

MINUTES

MONTANA HOUSE OF REPRESENTATIVES  
55th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: By CHAIRMAN CLARK, on February 3, 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. 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)

**Members Absent:** Rep. H.S. "Sonny" Hanson (R)

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

**Committee Business Summary:**

Hearing(s) & Date(s) Posted: HB 251 POSTED 1/22/97  
HB 264 POSTED 1/28/97

HEARING ON HB 251

Opening Statement by Sponsor: REP. DON HOLLAND

*{Tape: 1; Side: A; Approx. Time Count: 1.9; Comments: This set of minutes is recorded on 90-minute tapes.}*

Proponents' Testimony:

GORDON MORRIS, MACO

{Tape: 1; Side: A; Approx. Time Count: 5.2}

GARY FJELSTAD, Rosebud County Commissioner

{Tape: 1; Side: A; Approx. Time Count: 6.9}

Questions From Committee Members and Responses:

{Tape: 1; Side: A; Approx. Time Count: 8.0 - 12.4}

Closing by Sponsor: REP. HOLLAND

{Tape: 1; Side: A; Approx. Time Count: 12.5}

HEARING ON HB 264

Opening Statement by Sponsor: REP. BRAD MOLNAR

{Tape: 1; Side: A; Approx. Time Count: 13.8}

Proponents' Testimony:

WAYNE BUCHANAN, Board of Public Education

{Tape: 1; Side: A; Approx. Time Count: 16.2}

AL MC MILIN, Superintendent of Laurel Schools

{Tape: 1; Side: A; Approx. Time Count: 17.1}

FRED ANDERSON, PhD, Miles City Schools

{Tape: 1; Side: A; Approx. Time Count: 23.6}

EXHIBIT 1

JANICE HENDERSON, Juvenile Justice Commission

{Tape: 1; Side: A; Approx. Time Count: 29.2}

DWAIN LAVINDER, Harlem Schools

{Tape: 1; Side: A; Approx. Time Count: 30.9}

EXHIBIT 2

MIKE MIKOTA, Harlem Schools

{Tape: 1; Side: A; Approx. Time Count: 40.3 - Tape 1; Side B; 5.8}

NEIL CHRISTENSEN, Helena High School

{Tape: 1; Side: B; Approx. Time Count: 5.9; Comments: This witness did not sign in.}

Opponents' Testimony:

MARY ELLERD, Montana Juvenile Probation Officers' Association

{Tape: 1; Side: B; Approx. Time Count: 10.0}

BOB RUNKEL, Office of Public Instruction

{Tape: 1; Side: B; Approx. Time Count: 12.5}

EXHIBIT 3

CANDY WIMMER, Montana Board of Crime Control

{Tape: 1; Side: B; Approx. Time Count: 13.9}

Questions From Committee Members and Responses:

{Tape: 1; Side: B; Approx. Time Count: 16.8 - Tape 2; Side A;  
28.1}

Closing by Sponsor: REP. MOLNAR

{Tape: 1; Side: B  
b; Approx. Time Count: 28.2}

Motion: REP. LINDA MC CULLOCH moved to adjourn. The motion  
carried by unanimous vote.

ADJOURNMENT

**Adjournment:** The meeting was adjourned at 12 Noon.

*Bob Clark*

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REP. BOB CLARK, Chairman

*Joanne Gunderson*

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JOANNE GUNDERSON, Secretary

BC/jg