

MINUTES

MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION

SELECT COMMITTEE ON CORRECTIONS
JUVENILE JUSTICE SUBCOMMITTEE

Call to Order: By CHAIRMAN ROYAL JOHNSON, on March 8, 1997, at
2:00 p.m., in Room 317.

ROLL CALL

Members Present:

Rep. Royal C. Johnson, Chairman (R)
Rep. Daniel W. McGee (R)
Rep. Diana E. Wyatt (D)

Members Excused: None

Members Absent: None

Staff Present: Susan Fox, Legislative Services Division
Meg Angell, Committee Secretary

Committee Business Summary:

CONTINUED DISCUSSION OF PROPOSED AMENDMENTS TO SB 48:

EXHIBITS 1&2

MOTION: REP. WYATT MOVED AMENDMENT 004807.ASF

{Tape: 1; Side: A; Approx. Time Count: 0.}

REP. MCGEE PROPOSED AMENDMENTS TO THE AMENDMENT

*Education "component"...

Proposed amendment adopted by committee 3-0.

*Strike subsection b, page 2.

Proposed amendment failed; 1-2 with Rep. Wyatt and Chairman
Johnson voting no.

JUDGE LARSON'S PROPOSED AMENDMENT

{Tape: 1; Side: A; Approx. Time Count: 9.1.}

*Part C, last two sentences: insert "county" instead of
youth court.

DISCUSSION

MOTION/VOTE: REP. WYATT MOVED THE AMENDMENTS AS AMENDED. Motion
carried 3-0.

DISCUSSION OF REMAINING OPI AMENDMENTS:

{Tape: 1; Side: A; Approx. Time Count: 16.5.}

MOTION: REP. WYATT MOVED AMENDMENTS 004806

EXPLANATION: REP. WYATT.

DISCUSSION.

MOTION: REP. MCGEE MOVED REP. MOLNAR'S SUGGESTED AMENDMENT:

*Add "and attending school" - 004806, page 48, line 29.

Motion carried, 3-0.

DISCUSSION.

VOTE: Motion to adopt 004806.asf as amended carried 3-0.

JUDGE LARSON'S PROPOSED AMENDMENTS:

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

*Page 30, line 26: insert "mediation or"

DISCUSSION

MOTION/VOTE: REP. WYATT MOVED THE AMENDMENT. Motion carried 3-0.

*Page 38, line 13: insert "order the youth to participate in mediation which is appropriate for the offense committed."

DISCUSSION

MOTION/VOTE: REP. WYATT MOVED THE AMENDMENT. Motion carried 3-0.

*Page 14, line 13: insert "the term does not apply to a co-located juvenile detention facility which shares non-residential areas such as laundry, medical, exercise or food service."

DISCUSSION

MOTION/VOTE: REP. WYATT MOVED THE AMENDMENT. Motion carried 3-0.

*Page 34, line 29: insert "(3) prior to an adjudicatory hearing before a jury the court shall conduct an omnibus hearing in accordance with 46-13-110, MCA."

DISCUSSION

MOTION/VOTE: REP. WYATT MOVED THE AMENDMENT. Motion carried 3-0.

*Page 34, line 29: insert "(4) the jury trial shall be conducted in accordance with Title 46, Chapter 16."

DISCUSSION

MOTION/VOTE: REP. WYATT MOVED THE AMENDMENT. Motion carried 3-0.

*Page 42, line 18: insert "or 45-5-624."

DISCUSSION

MOTION/VOTE: REP. MCGEE MOVED THE AMENDMENT. Motion carried 3-0.

BETH BAKER'S AMENDMENT - dated February 18, 1997

DISCUSSION

MOTION/VOTE: REP. WYATT MOVED THE AMENDMENT. Motion carried 3-0.

HALLIGAN AMENDMENT - 004802

DISCUSSION

MOTION/VOTE: REP. MCGEE MOVED NO ACTION ON THE AMENDMENT. Motion carried 3-0.

{Tape: 2; Side: A; Approx. Time Count: 13.4.}

REP. VICK'S AMENDMENT 004804

DISCUSSION

MOTION/VOTE: REP. MCGEE MOVED NO ACTION ON THE AMENDMENT. Motion carried 3-0.

AMENDMENT 004805 (REPLACEMENT VERSION)

DISCUSSION

MOTION: REP. WYATT MOVED THE AMENDMENTS.

DISCUSSION

VOTE: Motion carried 3-0.

POINT OF ORDER: REP. McGEE: Allow out of town participants' proposed amendments to be heard.

HENDERSON AMENDMENTS:

*Section 12 (1): insert "prior written"

DISCUSSION

MOTION/VOTE: REP. McGEE MOVED THE AMENDMENT. Motion carried 3-0.

*Section 12 (2):

DISCUSSION

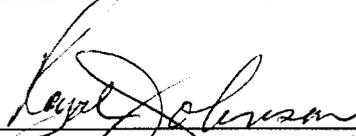
MOTION: REP. McGEE MOVED TO STRIKE ALL REFERENCES IN THE BILL STATING "OR YOUTH'S PARENTS OR GUARDIANS"

DISCUSSION

MOTION WITHDRAWN.

NEXT MEETING: Sunday, March 9, 1997 - 1:00 p.m. Room 317.

ADJOURNMENT: 4:10 p.m.



Rep. Royal Johnson, Chairman



Meg AngeLL, Secretary

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