

## MINUTES

### MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chair Terry Murphy, on February 11, 2013 at 10:00 A.M., 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. Art Wittich (R)

**Members Excused:** Sen. John Brenden (R) Sen. Larry Jent (D) Sen. Chas Vincent (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 220, 2/4/2013

**HEARING ON SB 220****Opening Statement by Sponsor:**

00:32:16 Sen. Dick Barrett (D), SD 47, opened the hearing on SB 220, Establish guidelines and immunities for physicians who provide end of life care.

**Proponents' Testimony:**

00:45:30 Rep. David (doc) Moore (R), HD 91, Missoula, Montana

00:48:19 Ron Waterman, self, Attorney, Helena, Montana

[EXHIBIT\(jus30a01\)](#)

00:52:46 Doris Fischer, self, Sheridan, Montana

[EXHIBIT\(jus30a02\)](#)

00:56:28 Kenneth Eden, M.D., self, Helena, Montana

[EXHIBIT\(jus30a03\)](#)

00:59:25 Tom Heyes, self

[EXHIBIT\(jus30a04\)](#)

01:00:29 John Wilkinson, self, Executive Director, Montana Chapter-National Association of Social Workers (NASW)

01:01:38 Niki Zupanic, American Civil Liberties Union (ACLU)

01:03:10 Karen Nelson, self, Hospice Nurse

01:05:06 Robert Zimorino, self, Missoula, Montana

01:07:36 Jerrold Johnson, M.D., self

[EXHIBIT\(jus30a05\)](#)

01:10:21 Dustin Hankinson, self

01:12:27 Jane Hamman, self, Helena, Montana

01:13:04 Bob Balhiser, self, Helena, Montana

[EXHIBIT\(jus30a06\)](#)

01:14:29 Mignon Waterman, self, former Montana State Senator, Helena, Montana

01:16:24 Brian McCullough, self

01:17:42 Sharon Patton-Griffin, self, Great Falls, Montana

01:23:47 Mary Douglass, self, Registered Nurse, Helena, Montana

01:26:04 Theresa Martinosky, self, Missoula, Montana

01:29:53 Thorne Silverberg, self, Registered Nurse, Helena, Montana

01:30:18 Jane Mueller, self, Townsend, Montana

01:30:27 Bob Errichello, self, Townsend, Montana

**Opponents' Testimony:**

01:31:05 Bradley Williams, self, President, Montanans Against Assisted Suicide (MAAS)

[EXHIBIT\(jus30a07\)](#)

[EXHIBIT\(jus30a08\)](#)

[EXHIBIT\(jus30a09\)](#)

01:35:26 Margaret Dore, self, Attorney

[EXHIBIT\(jus30a10\)](#)

01:47:13 Jim Shockley, self, former Montana State Senator, Victor, Montana

01:52:07 Annie Bukacek, M.D., self, Libby, Montana (see Exhibit #9)

01:54:42 Terry Forke, self, President, Montana District-Lutheran Church/Missouri Synod,  
Pastor, Trinity Lutheran Church, Harlowton, Montana

[EXHIBIT\(jus30a11\)](#)

01:57:19 Greg Trude, State Director, Right to Life of Montana (RTL/MT)

02:00:32 Philip Tummarello, self, Stevensville, Montana

[EXHIBIT\(jus30a12\)](#)

02:05:34 Jeff Laszloffy, President, Montana Family Foundation, Laurel, Montana, also for  
Stan Seagraves, M.D., Missoula, Montana

[EXHIBIT\(jus30a13\)](#)

[EXHIBIT\(jus30a14\)](#)

02:11:01 Rep. David Halvorson (R), HD 37, Sidney, Montana

02:15:00 Berniece Stulc, self, Belgrade, Montana

[EXHIBIT\(jus30a15\)](#)

02:15:33 Jerry Jacobson, self, Glasgow, Montana

[EXHIBIT\(jus30a16\)](#)

02:15:46 Cort Freeman, self

[EXHIBIT\(jus30a17\)](#)

02:16:22 Christina Hayden, self, Butte, Montana

[EXHIBIT\(jus30a18\)](#)

02:16:32 Dr. David Hafer, self

[EXHIBIT\(jus30a19\)](#)

02:17:17 Zel Brooks, self

[EXHIBIT\(jus30a20\)](#)

02:17:47 Tom Stockton, self

02:17:55 Derek Skees, self

02:18:04 Ted Friesen, self, Big Fork, Montana

[EXHIBIT\(jus30a21\)](#)

02:18:18 Dan O'Neill, self

02:18:37 John Meyer, self

[EXHIBIT\(jus30a22\)](#)

02:18:53 Mike Cox, St. Patrick Hospital, Missoula, Montana

02:19:10 Mellda Freeman, self

02:19:21 Becky Stockton, self, Helena, Montana

02:19:30 Roxie Nistler, self, Helena, Montana

[EXHIBIT\(jus30a23\)](#)

02:19:49 Margi McCaffey, self, Butte, Montana

[EXHIBIT\(jus30a24\)](#)

02:20:04 Robin Treptow, Ph.D, self, Great Falls, Montana

02:20:15 Ronalee Skees, self, Kalispell, Montana

02:20:32 Moe Wosepka, Director, Montana Catholic Conference (MCC)

[EXHIBIT\(jus30a25\)](#)

02:20:54 Garnett Rope, self, Vaughn, Montana

[EXHIBIT\(jus30a26\)](#)

02:21:16 Judy Tankink, self, Great Falls, Montana

[EXHIBIT\(jus30a27\)](#)

02:21:39 Barbara Going, self, Great Falls, Montana

[EXHIBIT\(jus30a28\)](#)

02:22:02 Mary McCracken, self

02:22:15 Paul Gorsuch, M.D., self, Neurosurgeon, Great Falls, Montana

02:22:27 Bobbie Hafer, self, Dayton, Montana

[EXHIBIT\(jus30a29\)](#)

02:22:44 Sen. Verdell Jackson (R), SD 5, Kalispell, Montana

02:22:55 Eric Stinnett, Reverend, St. Paul Lutheran Church

02:23:10 Craig Treptow, M.D., self, Great Falls, Montana

[EXHIBIT\(jus30a30\)](#)

02:16:45 Michael Foster, St. Patrick Hospital (SPH), Providence Health and Services (PHS)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

02:23:49 Sen. Blewett

02:27:18 Ms. Dore, self

**Closing by Sponsor:**

02:28:15 Sen. Barrett

**ADJOURNMENT**

Adjournment: 12:01 P.M.

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Pam Schindler, Secretary

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**Additional Documents**

Additional Documents:

**EXHIBIT([jus30aad.pdf](#))**