

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order:

00:00:05 **CHAIRMAN RON STOKER**, on January 8, 2009 at 8:00 A.M., in Room 137 Capitol.

ROLL CALL

Members Present:

Rep. Ron Stoker, Chairman (R)
Rep. Deborah Kottel, Vice Chairman (D)
Rep. Ken Peterson, Vice Chairman (R)
Rep. Arlene Becker (D)
Rep. Gerald Bennett (R)
Rep. Anders Blewett (D)
Rep. Robyn Driscoll (D)
Rep. Bob Ebinger (D)
Rep. David Howard (R)
Rep. Krayton Kerns (R)
Rep. Margaret MacDonald (D)
Rep. Edith (Edie) McClafferty (D)
Rep. Mike Menahan (D)
Rep. Michael More (R)
Rep. Keith Regier (R)
Rep. Diane Sands (D)
Rep. Bob Wagner (R)
Rep. Wendy Warburton (R)

Members Excused: None.

Members Absent: None.

Staff Present: Jennifer Eck, Committee Secretary
David Niss, 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: HB 149, 1/6/2009

00:02:06 Chairman Stoker
00:04:20 Secretary Eck
00:05:06 Chairman Stoker

HEARING ON HB 149

Opening Statement by Sponsor:

00:05:50 **REP. MIKE MENAHAN (D), HD 82**, opened the hearing on **HB 149**, Restitution and probationary supervision fees.
EXHIBIT (juh04a01)

00:13:36 Chairman Stoker
00:13:46 Rep. Menahan
00:14:05 Chairman Stoker
00:14:30 Rep. Menahan
00:28:19 Chairman Stoker
00:28:34 Rep. Menahan
00:28:42 Chairman Stoker

Proponents' Testimony:

00:31:46 Rhonda Shaffer, Department of Corrections
00:36:49 Chairman Stoker

Opponents' Testimony:

00:37:07 Niki Zupanic, American Civil Liberties Union
00:39:50 Chairman Stoker

Informational Testimony:

00:40:07 Jim Smith, MT County Attorneys Association and Montana
Peace Officers Association
00:42:04 Chairman Stoker

Questions from Committee Members and Responses:

00:43:34 Rep. Sands
00:43:43 Chairman Stoker
00:43:45 Rep. Sands
00:44:16 Rep. Menahan
00:44:54 Chairman Stoker
00:44:57 Rep. Sands
00:45:38 Rep. Menahan
00:46:29 Rep. Sands
00:46:30 Chairman Stoker
00:46:43 Rep. Sands

00:46:50 Chairman Stoker
00:46:53 Rep. Sands
00:47:13 Ms. Schaffer
00:47:45 Rep. Sands
00:48:37 Ms. Schaffer
00:48:43 Chairman Stoker
00:49:00 Rep. Sands
00:49:07 Ms. Schaffer
00:49:21 Kimberly Tim, Accounting Bureau Chief, Department of
Corrections
00:49:47 Chairman Stoker
00:49:48 Ms. Tim
00:49:51 Chairman Stokers
00:49:52 Rep. Kottel
00:49:54 Rep. Menahan
00:49:56 Rep. Kottel
00:50:08 Rep. Menahan
00:50:10 Chairman Stoker
00:50:11 Rep. Kottel
00:50:45 Rep. Menahan
00:51:37 Chairman Stoker
00:51:38 Rep. Kottel
00:52:26 Chairman Stoker
00:52:28 Rep. Kottel
00:52:55 Rep. Menahan
00:56:30 Rep. Kottel
00:56:32 Chairman Stoker
00:56:35 Rep. Kottel
00:56:55 Rep. Menahan
00:56:58 Rep. Kottel
00:57:00 Chairman Stoker
00:57:03 Rep. Kottel
00:57:22 Rep. Menahan
00:57:30 Rep. Kottel
00:57:34 Chairman Stoker
00:57:37 Rep. Bennett
00:57:46 Rep. Menahan
00:58:17 Chairman Stoker
00:58:20 Rep. Kerns
00:58:38 Chairman Stoker
00:58:43 Rep. Menahan
00:58:54 Rep. Kerns
00:59:09 Rep. Menahan
01:00:16 Rep. Kerns
01:00:17 Chairman Stoker
01:00:23 Rep. Kerns
01:00:54 Chairman Stoker
01:01:29 Rep. Peterson
01:01:35 Chairman Stoker
01:01:36 Ms. Schaffer

01:01:38 Rep. Peterson
01:01:59 Ms. Schaffer
01:02:06 Rep. Peterson
01:02:06 Chairman Stoker
01:02:10 Rep. Peterson
01:02:14 Ms. Schaffer
01:02:27 Rep. Peterson
01:02:28 Chairman Stoker
01:02:29 Rep. Peterson
01:03:52 Ms. Schaffer
01:04:58 Rep. Peterson
01:05:01 Chairman Stoker
01:05:02 Rep. Peterson
01:05:08 Ms. Schaffer
01:05:17 Rep. Peterson
01:05:18 Chairman Stoker

Closing by Sponsor:

01:05:37 Rep. Menahan
01:05:39 Chairman Stoker

Informational Discussion:

01:08:16 Rep. Regier
01:08:20 Chairman Stoker
01:09:00 Rep. Kottel
01:09:55 Chairman Stoker
01:11:08 Mr. Niss
01:14:05 Chairman Stoker
01:14:07 Rep. Kottel
01:14:53 Mr. Niss
01:19:43 Chairman Stoker
01:19:48 Rep. Peterson
01:20:16 Rep. Kottel
01:20:19 Rep. Peterson
01:20:28 Chairman Stoker
01:20:38 Rep. Sands
01:22:05 Chairman Stoker
01:22:20 Mr. Niss
01:25:12 Chairman Stoker
01:26:05 Rep. More
01:26:40 Chairman Stoker
01:27:06 Rep. Kottel
01:27:38 Chairman Stoker
01:27:39 Rep. Sands
01:28:01 Chairman Stoker
01:28:58 Rep. Howard
01:29:11 Chairman Stoker
01:29:54 Rep. Peterson

01:29:55 Chairman Stoker
01:30:03 Rep. Peterson
01:30:27 Chairman Stoker
01:30:29 Rep. Howard
01:30:59 Chairman Stoker
01:31:18 Rep. Sands
01:32:06 Chairman Stoker

ADJOURNMENT

01:33:03 Adjournment

REP. RON STOKER, Chairman

JENNIFER ECK, Secretary

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Additional Documents:

EXHIBIT ([juh04aad.pdf](#))