

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Terry Murphy, on January 23, 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)
Sen. Art Wittich (R)

Members Excused: Sen. John Brenden (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: SJ 5, 1/9/2013, SB 145, 1/17/13

Executive Action: SB 134-Do Pass, SB 21-Do Pass As Amended

HEARING ON SB 145**Opening Statement by Sponsor:**

00:30:24 Sen. Frederick (Eric) Moore (R), SD 20, opened the hearing on SB 145, Require all information on a concealed weapon permit application confidential.

Proponents' Testimony:

00:33:12 Doug Nulle, Montana Shooting Sports Association (MSSA)
[EXHIBIT\(jus14a01\)](#)

00:36:13 Greg Chilcott, Montana Association of Counties (MACo), Ravalli County
Commissioner

00:36:53 Susan Getz, self

00:37:13 Edward Regan, self

00:37:22 Ron Stoltz, Ravalli County Commissioner

00:37:36 Roger Nummerdor, self

00:38:14 Shirley Herrin, self

00:38:24 Jim Smith, Montana Sheriffs and Peace Officers Association (MSPOA)

00:39:46 Clarence Getz, self

00:40:01 Myrna Summers, self

Opponents' Testimony:

00:40:29 John Barrows, Montana Newspaper Association (MNA)
[EXHIBIT\(jus14a02\)](#)

00:44:17 Jan Anderson, Editor, Boulder Monitor Newspaper (BMN)

Informational Testimony: None

Questions from Committee Members and Responses:

00:48:42 Sen. Fielder

00:49:12 Mr. Barrows, MNA

00:50:25 Sen. Wittich

00:51:21 Mr. Barrows

00:54:28 Sen. Wittich

00:55:15 Ms. Anderson, BMN

00:55:54 Sen. Larsen

00:56:20 Sen. Moore

00:57:04 Sen. Vincent

00:57:47 Ms. Anderson

00:59:45 Sen. Vincent

00:59:58 Sen. Augare

01:00:16 Sen. Fielder
01:00:45 Mr. Smith, MSPOA
01:03:35 Sen. Larsen
01:03:56 Mr. Smith

Closing by Sponsor:

01:05:36 Sen. Moore

HEARING ON SJ 5

Opening Statement by Sponsor:

01:07:54 Sen. Art Wittich (R), SD 35, opened the hearing on SJ 5, Urge Congress to support Constitutional Amendment on national debt.

Proponents' Testimony:

01:11:22 Sen. Curtis Olafson, National Debt Relief Amendment (NDRA), former North Dakota State Senator

[EXHIBIT\(jus14a03\)](#)

01:21:13 Robert Sanders, self
01:24:28 Eric Brosten, Space Age Freedom Fighters (SAFF)

Opponents' Testimony:

01:26:11 Edward Regan, self
[EXHIBIT\(jus14a04\)](#)

01:30:35 Clarence Getz, self
01:32:35 Michael Boyle, self
[EXHIBIT\(jus14a05\)](#)
[EXHIBIT\(jus14a06\)](#)

01:37:53 Susan Getz, self
[EXHIBIT\(jus14a07\)](#)

01:39:05 Tom Tuck, self
[EXHIBIT\(jus14a08\)](#)

01:42:59 Shirley Herrin, self
[EXHIBIT\(jus14a09\)](#)
[EXHIBIT\(jus14a10\)](#)
[EXHIBIT\(jus14a11\)](#)

01:45:41 Roger Nummendor, self
01:49:12 Myrna Summers, self

01:50:08 Robert Brown, self

[EXHIBIT\(jus14a12\)](#)

[EXHIBIT\(jus14a13\)](#)

02:02:28 Eve Brown, self

Informational Testimony: None

Questions from Committee Members and Responses:

02:05:51 Sen. Jent
02:07:01 Sen. Olafson, NDRA
02:10:10 Sen. Sales
02:11:30 Sen. Olafson
02:14:57 Sen. Blewett
02:15:21 Sen. Olafson
02:15:41 Sen. Fielder
02:16:01 Sen. Olafson
02:16:57 Sen. Fielder
02:17:20 Sen. Wittich
02:20:57 Sen. Fielder
02:21:29 Mr. Brown
02:24:45 Sen. Fielder
02:25:06 Sen. Olafson

Closing by Sponsor:

02:28:54 Sen. Wittich

02:35:16 Recess

02:42:41 Reconvened

EXECUTIVE ACTION ON SB 134

02:43:08 **Motion:** Sen. Sales moved that **SB 134 DO PASS.**

02:43:20 **Motion:** Sen. Vincent moved that **SB 134 BE AMENDED.**

[EXHIBIT\(jus14a14\)](#)

Discussion:

02:44:52 Sen. Driscoll

02:45:34 Sen. Larsen

[EXHIBIT\(jus14a15\)](#)

[EXHIBIT\(jus14a16\)](#)

02:46:27 Sen. Driscoll
02:47:14 Sen. Augare
02:47:34 Julianne Burkhardt, Legislative Services Division (LSD)

02:49:28 Sen. Vincent **WITHDREW MOTION SB 134 BE AMENDED.**

02:50:37 **Vote:** Motion carried unanimously by roll call vote. Sen. Brenden voted by proxy.

EXECUTIVE ACTION ON SB 21

02:53:17 **Motion:** Sen. Jent moved that **SB 21 DO PASS.**

02:53:43 **Motion/Vote:** Sen. Jent moved that **SB 21 BE AMENDED.** Motion carried unanimously by roll call vote. Sen. Brenden voted by proxy.

EXHIBIT(jus14a17)

02:55:56 **Motion:** Sen. Jent moved that **SB 21 DO PASS AS AMENDED.**

Discussion:

02:56:04 Sen. Fielder
02:56:25 Ms. Burkhardt (LSD)
02:57:23 Sen. Wittich
02:58:00 Sen. Jent

02:58:01 **Vote:** Motion carried unanimously by roll call vote. Sen. Brenden voted by proxy.

ADJOURNMENT

Adjournment: 11:30 A.M.

Pam Schindler, Secretary

ps

Additional Documents:

EXHIBIT([jus14aad.pdf](#))