

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Krayton Kerns, on January 10, 2013 at 8:00 AM, in Room 137
Capitol

ROLL CALL

Members Present:

Rep. Krayton Kerns, Chair (R)
Rep. Gerald (Jerry) Bennett, Vice Chair (R)
Rep. Margaret (Margie) MacDonald, Vice Chair (D)
Rep. Virginia Court (D)
Rep. Alan Doane (R)
Rep. Jennifer Eck (D)
Rep. Clayton Fiscus (R)
Rep. Jenifer Gursky (D)
Rep. David Halvorson (R)
Rep. Ellie Boldman Hill (D)
Rep. Sarah Laszloffy (R)
Rep. Dennis R. Lenz (R)
Rep. Ryan Lynch (D)
Rep. Jerry O'Neil (R)
Rep. Carolyn Pease-Lopez (D)
Rep. Keith Regier (R)
Rep. Bridget Smith (D)
Rep. Kirk Wagoner (R)
Rep. Wendy Warburton (R)

Members Excused: Rep. Mark Blasdel (R)

Members Absent: None

Staff Present: Karen Armstrong, Committee Secretary
Helen Thigpen, Legislative Branch

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 42, 1/7/2013; HB 44, 1/7/2013; HB 132, 1/7/2013; HB 134,
1/7/2013

00:09:21 Chairman Kerns

HEARING ON HB 44

Opening Statement by Sponsor:

00:10:40 Rep. Steve Lavin (R), HD 8, opened the hearing on HB 44, Update criminal intelligence information section and advisory council.

Proponents' Testimony:

00:12:06 None

Opponents' Testimony:

None

Informational Testimony

00:12:39 Joe Wodnik, Department of Justice (DOJ)

Questions from Committee Members and Responses:

00:13:09 Rep. O'Neil
00:13:19 Rep. Lavin
00:13:26 Mr. Wodnick (DOJ)
00:14:30 Rep. O'Neil
00:14:42 Mr. Wodnik
00:14:51 Rep. O'Neil
00:14:55 Mr. Wodnik
00:15:00 Rep. O'Neil
00:15:21 Mr. Wodnik
00:15:35 Chairman Kerns
00:15:40 Rep. Hill
00:16:18 Mr. Wodnik
00:16:38 Chairman Kerns

Closing by Sponsor:

00:16:45 Rep. Lavin

00:17:30 Rep. Pease-Lopez exited.

HEARING ON HB 134

Opening Statement by Sponsor:

00:17:54 Rep. Steve Lavin (R), HD 8, opened the hearing on HB 134, Define certain investigators in state auditor's office as peace officers.

Proponents' Testimony:

00:20:29 Adam Schafer, Criminal Investigation Division, Commissioner of Securities and Insurance (CSI)

[EXHIBIT\(juh04a01\)](#)

[EXHIBIT\(juh04a02\)](#)

00:23:26 John Doran, Director of Strategy and Marketing, Legislative Affairs, Blue Cross
Blue Shield
00:24:06 Chairman Kerns

Opponents' Testimony:

00:24:25 Maureen Connor, Montana Association of Counties (MACo)
00:26:17 Chairman Kerns

Informational Testimony:

None

Questions from Committee Members and Responses:

00:26:31 Rep. Hill
00:27:19 Mr. Schafer, CSI
00:28:36 Chairman Kerns
00:28:37 Rep. Bennett
00:29:15 Mr. Schafer, CSI
00:30:16 Rep. O'Neil
00:30:34 Mr. Schafer, CSI
00:31:05 Rep O'Neil
00:31:16 Chairman Kerns
00:31:19 Rep. O'Neil
00:31:30 Mike Anderson, CSI
00:32:14 Chairman Kerns
00:32:16 Rep. MacDonald
00:32:31 Jesse Laslovich, Chief Legal Counsel, Commissioner of Securities and
Insurance (CSI)
00:32:59 Rep. MacDonald
00:33:55 Mr. Laslovich
00:35:22 Rep. Pease-Lopez returned
00:35:29 Rep. MacDonald
00:35:32 Chairman Kerns
00:35:35 Rep. Doane
00:35:40 Mr. Schafer, CSI
00:35:56 Chairman Kerns
00:35:58 Rep. Halvorson
00:36:54 Mr. Laslovich, CSI
00:38:38 Chairman Kerns

Closing by Sponsor:

00:38:46 Rep. Lavin

HEARING ON HB 132

Opening Statement by Sponsor:

00:39:35 Rep. Steve Lavin (R), HD 8, opened the hearing on HB 132, Revise Montana
highway patrol use of uniform, title.

Proponents' Testimony

00:41:49 Tom Butler, Major, Montana Highway Patrol, Association of Montana Troopers
(AMT)

EXHIBIT(juh04a03)

00:43:30 Chairman Kerns

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:43:52 Rep. Doane
00:43:58 Chairman Kerns
00:44:00 Rep. Doane
00:44:24 Mr. Butler, MHP
00:44:46 Chairman Kerns
00:44:48 Rep. Fiscus
00:45:08 Mr. Butler, MHP
00:45:43 Chairman Kerns
00:45:45 Rep. Hill
00:46:10 Mr. Butler, MHP
00:46:58 Chairman Kerns
00:47:00 Rep. Regier
00:47:23 Rep. Lavin
00:47:49 Chairman Kerns
00:47:52 Rep. Halvorson
00:48:12 Rep. Lavin

Closing by Sponsor:

00:48:37 Rep. Lavin

HEARING ON HB 42**Opening Statement by Sponsor:**

00:49:35 Rep. Keith Regier (R), HD 5, opened the hearing on HB 42, Revise laws related to destruction of property by minors.

Proponents' Testimony:

00:51:02 Don Nelson, self
00:52:49 Chairman Kerns
00:52:56 Larry Epstein, County Attorneys Association (CSA)
00:54:05 Chairman Kerns

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:54:24 Rep. Warburton
00:54:53 Rep. Regier

00:55:07 Chairman Kerns
00:55:18 Rep. Warburton
00:55:30 Mr. Epstein, CSA
00:56:29 Rep. Warburton
00:56:43 Mr. Epstein, CSA
00:57:25 Chairman Kerns
00:57:27 Rep. Gursky
00:58:07 Rep. Regier
00:58:14 Rep. Gursky
00:58:19 Rep. Regier
00:59:01 Chairman Kerns
00:59:04 Rep. Fiscus
00:59:31 Rep. Regier
01:00:32 Rep. Fiscus
01:00:49 Rep. Regier

Closing by Sponsor:

01:01:26 Rep. Regier

01:02:06 Chairman Kerns

ADJOURNMENT

Adjournment: 01:03:23

Karen Armstrong, Secretary

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Additional Documents:

EXHIBIT([juh04aad.pdf](#))