

BUSINESS REPORT
MONTANA SENATE
62nd LEGISLATURE - REGULAR SESSION

SENATE JUDICIARY COMMITTEE

Date: Thursday, February 17, 2011
Place: Capitol

Time: 8:00 A.M.
Room: 317

BILLS and RESOLUTIONS HEARD:

SB 308 - Provide for criminal offense for refusal of alcohol testing
SB 336 - Generally revise medical marijuana laws to authorize PTSD for coverage
SB 337 - Revise probate laws and laws relating to civil proceedings

EXECUTIVE ACTION TAKEN:

SB 337-Do Pass As Amended
SB 279-Do Pass As Amended
SB 336-Tie

Comments:


SEN Terry Murphy, Chair

MONTANA STATE SENATE

ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 2/1 BILL NO SB337 MOTION NO. 1

MOTION: amend

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>If Proxy Vote, check here & include signed Proxy Form with minutes</u>
SENATOR GREG HINKLE	—		
SENATOR LYNDA MOSS	—		
SENATOR CHAS VINCENT	—		—
SENATOR LARRY JENT	—		
SENATOR ANDERS BLEWETT	—		
SENATOR SHANNON AUGARE	—		
SENATOR CLIFF LARSEN	—		
SENATOR ROWLIE HUTTON	—		
SENATOR JIM PETERSON	—		
VICE CHAIRMAN SHOCKLEY	—		
SENATOR JEFF ESSMANN	—		—
CHAIRMAN MURPHY	—		

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MONTANA STATE SENATE

ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 2/17/11 BILL NO. SB 337 MOTION NO. 2

MOTION: amendment

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR GREG HINKLE	—		
SENATOR LYNDA MOSS	—		
SENATOR CHAS VINCENT	—		—
SENATOR LARRY JENT	—		
SENATOR ANDERS BLEWETT	—		
SENATOR SHANNON AUGARE	—		
SENATOR CLIFF LARSEN	—		
SENATOR ROWLIE HUTTON	—		
SENATOR JIM PETERSON	—		
VICE CHAIRMAN SHOCKLEY	—		
SENATOR JEFF ESSMANN	—		—
CHAIRMAN MURPHY	—		

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MONTANA STATE SENATE

ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 2/17/11 BILL NO S337 MOTION NO. 4
MOTION: Do Pass as amended

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>If Proxy Vote, check here & include signed Proxy Form with minutes</u>
SENATOR GREG HINKLE	/		
SENATOR LYNDA MOSS	/		
SENATOR CHAS VINCENT	/		
SENATOR LARRY JENT	/		
SENATOR ANDERS BLEWETT	/		
SENATOR SHANNON AUGARE	/		
SENATOR CLIFF LARSEN	/		
SENATOR ROWLIE HUTTON	/		
SENATOR JIM PETERSON	/		
VICE CHAIRMAN SHOCKLEY	/		
SENATOR JEFF ESSMANN	/		/
CHAIRMAN MURPHY	/		

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SENATE STANDING COMMITTEE REPORT

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Mr. President:

We, your committee on **Judiciary** recommend that **Senate Bill 337** (first reading copy -- white) **do pass as amended.**

Signed:


Senator Terry Murphy, Chair

And, that such amendments read:

1. Page 2, line 18.

Following: "45-7-201"

Strike: "or, where applicable,"

Insert: "and is punishable as"

2. Page 3, line 18.

Following: "perjury"

Strike: "or, where applicable,"

Insert: "and is punishable as"

3. Page 4, line 21.

Following: "guardianship, or the"

Strike: "conservatee"

Insert: "protected person"

4. Page 4, line 23.

Following: "estate,"

Strike: "guardianship, or conservatorship"

Insert: "ward, or protected person"

5. Page 4, line 25 through line 26.

Following: "estate," on line 25

Strike: remainder of line 25 through "conservatorship" on line 26

Insert: "ward, or protected person"

Committee Vote:

Yes 12, No 0

Fiscal Note Required

SB0337001SC.sdr

February 17, 2011

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6. Page 4, lines 27 and 28.

