

**BUSINESS REPORT**  
**MONTANA SENATE**  
**62nd LEGISLATURE - REGULAR SESSION**

**SENATE JUDICIARY COMMITTEE**

**Date:** Wednesday, January 19, 2011  
**Place:** Capitol

**Time:** 8:00AM  
**Room:** 303

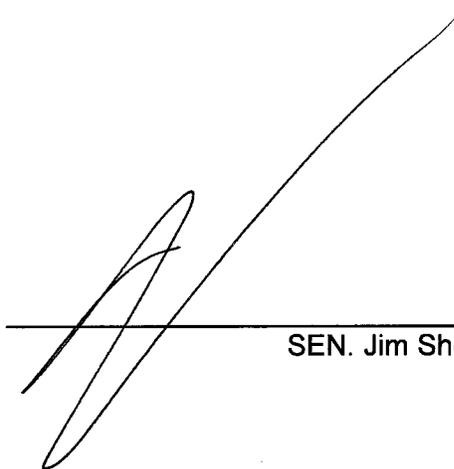
**BILLS and RESOLUTIONS HEARD:**

SB 10 - Strengthen driver's license sanctions for MIP offenders  
SB 15 - Create misdemeanor crime of aggravated DUI

**EXECUTIVE ACTION TAKEN:**

SB 76-Do Pass As Amended  
SB 10-Do Pass

**Comments:**



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SEN. Jim Shockley, Chair

# MONTANA STATE SENATE

## ROLL CALL

### 2011 JUDICIARY COMMITTEE

DATE: 1/19/11

| <u>NAME</u>                                | <u>PRESENT</u> | <u>ABSENT/<br/>EXCUSED</u> |
|--|----------------|----------------------------|
| <b>CHAIRMAN, SENATOR JIM SHOCKLEY</b>      | /              |                            |
| <b>VICE CHAIRMAN, SENATOR TERRY MURPHY</b> | /              |                            |
| <b>SENATOR SHANNON AUGARE</b>              | /              |                            |
| <b>SENATOR ANDERS BLEWETT</b>              | /              |                            |
| <b>SENATOR GREG HINKLE</b>                 | /              |                            |
| <b>SENATOR ROWLIE HUTTON</b>               | /              |                            |
| <b>SENATOR LARRY JENT</b>                  | /              |                            |
| <b>SENATOR CLIFF LARSEN</b>                | /              |                            |
| <b>SENATOR LYNDA MOSS</b>                  | /              |                            |
| <b>SENATOR JIM PETERSON</b>                | /              |                            |
| <b>SENATOR CHAS VINCENT</b>                | /              |                            |
| <b>SENATOR</b>                             |                |                            |
|  |                |                            |
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**SENATE STANDING COMMITTEE REPORT**

**January 19, 2011**

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Mr. President:

We, your committee on **Judiciary** recommend that **Senate Bill 76** (first reading copy -- white) **do pass as amended.**

Signed: \_\_\_\_\_

*Senator Jim Shockley, Chair*

**And, that such amendments read:**

1. Page 1, line 14.

**Following:** "(5)"

**Insert:** "and when in the board's opinion there is reasonable probability that a prisoner can be released without detriment to the prisoner or to the community"

2. Page 1, line 17 through line 18.

**Following:** "center" on line 17

**Strike:** remainder of line 17 through "community" on line 18

- END -

**Committee Vote:**

**Yes 11, No 0**

Fiscal Note Required

SB0076001SC.sdr

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**SENATE STANDING COMMITTEE REPORT**

**January 19, 2011**  
**Page 1 of 1**

Mr. President:

We, your committee on **Judiciary** recommend that **Senate Bill 10** (first reading copy -- white) **do pass.**

Signed: \_\_\_\_\_

*Senator Jim Shockley, Chair*

- END -

**Committee Vote:**

**Yes 11, No 0**

Fiscal Note Required

SB0010001SC.sdr

OR

# AUTHORIZED SENATE COMMITTEE PROXY

I, Senator Chas Vincent, request to be excused from the

## Judiciary COMMITTEE

due to my other commitment. I desire to leave my proxy vote with:

