

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Terry Murphy, on March 10, 2011 at 9:00 AM, in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Terry Murphy, Chair (R)
Sen. Shannon Augare (D)
Sen. Anders Blewett (D)
Sen. Jeff Essmann (R)
Sen. Greg Hinkle (R)
Sen. Larry Jent (D)
Sen. Cliff Larsen (D)
Sen. Lynda Moss (D)
Sen. Chas Vincent (R)

Members Excused: Sen. Jim Shockley, Vice Chair (R)
Sen. Rowlie Hutton (R)
Sen. Jim Peterson (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: HB 269, 3/2/2011; HB 456, 3/2/2011

HEARING ON HB 456**Opening Statement by Sponsor:**

00:01:10 Rep. Cary Smith (R), HD 55, opened the hearing on HB 456, Define scope/ boundaries of human sexuality/reproduct ed in K-12 public schools.

Proponents' Testimony:

00:06:44 Jeff Laszloffy, Montana Family Foundation (MFF)

[EXHIBIT\(jus54a01\)](#)

[EXHIBIT\(jus54a02\)](#)

[EXHIBIT\(jus54a03\)](#)

00:12:46 Sharon Nason, Licensed Clinical Counselor, Helena

[EXHIBIT\(jus54a04\)](#)

00:16:28 Bruce Norum, self

[EXHIBIT\(jus54a05\)](#)

00:22:30 Mikal Wilkerson, self

00:24:13 Sylvan Clark, self

00:25:29 Kelli Clark, self

00:27:46 Tam Newby, self

[EXHIBIT\(jus54a06\)](#)

00:30:41 Diane Lake, self, member, Frenchtown School Board, Frenchtown, Montana

00:35:20 Kathy DeMarinis, self

[EXHIBIT\(jus54a07\)](#)

00:39:30 Theresa Frei, self

[EXHIBIT\(jus54a08\)](#)

00:42:40 Roxie Nistler, self

00:44:21 Lori Page, self

00:46:57 Dale Stewart, self, Trustee, School District #12, Dillon, Montana

00:49:27 Marybeth Adams, Family Nurse Practitioner, Belgrade, Montana

00:52:16 Barbara Rush, self

[EXHIBIT\(jus54a09\)](#)

00:53:46 Robert Kolar, self

00:54:37 Jane Hanchett, self

00:55:34 Shawna Sticht, self

00:55:51 Layne Trammelle, self

[EXHIBIT\(jus54a10\)](#)

00:59:12 Roberta Toombs, self

00:59:37 Brittany Renshaw, self

[EXHIBIT\(jus54a11\)](#)

01:00:36 Donna Simmons, self

01:01:06 Layne Beckman, self

01:01:57 Kristine Fife, self

01:02:34 Bill Snoddy, self

[EXHIBIT\(jus54a12\)](#)

01:04:00 Kim Caldwell, self

01:04:24 Sharlene Snoddy, self

[EXHIBIT\(jus54a13\)](#)

01:05:40 Mike Kecskies, self
 01:06:07 Jane Johnson, self
 01:06:13 Anna Gillespie, self
 01:06:47 Lincoln Dziekonski, self
 01:07:41 Rebcca Mastee, Montana Catholic Conference (MCC)
 01:07:55 Harris Himes, Montana Eagle Forum (MEF)
 01:08:33 Dallas Erickson, Montana Citizens for Decency Through Law (MCDTL)

EXHIBIT(jus54a14)

01:09:04 Sharon Turner, self
 01:09:30 Pat McCain, self, also Tea Party Member
 01:10:22 Tim Ravndal, Lewis and Clark Conservative Tea Party (LCCTP)
 01:11:05 Lon Steingel, self
 01:12:19 Roger Nummerdor, self
 01:12:52 Allen Lake, Trustee, Frenchtown School Board, Frenchtown, Montana
 01:13:04 Brandon Steingel, self
 01:13:31 Douglas Carpenter, self

Opponents' Testimony:

01:14:09 Mary Sheehy-Moe, self
 01:21:39 Dennis Parman, Department Superintendent, Office of Public Instruction (OPI),
 on behalf of Linda McCullough
 01:23:39 Bob Vogel, Montana School Boards Association (MTSBA)
 01:29:53 Darrell Rud, Executive Director, School Administrators of Montana
 01:33:38 Michael O'Neil, Chairman of the Board of Trustees, Helena Public Schools

EXHIBIT(jus54a15)

01:38:11 Lindsey Love, Planned Parenthood of Montana (PPM)
 01:42:03 Beth Brenneman, Attorney, Disability Rights Montana (DRM)
 01:46:05 Jake Rodsky, Senior, Helena High School (HHS), Planned Parenthood
 Montana, Teen Council (PPM Teen Council)
 01:47:54 Brendon Hooks, self, HHS, PPM Teen Council
 01:50:56 Emily Harris, Senior, HHS, PPM Teen Council
 01:52:50 Jack Hood, Senior, HHS, PPM Teen Council
 01:54:15 John Cardiello, Senior, HHS, PPM Teen Council
 01:55:10 Elanya Hodges, Junior, HHS, PPM Teen Council
 01:56:20 Allie Hay, Junior, HHS, PPM Teen Council
 01:58:03 Emily VanBendren, HHS, PPM Teen Council
 02:00:15 Mara Silvers, Junior, HHS, PPM Teen Council
 02:01:59 Ryan Morton, self
 02:04:19 Luke Duran, self
 02:06:43 Devan Hromcik, Senior, HHS
 02:08:27 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence
 (MCADSV)
 02:12:25 Lora Wier, self, Public Health Nurse, Association Montana Public Health Officials
 (AMPHO)
 02:15:33 Barbara Schneeman, Legislative Co-Chairperson, AMPHO

