

MINUTES

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

COMMITTEE ON JUDICIARY

Call to Order: By **CHAIRMAN JESSE LASLOVICH**, on February 8, 2007
at 8:00 A.M., in Room 303 Capitol.

ROLL CALL

Members Present:

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

Members Excused:

Sen. Carol Williams (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 300, 2/1/2007; SB 392, 2/1/2007;
SJ 8, 2/1/2007
Executive Action: None.

HEARING ON SB 300

Opening Statement by Sponsor:

00:00:44 **SEN. MIKE COONEY (D), SD 40**, opened the hearing on **SB 300**, Primary seatbelt and child passenger safety law.

Proponents:

00:02:32 Mike McGrath, Attorney General

EXHIBIT(jus28a01)

EXHIBIT(jus28a02)

00:08:11 Sen. Frank Smith

00:11:09 Ed Tinsley, Commissioner, Lewis & Clark County

00:13:14 Jim Lynch, Director, Montana Department of Transportation

EXHIBIT(jus28a03)

00:25:24 Paul Grimstad, Colonel, Montana Highway Patrol

00:26:38 Rep. Veronica Small-Eastman

00:28:11 Rep. John Parker, Attorney for Cascade County

00:29:16 Barry Stang, Montana Motor Carriers Association

EXHIBIT(jus28a04)

00:33:05 Doug Kuntzweiler, Emergency Room Physician

EXHIBIT(jus28a05)

00:34:42 Sally Buckles, Montana Emergency Medical Services Association

EXHIBIT(jus28a06)

00:36:25 Jane Hamman, Montana Traffic Education Association

00:37:26 Dr. Robert Hurd, Montana Committee on Trauma

EXHIBIT(jus28a07)

00:40:57 Mike O'Brien, St. Peter's Emergency Ambulance Driver

00:42:51 Aidan Myhre, Alliance of Auto Manufacturers

00:44:18 Tim Schumacher, American Automobile Association (AAA)

00:45:30 Jenny Haubenreiser, Mothers Against Drunk Driving (MADD)

EXHIBIT (jus28a08)

00:48:10 Jessica Sakorski

EXHIBIT (jus28a09)

EXHIBIT (jus28a10)

00:53:23 Steve Yeakel, Montana Council for Maternal and Child Health

00:54:33 Pat Melby, Montana Medical Association

00:54:55 Steven Helgerson, State Medical Officer, Department of Public Health and Human Services (DPHHS)

EXHIBIT (jus28a11)

00:56:43 Claudia Weavers

00:59:47 Melanie Reynolds, Montana Public Health Association

01:01:01 Marilyn Olsen, Montana Auto Dealers Association

01:01:22 Roger McGlen, Independent Insurance Agents

01:01:41 Jason Todhunter, Montana Logging Association

01:01:57 Dwight Easton, Farmers Insurance Companies

EXHIBIT (jus28a12) **EXHIBIT (jus28a13)**

01:02:41 Ron Ashabraner, State Farm Insurance

01:02:55 Kris Minard

01:03:24 Vonn Briggs

01:05:53 Gordon Morris, Lewis & Clark County

01:06:21 Aimee Grmoljez, Montana State Troopers Association

01:07:28 Tom Ebzery, Attorney, Safe Kids Health Care

01:08:37 Jim Ahrens, Association of Health Care Providers

01:09:02 Phil Bird

Opponents:

01:10:16 John Iverson

01:15:16 Tom Glendenning

Informational Testimony:

01:17:26 Patty Carrell, Safe Kids Montana

Questions from Committee Members and Responses:

01:20:07 Sen. Juneau to Mike McGrath

01:21:22 Sen. Juneau to Jim Lynch

01:25:28 Sen. Juneau to Mike McGrath

01:26:14 Sen. Juneau to Dr. Helgerson

01:28:58 Sen. McGee to Jessica Sakorski

01:32:21 Sen. McGee to President Mike Cooney

01:33:52 Sen. McGee to Brenda Nordlund

01:35:04 Sen. McGee to President Mike Cooney

01:36:34 Sen. McGee to Col. Paul Grimstad

01:39:12 Sen. Shockley to Col. Paul Grimstad

01:39:52 Sen. Perry to Col. Paul Grimstad

01:41:38 Sen. Perry to Ron Ashabraner

01:44:55 Sen. Perry to Barry Stang

01:46:23 Sen. Perry to Jim Lynch, Director, Department of
Transportation

01:48:57 Sen. Perry to President Mike Cooney

01:50:28 Sen. McGee to Col. Paul Grimstad

01:51:16 Sen. McGee to Jim Lynch

Closing by Sponsor:

01:53:32 President Mike Cooney

01:58:31 Break

02:11:24 Resume

HEARING ON SB 392

Opening Statement by Sponsor:

02:11:50 SEN. JERRY O'NEIL (R), SD 3, opened the hearing on SB 392, Allow attendance at JP training by paying costs.

EXHIBIT(jus28a14)

Proponents: None.

Opponents:

02:18:28 David Ortley, Justice of the Peace

02:29:38 Mary Ann O'Malley, Montana Magistrates Association

Informational Testimony:

02:29:26 Beth McLaughlin, Office of Court Administrator of the Supreme Court

Questions from Committee Members and Responses:

02:30:49 Sen. Shockley to Judge O'Malley

02:31:57 Sen. Shockley to Beth McLaughlin

Closing by Sponsor:

02:34:32 Sen. O'Neil

HEARING ON SJ 8

Opening Statement by Sponsor:

02:38:09 SEN. JERRY O'NEIL (R), SD 3, opened the hearing on SJ 8, Urge Supreme Ct to revise requirements for taking bar exam.

[EXHIBIT\(jus28a15\)](#)

[EXHIBIT\(jus28a16\)](#)

Proponents: None.

Opponents:

02:54:18 Randy Cox, Board of Bar Examiners

03:01:49 Betsy Brandborg, State Bar of Montana

03:05:06 Jacqueline Lenmark, Board of Bar Examiners

03:08:05 David Ortley, Justice of the Peace

Informational Testimony: None.

Questions from Committee Members and Responses:

03:10:24 Sen. Shockley to Randy Cox

03:13:17 Sen. Shockley to Jacqueline Lenmark

03:14:07 Sen. McGee to Randy Cox

03:20:12 Sen. McGee to Jacqueline Lenmark

03:27:28 Sen. Perry to Randy Cox

Closing by Sponsor:

03:29:32 Sen. O'Neil

ADJOURNMENT

Adjournment: 11:42 A.M.

SEN. JESSE LASLOVICH, Chairman

CAROL ANDERSEN, Secretary

JL/ca

Additional Exhibits:

EXHIBIT ([jus28aad.pdf](#))