Following: "estate," on line 27

Strike: remainder of line 27 through "appointed" on line 28

Insert: "ward, or protected person"

- END -



SENATE STANDING COMMITTEE REPORT

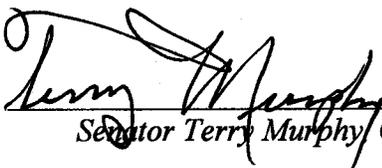
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Mr. President:

We, your committee on **Judiciary** recommend that **Senate Bill 279** (first reading copy -- white) **do pass as amended.**

Signed:


Senator Terry Murphy Chair

And, that such amendments read:

1. Title, line 5.

Following: "FOR"

Strike: "LEGISLATORS AND"

2. Page 1, line 25.

Following: "by a"

Strike: "legislator or a"

- END -

Committee Vote:

Yes 8, No 4

Fiscal Note Required

SB0279001SC.sdr

DR

MONTANA STATE SENATE

ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 2/17/11 BILL NO SB336 MOTION NO. 1

MOTION: Do Pass

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>If Proxy Vote, check here & include signed Proxy Form with minutes</u>
SENATOR GREG HINKLE		/	
SENATOR LYNDA MOSS	/		
SENATOR CHAS VINCENT	/		
SENATOR LARRY JENT		/	
SENATOR ANDERS BLEWETT	/		
SENATOR SHANNON AUGARE	/		
SENATOR CLIFF LARSEN	/		
SENATOR ROWLIE HUTTON		/	
SENATOR JIM PETERSON		/	
VICE CHAIRMAN SHOCKLEY		/	
SENATOR JEFF ESSMANN		/	/
CHAIRMAN MURPHY	/		

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MONTANA STATE SENATE

ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 2/17/11 BILL NO SB279 MOTION NO. 2

MOTION: Amendment 279.01 ~~mark~~ ark

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR GREG HINKLE	—		
SENATOR LYNDA MOSS	—		
SENATOR CHAS VINCENT	—		
SENATOR LARRY JENT	—		
SENATOR ANDERS BLEWETT	—		
SENATOR SHANNON AUGARE	—		
SENATOR CLIFF LARSEN	.	—	
SENATOR ROWLIE HUTTON	—		
SENATOR JIM PETERSON	—		
VICE CHAIRMAN SHOCKLEY		—	
SENATOR JEFF ESSMANN	—		—
CHAIRMAN MURPHY	—		

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MONTANA STATE SENATE

ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 2/17/11 BILL NO. SB279 MOTION NO. 1

MOTION: Do Pass As Amended

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR GREG HINKLE	—		
SENATOR LYNDA MOSS		—	
SENATOR CHAS VINCENT	—		
SENATOR LARRY JENT	—		
SENATOR ANDERS BLEWETT		—	
SENATOR SHANNON AUGARE		—	
SENATOR CLIFF LARSEN		—	
SENATOR ROWLIE HUTTON	—		
SENATOR JIM PETERSON	—		
VICE CHAIRMAN SHOCKLEY	—		
SENATOR JEFF ESSMANN	—		—
CHAIRMAN MURPHY	—		

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AUTHORIZED SENATE COMMITTEE PROXY

I, Senator Jeff Essmann, request to be excused from the

JUDICIARY COMMITTEE

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

Sen. Hinkle

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
SB 337 amend	X	
SB 337 amend	X	
SB 337 Dotson's		
Amendment	X	
SB 336 Dotson's		X
SB 279 amend	X	
SB 279 Dotson's		
Amendment	X	

BILL/AMENDMENT	AYE	NO

Sen. *Jeff Essmann*
(Signature)

Date 2/17/11

MONTANA STATE SENATE

ROLL CALL

2011 JUDICIARY COMMITTEE

DATE: 2/17/11

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
CHAIRMAN, TERRY MURPHY	/	
VICE CHAIRMAN, JIM SHOCKLEY	//	
SENATOR JEFF ESSMANN		/
SENATOR SHANNON AUGARE	//	
SENATOR ANDERS BLEWETT	//	
SENATOR GREG HINKLE	/	
SENATOR ROWLIE HUTTON	/	
SENATOR LARRY JENT	/	
SENATOR CLIFF LARSEN	/	
SENATOR LYNDA MOSS	//	
SENATOR JIM PETERSON	//	
SENATOR CHAS VINCENT	/	

