

**MINUTES**

**MONTANA SENATE  
61st LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON JUDICIARY**

**Call to Order:** Chairman Gary L. Perry, on April 15, 2009 at 9:00  
A.M., in Room 303 Capitol

**ROLL CALL**

**Members Present:**

Sen. Gary L. Perry, Chairman (R)  
Sen. Jim Shockley, Vice Chairman (R)  
Sen. Aubyn Curtiss (R)  
Sen. Greg Hinkle (R)  
Sen. Larry Jent (D)  
Sen. Carol C. Juneau (D)  
Sen. Cliff Larsen (D)  
Sen. Jesse Laslovich (D)  
Sen. Dan McGee (R)  
Sen. Lynda Moss (D)  
Sen. Terry Murphy (R)

**Members Excused:** Sen. John Esp (R)

**Members Absent:** None

**Staff Present:** Valencia Lane, Legislative Branch  
Pam Schindler, Committee Secretary

**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: HJ 31, HJ 34, 4/9/2009

Executive Action: HJ 34-Failed, HJ 31-Be Concurred In

**HEARING ON HJ 31**

**Opening Statement by Sponsor:**

00:01:31 Rep. Tom McGillvray (R), HD 50, opened the hearing on  
HJ 31, Study marriage laws.

[EXHIBIT\(jus80a01\)](#)

**Proponents' Testimony:**

00:19:26 Jeff Laszloffy, President, Montana Family Foundation

00:24:50 Moe Wosepka, Executive Director, Montana Catholic  
Conference

00:31:10 Steve Yeakel, Montana Council for Maternal and  
Children Health

**Opponents' Testimony:**

00:32:27 Kelsen Young, Executive Director, Montana Coalition  
Against Domestic and Sexual Violence

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

00:38:14 Sen. Juneau

00:39:24 Rep. McGillvray

00:41:13 Sen. Moss

00:41:51 Rep. McGillvray

**Closing by Sponsor:**

00:44:01 Rep. McGillvray

**HEARING ON HJ 34**

**Opening Statement by Sponsor:**

00:46:09 Rep. Dave McAlpin (D), HD 94, opened the hearing on HJ 34, Interim study of transportation of mentally ill persons in commitment process.

**Proponents' Testimony:**

00:49:31 Don Judge, Montana Nurses Association

**Opponents' Testimony:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

None

**Closing by Sponsor:**

00:49:43 Rep. McAlpin

(Sen. Laslovich, Sen. Curtiss, Sen. Jent, Sen. Esp, and Sen. Juneau absent from the room.)

**EXECUTIVE ACTION ON HJ 34**

00:50:11 **Motion/Vote:** Sen. Shockley moved that **HJ 34 BE CONCURRED IN**. Motion failed 6-6 by roll call vote with Sen. Curtiss, Sen. Jent, Sen. Juneau, Sen. Larsen, Sen. Laslovich, and Sen. Moss voting aye. Sen. Laslovich, Sen. Curtiss, Sen. Jent, Sen. Esp, and Sen. Juneau voted by proxy.

(Sen. Juneau returned to the committee room.)

**EXECUTIVE ACTION ON HJ 31**

00:51:33 **Motion/Vote:** Sen. McGee moved that **HJ 31 BE CONCURRED IN.**

**Discussion:**

00:52:26 Sen. Larsen

00:52:56 **Vote:** Motion that **HJ 31 BE CONCURRED IN** carried 7-5 by roll call vote with Sen. Jent, Sen. Juneau, Sen. Larsen, Sen. Laslovich, and Sen. Moss voting no. Sen. Laslovich, Sen. Curtiss, Sen. Jent, and Sen. Esp. voted by proxy. Sen. McGee will carry HJ 31 on the Senate floor.

**ADJOURNMENT**

Adjournment: 10:00 A.M.

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Pam Schindler, Secretary

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Additional Documents:

**EXHIBIT ([jus80aad.pdf](#))**