

**BUSINESS REPORT**

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

**SENATE JUDICIARY COMMITTEE**

**Date:** Thursday, April 7, 2011

**Place:** Capitol

**Time:** 8:00 A.M.

**Room:** 303

**BILLS and RESOLUTIONS HEARD:**

HB 175 - Submit repeal of Montana Medical Marijuana Act to voters of Montana

HB 534 - Require proof of citizenship to receive state services

SB 193 - Revise laws related to medical marijuana

**EXECUTIVE ACTION TAKEN:**

SB 336-Tabled

HB 534-Tabled

HB 638-Be Concurred In As Amended

HB 492-Be Concurred In

HB 518-Be Concurred In

**Comments:**

  
\_\_\_\_\_  
SEN. Terry Murphy, Chair

**MONTANA STATE SENATE**  
**ROLL CALL**  
**2011 JUDICIARY COMMITTEE**

DATE: 4/7/11

<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	/	



**SENATE STANDING COMMITTEE REPORT**

**April 7, 2011  
Page 1 of 1**

Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 518** (third reading copy -- blue) **be concurred in.**

Signed:   
*Senator Terry Murphy, Chair*

To be carried by Senator Lynda Moss

- END -

**Committee Vote:**

**Yes 12, No 0**

Fiscal Note Required

HB0518001SC03870.sdr

OR

## BILL TABLED NOTICE

### SENATE JUDICIARY COMMITTEE

The **SENATE JUDICIARY COMMITTEE** TABLED  
**HB 534 - Require proof of citizenship to receive state services**  
**SB 336 - Generally revise medical marijuana laws to authorize PTSD for coverage**  
, by motion, on **Thursday, April 7, 2011**.

  
\_\_\_\_\_  
(For the Committee)

  
\_\_\_\_\_  
(For the Secretary of the Senate)

10:20 | 4/7/11  
(Time) (Date)

April 7, 2011

Pam Schindler, Secretary

Phone: 444-4891  
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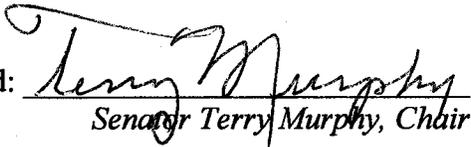
**SENATE STANDING COMMITTEE REPORT**

**April 7, 2011**

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Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 638** (third reading copy -- blue) **be concurred in as amended.**

Signed:   
Senator Terry Murphy, Chair

To be carried by Senator Jim Shockley

**And, that such amendments read:**

1. Page 1, line 13.

**Following:** "alien"

**Insert:** "and shall comply with the requirements of this section"

2. Page 1.

**Following:** line 20

**Insert:** "(5) A state agency shall execute any written agreement required by federal law to implement this section."

**Renumber:** subsequent subsection

3. Page 2.

**Following:** line 15

**Insert:** "COORDINATION SECTION. **Section 3. Coordination instruction.** If House Bill No. 534 is passed and approved, then [this act] is void."

**Renumber:** subsequent sections

**Committee Vote:**

**Yes 7, No 5**

Fiscal Note Required

HB0638001SC00415.sdr

*DR*



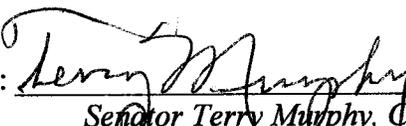
**SENATE STANDING COMMITTEE REPORT**

**April 7, 2011**

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Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 492** (third reading copy -- blue) **be concurred in.**

Signed:   
*Senator Terry Murphy, Chair*

To be carried by Senator Jim Shockley

- END -

**Committee Vote:**

**Yes 8, No 4**

Fiscal Note Required

HB0492001SC00415.sdr



# MONTANA STATE SENATE

## ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 4/7/11 BILL NO SB336 MOTION NO. 1

MOTION: table

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	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 4/7/11 BILL NO. HS34 MOTION NO. 1

