

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Terry Murphy, on January 9, 2013 at 9:00 AM, in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Terry Murphy, Chair (R)
Sen. Scott Sales, Vice Chair (R)
Sen. Shannon Augare (D)
Sen. Anders Blewett (D)
Sen. Scott Boulanger (R)
Sen. Robyn Driscoll (D)
Sen. Jennifer Fielder (R)
Sen. Cliff Larsen (D)
Sen. Chas Vincent (R)
Sen. Art Wittich (R)

Members Excused:

Sen. John Brenden (R)
Sen. Larry Jent (D)

Members Absent: None

Staff Present: Julianne Burkhardt, 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: SB 37, 1/2/2013; SB 53, 1/2/2013

HEARING ON SB 53

Opening Statement by Sponsor:

00:07:23 Sen. Robyn Driscoll (D), SD 26, opened the hearing on SB 53, Revise penalties for certain misdemeanor offenses.

Proponents' Testimony:

00:08:49 Fritz Gillespie, Chairman, Public Defender Commission

00:11:39 Scott Crichton, Executive Director, American Civil Liberties Union (ACLU)

[EXHIBIT\(jus03a01\)](#)

[EXHIBIT\(jus03a02\)](#)

[EXHIBIT\(jus03a03\)](#)

Opponents' Testimony:

00:20:23 Mark Murphy, Montana County Attorneys Association (MCAA)

Informational Testimony:

None

Questions from Committee Members and Responses:

00:25:42 Sen. Wittich

00:26:19 Mr. Murphy

00:28:22 Sen. Vincent

00:28:59 Sen. Driscoll

00:30:08 Sen. Blewett

00:30:37 Mr. Murphy

00:34:45 Sen. Wittich

00:35:31 Mr. Gillespie

Closing by Sponsor:

00:35:53 Sen. Driscoll

(Vice-Chairman, Sen. Scott Sales, assumed Chairman's role)

HEARING ON SB 37

Opening Statement by Sponsor:

00:37:13 Sen. Terry Murphy (R), SD 39, opened the hearing on SB 37, Declaring conceal weapon permit app. info as confidential criminal justice info.

Proponents' Testimony:

00:43:12 Doug Nulle, Montana Shooting Sports Association (MSSA)

[EXHIBIT\(jus03a04\)](#)

00:46:43 Jim Smith, Montana Sheriffs and Peace Officers Association (MSPOA)

[EXHIBIT\(jus03a05\)](#)

00:49:35 Brian Judy, Montana State Liaison, National Rifle Association (NRA)

00:53:32 John Barrows, Montana Newspaper Association (MNA)

00:56:55 Jane Hamman, self

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

None

Closing by Sponsor:

00:59:45 Sen. Murphy

(Sen. Murphy resumes Chairman's role)

Organizational Meeting for Committee Members

01:02:00 Julianne Burkhardt, Legislative Services Division (LSD)

[EXHIBIT\(jus03a06\)](#)

[EXHIBIT\(jus03a07\)](#)

01:06:34 Sen. Augare

01:06:59 Sen. Murphy

01:07:53 Ms. Burkhardt

01:09:08 Sen. Murphy

01:09:12 Sen. Augare

01:09:28 Ms. Burkhardt

01:09:56 Sen. Murphy

01:12:31 Ms. Burkhardt

01:12:37 Sen. Larsen

01:13:08 Sen. Murphy

ADJOURNMENT

Adjournment: 9:14 A.M.

Pam Schindler, Secretary

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Additional Exhibits:

EXHIBIT(jus03a08) U.S. Chamber Institute for Legal Reform, received via USPS for committee members

Additional Documents:

EXHIBIT(jus03aad.pdf)