

## MINUTES

### MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chair Terry Murphy, on January 15, 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. Larry Jent (D)  
Sen. Cliff Larsen (D)  
Sen. Chas Vincent (R)

**Members Excused:** Sen. John Brenden (R)  
Sen. Art Wittich (R)

**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 97, 1/10/2013; SB 98, 1/10/2013

Executive Action: SB 53-Do Pass As Amended, SB 8-Do Pass As Amended,  
SB 50-Do Pass, SB 71-Do Pass, SB-97-Tabled, SB 98-Tabled

00:13:02 Julianne Burkhardt, Legislative Services Division (LSD)

**HEARING ON SB 98**

**Opening Statement by Sponsor:**

00:16:26 Sen. Jason Priest (R), SD 30, opened the hearing on SB 98, Revise redistricting laws to reduce the number of House and Senate seats.

00:20:51 Sen. Murphy

**Proponents' Testimony:** None

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:21:44 Sen. Larsen

00:22:12 Sen. Priest

00:26:16 Sen. Sales

00:26:32 Sen. Priest

00:27:09 Sen. Augare

00:28:14 Sen. Priest

**Closing by Sponsor:**

00:29:01 Sen. Priest

**HEARING ON SB 97**

**Opening Statement by Sponsor:**

00:29:16 Sen. Jason Priest (R), SD 30, opened the hearing on SB 97, Revise redistricting laws to reduce the number of House and Senate seats.

**Proponents' Testimony:** None

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:30:24 Sen. Blewett

00:30:46 Sen. Priest

**Closing by Sponsor:**

00:32:13 Sen. Priest

**EXECUTIVE ACTION ON SB 53**

00:33:56 **Motion:** Sen. Driscoll moved that **SB 53 DO PASS.**

00:34:17 **Motion:** Sen. Driscoll moved that **SB 53 BE AMENDED.**  
[EXHIBIT\(jus07a01\)](#)

00:35:58 **Vote:** Motion carried 11-0 by voice vote. Sen. Brenden was excused. Sen. Wittich voted by proxy.

00:36:14 **Motion:** Sen. Driscoll moved that **SB 53 DO PASS AS AMENDED.**  
[EXHIBIT\(jus07a02\)](#)

**Discussion:**

00:37:49 Sen. Blewett

00:40:46 Sen. Jent

00:42:58 Sen. Driscoll

[EXHIBIT\(jus07a03\)](#)

00:43:23 Sen. Sales

00:43:42 Sen. Driscoll

00:44:16 **Vote:** Motion carried unanimously by roll call vote. Sen. Brenden was excused. Sen. Wittich voted by proxy.

**EXECUTIVE ACTION ON SB 8**

00:46:01 **Motion:** Sen. Murphy moved that **SB 8 DO PASS.**

00:46:17 **Motion:** Sen. Driscoll moved that **SB 8 BE AMENDED.**  
[EXHIBIT\(jus07a04\)](#)

**Discussion:**

00:46:56 Sen. Murphy

00:47:04 **Vote:** Motion carried 10-1 by voice vote with Sen. Sales voting no. Sen. Brenden was excused. Sen. Wittich voted by proxy.

00:47:33 **Motion/Vote:** Sen. Murphy moved that **SB 8 DO PASS AS AMENDED.** Motion carried 11-0 by roll call vote. Sen. Brenden was excused. Sen. Wittich voted by proxy.

**EXECUTIVE ACTION ON SB 97**

00:49:10 **Motion:** Sen. Sales moved that **SB 97 DO PASS.**

**Discussion:**

00:49:19 Sen. Blewett

00:50:32 Sen. Sales

00:52:21 Sen. Larsen

00:53:15 Sen. Jent

**EXHIBIT(jus07a05)**

00:56:30 Sen. Fielder

00:57:09 **Vote:** Motion failed 5-6 by roll call vote with Sen. Boulanger, Sen. Fielder, Sen. Sales, Sen. Vincent and Sen. Wittich voting aye. Sen. Brenden was excused. Sen. Wittich voted by proxy.

00:58:18 **Motion:** Sen. Augare made a substitute motion that **SB 97 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON SB 98**

00:58:44 **Motion/Vote:** Sen. Sales moved that **SB 98 BE TABLED.** Motion carried 11-0 by voice vote. Sen. Brenden was excused. Sen. Wittich voted by proxy.

**EXECUTIVE ACTION ON SB 50**

00:59:29 **Motion/Vote:** Sen. Augare moved that **SB 50 DO PASS.** Motion carried 11-0 by voice vote. Sen. Brenden was excused. Sen. Wittich voted by proxy.

**EXECUTIVE ACTION ON SB 71**

01:00:46 **Motion/Vote:** Sen. Augare moved that **SB 71 DO PASS.** Motion carried 11-0 by voice vote. Sen. Brenden was excused. Sen. Wittich voted by proxy.

01:01:25 Sen. Murphy

**ADJOURNMENT**

Adjournment: 9:50 A.M.

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Pam Schindler, Secretary

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Additional Documents:

**EXHIBIT([jus07aad.pdf](#))**