

HOUSE BILL NO. 61
INTRODUCED BY WALDRON

IN THE HOUSE

January 3, 1983	Introduced and referred to Committee on Judiciary.
January 10, 1983	Committee recommend bill do pass as amended. Report adopted.
January 11, 1983	Bill printed and placed on members' desks. On motion rules suspended and bill placed on second reading this day. Second reading, do pass.
January 12, 1983	Considered correctly engrossed.
January 13, 1983	Third reading, passed. Transmitted to Senate.

IN THE SENATE

January 14, 1983	Introduced and referred to Committee on Judiciary.
January 25, 1983	Committee recommend bill be concurred in. Report adopted.
January 27, 1983	Second reading, concurred in.
January 29, 1983	Third reading, concurred in. Ayes, 48; Noes, 0.

IN THE HOUSE

January 29, 1983	Returned to House. Sent to enrolling. Reported correctly enrolled.
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1 HOUSE BILL NO. 61
 2 INTRODUCED BY WALDRON
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 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW THE TESTIMONY
 5 OF INCEST VICTIMS TO BE VIDEOTAPED FOR EVIDENTIARY PURPOSES
 6 IN THE SAME MANNER AS THE LAW NOW PROVIDES FOR THE
 7 VIDEOTAPING OF VICTIMS OF OTHER SEXUAL CRIMES; AMENDING
 8 SECTION 46-15-401, MCA."
 9
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 11 Section 1. Section 46-15-401, MCA, is amended to read:
 12 "46-15-401. When videotaped testimony admissible. For
 13 any prosecution commenced under 45-5-502(3) 1 or 45-5-503 2 or
 14 45-5-613, the testimony of the victim, at the request of
 15 such victim and with the concurrence of the prosecuting
 16 attorney, may be recorded by means of videotape for
 17 presentation at trial. The testimony so recorded may be
 18 presented at trial and shall be received into evidence. The
 19 victim need not be physically present in the courtroom when
 20 the videotape is admitted into evidence."

-End-

INTRODUCED BILL

HB 61

Approved by Committee
on Judiciary

HOUSE BILL NO. 61

INTRODUCED BY WALDRON

A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW THE TESTIMONY
OF INCEST VICTIMS ~~AND VICTIMS OF DEVIATE SEXUAL CONDUCT~~ TO
BE VIDEOTAPED FOR EVIDENTIARY PURPOSES IN THE SAME MANNER AS
THE LAW NOW PROVIDES FOR THE VIDEOTAPING OF VICTIMS OF OTHER
SEXUAL CRIMES; AMENDING SECTION 46-15-401, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 46-15-401, MCA, is amended to read:

"46-15-401. When videotaped testimony admissible. For
any prosecution commenced under 45-5-502(3) or 45-5-503
~~45-5-503 or 45-5-503~~, the testimony of the victim, at the
request of such victim and with the concurrence of the
prosecuting attorney, may be recorded by means of videotape
for presentation at trial. The testimony so recorded may be
presented at trial and shall be received into evidence. The
victim need not be physically present in the courtroom when
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-End-

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Section 1. Section 46-15-401, MCA, is amended to read:

"46-15-401. When videotaped testimony admissible. For any prosecution commenced under 45-5-502(3) or 45-5-503, ~~45-5-503, or 45-5-613,~~ the testimony of the victim, at the request of such victim and with the concurrence of the prosecuting attorney, may be recorded by means of videotape for presentation at trial. The testimony so recorded may be presented at trial and shall be received into evidence. The victim need not be physically present in the courtroom when the videotape is admitted into evidence."

-End-

THIRD READING

HB 61

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 46-15-401, MCA, is amended to read:

"46-15-401. When videotaped testimony admissible. For any prosecution commenced under 45-5-502(3)₁ or 45-5-503₁, 45-5-505, or 45-5-613, the testimony of the victim, at the request of such victim and with the concurrence of the prosecuting attorney, may be recorded by means of videotape for presentation at trial. The testimony so recorded may be presented at trial and shall be received into evidence. The victim need not be physically present in the courtroom when the videotape is admitted into evidence."

-End-

REFERENCE BILL

HB 61