EXHIBIT(jus54a16)

02:16:28 Dick Weaver, Minister
 02:17:19 Shannon McDonald, self
 02:18:09 Jill Baker, Education Director, PPM

02:21:04 Kate Everhart, Educator, Teen Outreach Program (TOP), PPM

[EXHIBIT\(jus54a17\)](#)

02:22:41 Donna Miller, Outreach Educator, Helena, PPM

[EXHIBIT\(jus54a18\)](#)

[EXHIBIT\(jus54a19\)](#)

02:27:01 Alice Corcoran, NARAL Pro-Choice Montana (NARAL/MT)

[EXHIBIT\(jus54a20\)](#)

02:28:05 Angel Nordquist, Outreach Educator, PPM, Missoula, Montana

02:30:15 Joe Slemberger, Outreach Educator, PPM, Missoula, Montana

02:30:30 Nanette Gilbertson, self

02:30:55 Tannis Hargrove, self

[EXHIBIT\(jus54a21\)](#)

[EXHIBIT\(jus54a22\)](#)

[EXHIBIT\(jus54a23\)](#)

[EXHIBIT\(jus54a24\)](#)

[EXHIBIT\(jus54a25\)](#)

[EXHIBIT\(jus54a26\)](#)

[EXHIBIT\(jus54a27\)](#)

[EXHIBIT\(jus54a28\)](#)

[EXHIBIT\(jus54a29\)](#)

[EXHIBIT\(jus54a30\)](#)

[EXHIBIT\(jus54a31\)](#)

[EXHIBIT\(jus54a32\)](#)

[EXHIBIT\(jus54a33\)](#)

02:31:20 Maghan Strachan, self

02:31:58 Barbara Swehala, Montana Nurses Association (MNA)

02:33:14 Anne Brodsky, self

02:34:07 Niki Zupanic, American Civil Liberties Union (ACLU)

02:34:48 Jamee Greer, Montana Human Rights Network (MHRN)

02:36:15 Stacey Anderson, self

02:37:38 Nick Griffith, self, Speech Coach

Exhibits handed in after the Opponent's Testimony:

[EXHIBIT\(jus54a34\)](#)

Letter from Karen Buley in opposition of HB 456

[EXHIBIT\(jus54a35\)](#)

Letter from Nancy Stock, Montana Association for Health, Physical Education
Recreation and Dance (MTAHPERD) in opposition of HB 456

[EXHIBIT\(jus54a36\)](#)

Letter from Steve McKelvy, Counselor, Laurel Middle School, Laurel, Montana in
opposition to HB 456

[EXHIBIT\(jus54a37\)](#)

Letter from Michele DeGroat in opposition to HB 456

[EXHIBIT\(jus54a38\)](#)

Letter from Kiah Abbey in opposition to HB 456

[EXHIBIT\(jus54a39\)](#)

Letter from "Alec" in opposition to HB 456

Informational Testimony:

None

Questions from Committee Members and Responses:

02:38:11 Sen. Essmann
02:38:45 Ms. Moe
02:39:45 Sen. Essmann
02:39:48 Mr. Parman
02:40:51 Sen. Essmann
02:41:06 Mr. Vogel
02:44:33 Sen. Essmann
02:45:20 Mr. Duran
02:47:04 Sen. Hinkle
02:47:42 Ms. Love
02:49:23 Sen. Hinkle
02:49:43 Mr. Vogel
02:50:36 Sen. Hinkle
02:50:48 Rep. Smith
02:53:48 Sen. Augare
02:54:29 Rep. Smith
03:01:39 Sen. Larsen
03:02:52 Rep. Smith
03:03:50 Sen. Moss
03:05:08 Ms. Moe
03:07:17 Sen. Blewett
03:08:20 Rep. Smith

Closing by Sponsor:

03:12:17 Rep Smith

Exhibit handed in after the hearing on HB 456:

EXHIBIT(jus54a40)

Letter from Lori Page in support of HB 456

HEARING ON HB 269

Opening Statement by Sponsor:

03:16:08 Rep. Steve Lavin (R), HD 8, opened the hearing on HB 269, Provide for "blue alert" system regarding violent offenders.

Proponents' Testimony:

03:19:07 Rebecca Sturdevant, Montana Concerns of Police Survivors (MCOPS)
03:20:48 Mike Tooley, Chief, Montana Highway Patrol (MHP), Department of Justice
(DOJ), also for Director, Jim Lynch, DOJ, State of Montana
03:22:14 Jesse Luther, Association of Montana Troopers (AMT)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

03:22:51 Sen. Hinkle
03:23:18 Rep. Lavin

Closing by Sponsor:

03:24:15 Rep. Lavin

03:24:27 Sen. Larsen

ADJOURNMENT

Adjournment: 12:25 P.M.

Pam Schindler, Secretary

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Additional Documents:

EXHIBIT([jus54aad.pdf](#))