

MINUTES

MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: By CHAIRMAN BOB CLARK, on March 5, 1997, at 8 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: SB 44, SB 79, SB 54, SB 212

HEARING ON SB 44

Opening Statement by Sponsor: SEN. RIC HOLDEN

{Tape: 1; Side: A; Approx. Time Count: 1.0}

Proponents' Testimony:

ROGER MC GLENN, IIAM

{Tape: 1; Side: A; Approx. Time Count: 8.6; Comments: This proponent was not listed with the Commissioner of Political Practices nor was "IIAM" identifiable.}

ROBERT PHILLIPS, SAFECO Insurance Company

{Tape: 1; Side: A; Approx. Time Count: 10.7}

JACQUELINE LENMARK, American Insurance Association EXHIBIT 1
{Tape: 1; Side: A; Approx. Time Count: 17.2}

WARD SHANNAHAN, Farmers Insurance Group of Companies
{Tape: 1; Side: A; Approx. Time Count: 18.7}

LARRY AKEY, NAII
{Tape: 1; Side: A; Approx. Time Count: 18.9; Comments: This
proponent was not listed with the Commissioner of Political
Practices nor was "NAII" identifiable.}

RON ASHABRANER, State Farm Insurance Companies EXHIBIT 2
{Tape: 1; Side: A; Approx. Time Count: 19.4}

LORNA FRANK-KARN, Montana Farm Bureau
{Tape: 1; Side: A; Approx. Time Count: 21.4}

DWIGHT EASTON, Farmers Insurance Group of Companies
{Tape: 1; Side: A; Approx. Time Count: 22.7}

Opponents' Testimony:

JOHN MORRISON EXHIBITS 3 and 4
{Tape: 1; Side: A; Approx. Time Count: 23.9; Comments: This
witness did not sign in.}

RUSSELL HILL, Montana Trial Lawyers Association (MTLA) EXHIBIT 5
{Tape: 1; Side: A; Approx. Time Count: 33.4}

GENE JANUSSI, MTLA
{Tape: 1; Side: A; Approx. Time Count: 38.6}

Questions From Committee Members and Responses:

{Tape: 1; Side: A; Approx. Time Count: 40.5-Tape 1; Side B; 26.6;
Comments: REP. MC GEE assumed the chair.}

Closing by Sponsor: SEN. HOLDEN
{Tape: 1; Side: B; Approx. Time Count: 26.7}

HEARING ON SB 79

Opening Statement by Sponsor: SEN. CHRIS CHRISTIAENS
{Tape: 1; Side: B; Approx. Time Count: 30.3}

Proponents' Testimony:

CLYDE DAILEY, Montana State Auditor EXHIBITS 6-8
{Tape: 1; Side: B; Approx. Time Count: 34.0; Comments: Spoke
also on behalf of Beth Baker of the Attorney General's Office.}

GENE HOFFMAN
{Tape: 1; Side: B; Approx. Time Count: 40.7}

BOB PFEIFFER, Montana Credit Unions League

{Tape: 2; Side: A; Approx. Time Count: 1.7}

SUSAN GOOD, Montana Association of Life Underwriters

{Tape: 2; Side: A; Approx. Time Count: 4.1}

BILL OLSON, AARP

{Tape: 2; Side: A; Approx. Time Count: 5.5}

GREG OVERTURF, Department of Commerce

{Tape: 2; Side: A; Approx. Time Count: 6.0}

GENE JANUSSI

{Tape: 2; Side: A; Approx. Time Count: 6.9}

ERN BERTLESEN, Montana Senior Citizen's Association

{Tape: 2; Side: A; Approx. Time Count: 8.1}

MORRIS BRUSETT, Montana Conference of Seventh-Day Adventists

EXHIBIT 9

{Tape: 2; Side: A; Approx. Time Count: 9.1}

Questions From Committee Members and Responses:

{Tape: 2; Side: A; Approx. Time Count: 11.4-36.0}

Closing by Sponsor: SEN. CHRISTIAENS

{Tape: 2; Side: A; Approx. Time Count: 36.2}

HEARING ON SB 54

Opening Statement by Sponsor: SEN. DEBBIE BOWMAN SHEA

{Tape: 2; Side: A; Approx. Time Count: 37.5}

Proponents' Testimony:

GENE KIZER, Montana Board of Crime Control

EXHIBIT 10

{Tape: 2; Side: A; Approx. Time Count: 40.3}

JOHN CONNOR, Department of Justice

{Tape: 2; Side: B; Approx. Time Count: 8.2}

MIKE CRONIN, Department of Corrections

{Tape: 2; Side: B; Approx. Time Count: 10.2}

Questions From Committee Members and Responses:

{Tape: 2; Side: B; Approx. Time Count: 12.3}

Closing by Sponsor: SEN. SHEA

{Tape: 2; Side: B; Approx. Time Count: 26.8}

HEARING ON SB 212

Opening Statement by Sponsor: SEN. WALTER MC NUTT

{Tape: 2; Side: B; Approx. Time Count: 28.8}

Proponents' Testimony:

JOHN ALKE, Montana Defense Trial Lawyers
{Tape: 2; Side: B; Approx. Time Count: 31.0}

GLORIA PALADICHUK
{Tape: 2; Side: B; Approx. Time Count: 34.5; Comments: This witness did not sign in.}

JACQUELINE LENMARK, American Insurance Association
{Tape: 2; Side: B; Approx. Time Count: 34.9}

TOM HOPGOOD, State Farm Insurance Company
{Tape: 2; Side: B; Approx. Time Count: 35.8}

EXHIBIT 11

Opponents' Testimony:

GENE JANUSSI
{Tape: 2; Side: B; Approx. Time Count: 37.2}

RUSSELL HILL, MTLA
{Tape: 3; Side: A; Approx. Time Count: 5.3}

EXHIBIT 12

Questions From Committee Members and Responses:
{Tape: 3; Side: A; Approx. Time Count: 11.3-28.8}

Closing by Sponsor: SEN. MC NUTT
{Tape: 3; Side: A; Approx. Time Count: 28.9}

MOTION/VOTE: REP. MC CULLOCH MOVED TO ADJOURN. THE MOTION carried by unanimous voice vote.

ADJOURNMENT

Adjournment: The meeting was adjourned at 11:50 AM.

Bob Clark

REP. BOB CLARK, Chairman

Joanne Gunderson

JOANNE GUNDERSON, Secretary

BC/jg