MOTION: Be Concurred In

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		—	

5/7 (Rev: Table)

# MONTANA STATE SENATE

## ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 4/7/11 BILL NO HB 633 MOTION NO. 2  
 MOTION: amendments 638.02

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	—		

12/0

# MONTANA STATE SENATE

## ROLL CALL VOTE 2011 JUDICIARY COMMITTEE

DATE 4/7/11 BILL NO H 8638 MOTION NO. 3

MOTION: \_\_\_\_\_

*Be concerned on amendment*

*(Shockley)*

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	—		

*7/5*

# MONTANA STATE SENATE

## ROLL CALL VOTE

### 2011 JUDICIARY COMMITTEE

DATE 4/7/11 BILL NO HB 492 MOTION NO. 1

MOTION: Be Concurred In (Shockley)

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 4/7/11 BILL NO HBS19 MOTION NO. 1  
 MOTION: Be Concurred (Moss)

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	—		

12/0





# AUTHORIZED SENATE COMMITTEE PROXY

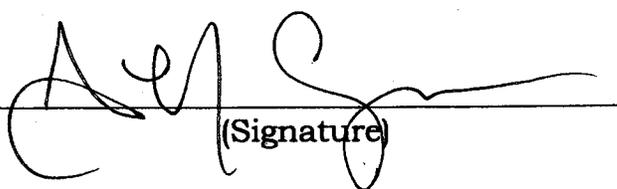
I, Senator Shannon Auguare, request to be excused from the  
**Judiciary COMMITTEE**  
due to my other commitment. I desire to leave my proxy vote with:

Sen. LARRY JENT / Sen. MASS

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
3/10/11 SB 135 - Dotless	X	
SB 167 - Dotless	X	
SB 167 - Table		X

BILL/AMENDMENT	AYE	NO
4/7/11		
SB 336 Table	X	
HB 534 Re Concurrence		X
HB 638 amend 638.03	X	
HB 638 Re Concurrence		
As Amended		X
HB 492 Re Concurrence		X
HB 518 Re Concurrence	X	
HB 534 Rev? Table		

Sen.  (Signature)

Date \_\_\_\_\_

(Sen Auguare)

# AUTHORIZED SENATE COMMITTEE PROXY

I, Senator Jim Peterson, request to be excused from the

## Judiciary COMMITTEE

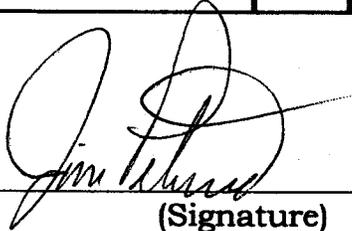
due to my other commitment. I desire to leave my proxy vote with:

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
4/2/11		
SB 336 Tabled	X	
HB 534 ReConc'd	X	
HB 638 amend 638.03	X	
HB 638 ReConc'd		
amend	X	
HB 492 ReConc'd	X	
HB 518 ReConc'd	X	
HB 534 Rev. Table		

BILL/AMENDMENT	AYE	NO

Sen.   
(Signature)

Date \_\_\_\_\_



## AUTHORIZED SENATE COMMITTEE PROXY

I, Senator Larry Jent, request to be excused from the  
**Judiciary COMMITTEE**  
due to my other commitment. I desire to leave my proxy vote with:

Sen. Mass

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
3/24/11		
HB 379 Belonging	x	
HB 379 Table	x	
HB 480 Belonging	x	
HS 14 Belonging (Rev: Table)		x
<del>HB 411 Belonging</del>		
SB 157 Table	x	
SB 170 Table	x	

BILL/AMENDMENT	AYE	NO
3/25/11		
SB 423 - amend		
P 3, 4, Sec 20, 22,		
24	x	
4/5/11		
HB 574 Belonging		x
HB 490 Belonging		x
4/7/11		
SB 336 Table		x

Sen. Larry Jent  
(Signature)

Date \_\_\_\_\_





