

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON JUDICIARY

Call to Order: By CHAIRMAN BOB CLARK, on January 31, 1997, at 8:00 AM, in Room 312-1.

ROLL CALL

Members Present:

Rep. Bob Clark, Chairman (R)
Rep. Daniel W. McGee, Vice Chairman (Majority) (R)
Rep. Diana E. Wyatt, Vice Chairman (Minority) (D)
Rep. Chris Ahner (R)
Rep. Shiell W. Anderson (R)
Rep. Ellen Bergman (R)
Rep. William E. Boharski (R)
Rep. Aubyn A. Curtiss (R)
Rep. Jon Ellingson (D)
Rep. Duane Grimes (R)
Rep. H.S. "Sonny" Hanson (R)
Rep. Joan Hurdle (D)
Rep. Deb Kottel (D)
Rep. Linda McCulloch (D)
Rep. Brad Molnar (R)
Rep. Gerald Pease (D)
Rep. Diane Sands (D)
Rep. Liz Smith (R)
Rep. Loren L. Soft (R)
Rep. Bill Tash (R)

Staff Present: John MacMaster, Legislative Services Division
Joanne Gunderson, Committee Secretary

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 276 & HB 268 - POSTED
1/21/97; HB 343 - POSTED
1/27/97

HEARING ON HB 276

Opening Statement by Sponsor: REP. DEB KOTTEL
{Tape: 1; Side: A; Approx. Time Count: 0.1}

Proponents' Testimony:

LYNETTE LEE
{Tape: 1; Side: A; Approx. Time Count: 8.6}

EXHIBIT 1

ROBERT LEE

{Tape: 1; Side: A; Approx. Time Count: 15.8}

Questions From Committee Members and Responses:

{Tape: 1; Side: A; Approx. Time Count: 19.5-Tape 1; Side B; 3.5}

Proponents' Testimony:

CHARLES ROBINSON

{Tape: 1; Side: B; Approx. Time Count: 3.6; Comments: Due to the late arrival because of the distance traveled, this witness was allowed to testify following questions by the committee.}

Closing by Sponsor: REP. KOTTEL

{Tape: 1; Side: B; Approx. Time Count: 10.1}

HEARING ON HB 268

Opening Statement by Sponsor: REP. DEB KOTTEL

{Tape: 1; Side: B; Approx. Time Count: 14.2}

Opponents' Testimony:

SCOTT CRICHTON, ACLU

{Tape: 1; Side: B; Approx. Time Count: 22.0}

Informational Testimony:

SHARON HOFF, Montana Catholic Conference

{Tape: 1; Side: B; Approx. Time Count: 28.6}

ARLETTE RANDASH, Eagle Forum

{Tape: 1; Side: B; Approx. Time Count: 30.7}

Opponents' Testimony:

RUSSELL HILL

{Tape: 1; Side: B; Approx. Time Count: 34.2}

Informational Testimony:

NORMA JEAN BOLES, Department of Corrections

{Tape: 1; Side: B; Approx. Time Count: 36.0}

EXHIBIT 2

SANDY HEATON, Montana State Prison

{Tape: 1; Side: B; Approx. Time Count: 40.6}

Questions From Committee Members and Responses:

{Tape: 2; Side: A; Approx. Time Count: 6.7 - 33.6}

Closing by Sponsor: REP. KOTTEL

{Tape: 2; Side: A; Approx. Time Count: 33.7}

HEARING ON HB 343

Opening Statement by Sponsor: REP. DUANE GRIMES EXHIBITS 3 & 4
{Tape: 2; Side: A; Approx. Time Count: 40.4 - Tape 2; Side B; 6.3}

Proponents' Testimony:

JUDY WANG, Missoula City Attorney EXHIBIT 5
{Tape: 2; Side: B; Approx. Time Count: 6.4}

FRED UNMACK, Dawson County Attorney's Office
{Tape: 2; Side: B; Approx. Time Count: 15.5}

BETH BAKER, Department of Justice EXHIBIT 6
{Tape: 2; Side: B; Approx. Time Count: 16.3}

ROBERT HEINLE, Missoula Police EXHIBIT 7
{Tape: 2; Side: B; Approx. Time Count: 18.4}

KELLY SLATTERY-SEWELL, YWCA EXHIBITS 8, 8A
{Tape: 2; Side: B; Approx. Time Count: 20.9}

KAREN ORZECH, Crime Victim Advocate EXHIBIT 9
{Tape: 2; Side: B; Approx. Time Count: 23.3}

KATHY SEWELL, Montana Coalition EXHIBIT 10
{Tape: 2; Side: B; Approx. Time Count: 26.6; Comments: Exhibit 10
is a letter read by this witness on behalf of by Janet Cahill.}

MATTHEW DALE, Director, Friendship Center EXHIBIT 11
{Tape: 2; Side: B; Approx. Time Count: 29.1}

MOLLY COGSWELL-KELLEY, YWCA
{Tape: 2; Side: B; Approx. Time Count: 31.8}

KATE CHOLEWA, Montana Women's Lobby
{Tape: 2; Side: B; Approx. Time Count: 32.4}

FRED UNMACK, Montana County Attorney's Association
{Tape: 2; Side: B; Approx. Time Count: 32.6; Comments: Fred
Unmack spoke on behalf of John Connor in support of HB 343.}

DIANE KEEFAUVER COLLIER, Missoula City Attorney, Women's Caucus
{Tape: 2; Side: B; Approx. Time Count: 33.0}

Informational Testimony:

REP. BRAD MOLNAR
{Tape: 2; Side: B; Approx. Time Count: 34.0}

Questions From Committee Members and Responses:
{Tape: 2; Side: B; Approx. Time Count: 37.8-Tape 3; Side A; 29.6}

Closing by Sponsor: REP. GRIMES

{Tape: 3; Side: A; Approx. Time Count: 29.7}

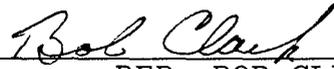
EXHIBIT 12

{Comments: Exhibit 12 was given to the committee following the hearing.}

Motion/Vote: REP. MC GEE moved to adjourn. The motion carried by unanimous voice vote.

ADJOURNMENT

Adjournment: The meeting was adjourned at 11:35 AM.



REP. BOB CLARK, Chairman



JOANNE GUNDERSON, Secretary

BC/jg