

## MINUTES

### MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chair Terry Murphy, on January 31, 2013 at 9:00 AM, in Room 303 Capitol

#### ROLL CALL

**Members Present:**

Sen. Terry Murphy, 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. Art Wittich (R)

**Members Excused:** Sen. Scott Sales, Vice Chair (R), Sen. John Brenden (R), Sen. Chas Vincent (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 194, 1/21/2013; SB 186, 1/21/2013

**HEARING ON SB 186****Opening Statement by Sponsor:**

00:18:04 Sen. Bradley Hamlett (D), SD 10, opened the hearing on SB 186, Provide for a primary seat belt law.

**Proponents' Testimony:**

00:22:25 Roger Hagan, self, HD 19

00:24:31 Mike Tooley, Director, Montana Department of Transportation (MDT),  
Representative for Highway Safety for Gov. Bullock

00:27:34 Art Collins, Patrolman, Montana Highway Patrol (MHP), Association Montana  
Troopers (AMT)

00:30:14 Fran Penner-Ray, self

[EXHIBIT\(jus21a01\)](#)

00:34:09 Jim Smith, Montana Sheriffs and Peace Officers Association (MSPOA)

00:35:56 Brian Inman, Patrolman, Montana Highway Patrol (MHP), Association of  
Montana Troopers (AMT)

00:38:41 Rebecca Sturdevant, Mothers Against Drunk Driving (MADD), Montana Common  
Sense Coalition (MCSC)

00:41:41 Janet Bierer, self

00:46:49 Todd Harwell, Chief, Public Health and Safety Division, Department of Public  
Health and Human Services (DPHHS), State of Montana

[EXHIBIT\(jus21a02\)](#)

00:49:22 Aimee Grmoljez, Billings Clinic

[EXHIBIT\(jus21a03\)](#)

[EXHIBIT\(jus21a04\)](#)

00:52:43 Ed Bartlett, City of Billings, Montana Chamber of Commerce (MCC)

00:53:24 Erin McGowan-Fincham, Association of Public Health Officials (APHO), Montana  
Public Health Associations (MPHA)

00:55:15 Tom Ebzery, Sisters of Charity Leavenworth Hospital Systems (SCLHS)

00:56:30 John Flink, Montana Hospital Association (MHA)

00:57:11 Jessie Luther, Montana Contractors Association (MCA), Montana Municipal  
Interlocal Authority (MMIA)

**Opponents' Testimony:**

00:58:05 Becky Stockton, self

[EXHIBIT\(jus21a05\)](#)

[EXHIBIT\(jus21a06\)](#)

[EXHIBIT\(jus21a07\)](#)

01:04:07 Roger Nummerdor, self

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

01:07:44 Sen. Hamlett

**HEARING ON SB 194**

**Opening Statement by Sponsor:**

01:10:31 Sen. Anders Blewett (D), SD 11, opened the hearing on SB 194, Restrict the use of strip and body cavity searches.

**Proponents' Testimony:**

01:15:50 Niki Zupanic, Public Policy Director, American Civil Liberties Union (ACLU)  
[EXHIBIT\(jus21a08\)](#)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:22:48 Sen. Augare  
01:23:03 Ms. Zupanic, ACLU

**Closing by Sponsor:**

01:26:28 Sen. Blewett

ADJOURNMENT

Adjournment: 10:12 A.M.

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Pam Schindler, Secretary

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Additional Documents:

**EXHIBIT([jus21aad.pdf](#))**