Vice Chair Terry Murphy

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

|         | BILL/AMENDMENT         | AYE | NO |         | BILL/AMENDMENT     | AYE | NO |
|---------|------------------------|-----|----|---------|--------------------|-----|----|
| 1/12/11 | SBSO Do Pass           |     | X  | 1/11/11 | SB 50 Amend        |     | X  |
|         | SBSO REV. Table        | X   |    |         | SB 57 Do Pass      | X   |    |
|         |                        |     |    |         |                    |     |    |
| 1/13/11 | SB 36 Amend            | X   |    | 1/17/11 | SB 152 Do Pass     | X   |    |
| ✓       | SB 36 Do Pass AS Amend | X   |    |         | SB 68 Do Pass AS   |     |    |
| ✓       | SB 60 Amend            | X   |    |         | Amend Amend. in    |     |    |
| ✓       | SB 60 Do Pass AS Amend | X   |    |         | P REV hrg. 1/13/11 | X   |    |
| ✓       | SB 68 Amend            | X   |    |         |                    |     |    |
|         |                        |     |    | 1/19/11 | SB 76 Amend        | X   |    |
| 1/14/11 | SB 4 Do Pass           | X   |    |         |                    |     |    |
|         | SB 67 Do Pass          | X   |    |         |                    |     |    |
|         |                        |     |    |         |                    |     |    |
|         |                        |     |    |         |                    |     |    |
|         |                        |     |    |         |                    |     |    |

Sen. Chas Vincent  
(Signature)

Date \_\_\_\_\_

(Sen. Vincent)

**MONTANA STATE SENATE  
Visitors Register  
SENATE JUDICIARY COMMITTEE**

**Wednesday, January 19, 2011**

**SB 15 - Create misdemeanor crime of aggravated DUI**

**Sponsor: Senator Larry Jent**

**PLEASE PRINT**

| Name               | Representing                   | Support | Oppose |
|--------------------|--------------------------------|---------|--------|
| CA JENSEN          | MISSOULA S.P.                  | X       |        |
| REBECCA STURDIVANT | MADD                           | X       |        |
| AL RECKE           | CASCADE COUNTY DUI TASK FORCE  | X       |        |
| Scott Twito        | Yellowstone County Attorney    | X       |        |
| David Carty        | Yellowstone County Atty Office | X       |        |
| Baudie Wood        | OPD                            |         |        |
| MARK MURPHY        | MCRA & MACAP & MPPA            | X       |        |
| Dexter Levankovsky | SCRAM/CMS                      | X       |        |
| Kris Minard        | self                           | X       |        |
| Amee Gromosze      | Billings Clinic                | X       |        |
| John MacDonald     | City of Missoula               | X       |        |
| Jim Smith          | MSPDA                          | X       |        |
| Colleen Ambrose    | Dept of Corrections            | X       |        |
| Steve Brown        | MT Dept of Justice             | X       |        |
|                    |                                |         |        |
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Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

**MONTANA STATE SENATE**  
**Visitors Register**  
**SENATE JUDICIARY COMMITTEE**

**Wednesday, January 19, 2011**

**SB 10 - Strengthen driver's license sanctions for MIP offenders**

**Sponsor: Senator Greg Hinkle**

**PLEASE PRINT**

| Name                         | Representing                         | Support | Oppose |
|------------------------------|--------------------------------------|---------|--------|
| CA JENSEN                    | MISSOULA G.S.O.                      | X       |        |
| REBECCA STURDANT             | MADD                                 | X       |        |
| AL RECKE                     | CASCADE COUNTY DUI TASK FORCE        | X       |        |
| <del>EMMA HANSEN</del>       | <del>TSRP</del>                      |         |        |
| Scott Twito                  | Yellowstone County Attorney          | X       |        |
| David Carter                 | Yellowstone County Attorney's Office | X       |        |
| CINDY LARSEN                 | Jefferson County DUI/F               | X       |        |
| MARK MURPHY                  | MCCR & MRCOP & MFAA                  | X       |        |
| Dexter Lundberg              | SCRAM/CMS                            | X       |        |
| Bailey Dueck                 | Reality ✓                            | X       |        |
| Lizzie Larson                | Reality ✓                            | X       |        |
| Kris Munnell                 | self                                 | X       |        |
| <del>Britt</del> Amee Grunow | Billings Clinic                      | X       |        |
| John MacDonald               | City of Missoula                     | X       |        |
| Jim Smith                    | MSDA                                 | X       |        |
| Asheli Horaba                | Reality ✓                            | X       |        |
| Kaci Blazer                  | MT Beer & Wine Distrib               | X       |        |
|                              |                                      |         |        |
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|                              |                                      |         |        |

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.