:07:00 Tom Schultz, Trust Lands Administrator, Department of Natural Resources and Conservation (DNRC)

Questions from Committee Members and Responses:

00:07:34 Sen. Curtiss to Tom Schultz

Closing by Sponsor:

00:08:33 Sen. Shockley

HEARING ON SB 266

Opening Statement by Sponsor:

00:08:48 SEN. JIM SHOCKLEY (R), SD 45, opened the hearing on SB 266, School board member immunity.

Proponents: None.

Opponents: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:10:50 Sen. O'Neil to Sen. Shockley

00:12:15 Sen. Juneau to Sen. Shockley

00:14:44 Sen. Wanzienried to Sen. Shockley

00:15:14 Sen. O'Neil to Sen. Shockley

00:16:12 Sen. McGee to Sen. Shockley

00:19:16 Sen. Laslovich to Sen. Shockley

**Closing by Sponsor:**

00:20:27 Sen. Shockley

**HEARING ON SB 278**

**Opening Statement by Sponsor:**

00:20:37 **SEN. KIM GILLAN (D), SD 24**, opened the hearing on **SB 278**, Educational support orders.

[EXHIBIT\(jus18a01\)](#)

**Proponents:**

00:32:32 Jessica LaRoche, Associated Students, Montana State University (ASMSU)

00:34:29 Jacqueline Lenmark, Attorney

**Opponents:** None.

**Informational Testimony:** None.

**Questions from Committee Members and Responses:**

00:40:26 Sen. McGee to Sen. Gillan

00:44:13 Sen. McGee to Jacqueline Lenmark

00:47:17 Sen. Moss to Sen. Gillan

00:48:35 Sen. Juneau to Sen. Gillan

00:51:43 Sen. Juneau to Jacqueline Lenmark

00:54:21 Sen. O'Neil to Sen. Gillan

01:00:21 Sen. O'Neil to Jacqueline Lenmark

**Closing by Sponsor:**

01:03:55 Sen. Gillan

**EXECUTIVE ACTION ON SB 249**

01:07:45 **Motion:** SEN. MCGEE moved that SB 249 DO PASS.

**Discussion:**

**EXHIBIT(jus18a02)**

01:07:58 **Motion:** SEN. O'NEIL moved SB024902.AVL BE ADOPTED.

**Discussion:**

01:09:23 Sen. McGee

01:11:04 SEN. O'NEIL withdrew his motion.

01:11:39 Sen. McGee

01:12:25 Valencia Lane, LSD

01:13:52 Sen. Wanzenried

01:14:19 **Motion:** SEN. WANZENRIED moved that CONCEPTUAL AMENDMENT BE ADOPTED.

01:14:35 **Motion:** SEN. MCGEE moved that SB024903.AVL BE ADOPTED.

**Discussion:**

**EXHIBIT(jus18a03)**

01:16:40 Sen. Moss

01:17:03 Sen. O'Neil

01:17:40 Sen. McGee

01:19:45 Sen. O'Neil

01:20:01 Sen. Moss

01:21:18 Valencia Lane

01:22:11 Sen. McGee

01:22:52 **SEN. MOSS withdrew SEN. WANZENRIED'S motion for him by proxy.**

01:23:37 Sen. Curtiss

01:23:42 Sen. O'Neil

01:26:46 Sen. McGee

01:26:50 Sen. O'Neil

01:27:55 **Vote: Motion that SB024903.AVL BE ADOPTED carried unanimously by voice vote. SEN. JENT, SEN. SHOCKLEY, SEN. WILLIAMS, SEN. PEASE, and SEN. WANZENRIED all voted aye by proxy.**

**Discussion:**

01:29:11 **Motion/Vote: SEN. MCGEE Moved that SB 249 DO PASS AS AMENDED. Motion carried unanimously by voice vote. SEN. JENT, SEN. SHOCKLEY, SEN. WILLIAMS, SEN. PEASE, and SEN. WANZENRIED all voted aye by proxy.**

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**ADJOURNMENT**

Adjournment: 9:30 A.M.

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SEN. JESSE LASLOVICH, Chairman

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CAROL ANDERSEN, Secretary

JL/ca

Additional Exhibits:

**EXHIBIT ([jus18aad.pdf](#))**