

JUDICIARY COMMITTEE
EXECUTIVE SESSION

March 22, 1977

The executive session of the House Judiciary Committee was called to order by Chairman Scully at 8:45 a.m. in room 436 of the Capitol Building, Helena, Montana. All members were present except the following: Representatives Colburn, Conroy, Courtney, Kennerly and Seifert.

HOUSE JOINT RESOLUTION #93:

REPRESENTATIVE LORY moved "do not pass". REPRESENTATIVE DUSSAULT moved a sub-stitute motion "do pass". The motion was tied with the bill going out of committee with no recommendation.

SENATE BILL #33:

REPRESENTATIVE LORY reported from the sub-committee that the bill be concurred in, and moved the motion. The motion carried with the vote unanimous.

SENATE BILL #37:

REPRESENTATIVE RAMIREZ reported he did not have the amendments ready for presentation to the committee. He will have them Friday.

SENATE BILL #34:

REPRESENTATIVE LORY moved that the sub-committee report of "be concurred in" be adopted. The motion carried with the vote unanimous.

SENATE BILL #53:

REPRESENTATIVE KEYSER moved to amend. The amendments as proposed were voted upon and the motion carried with vote unanimous. REPRESENTATIVE LORY moved "be concurred in as amended". The motion carried with the vote unanimous. (amendments attached)

SENATE BILL #216:

REPRESENTATIVE DAY reported the water sub-committee had voted to table this bill. The Judiciary Committee accepted the committee report to table and the motion carried with the vote unanimous.

SENATE BILLS #413 and 419:

These bills are still in sub-committee for work and study. The committee will report on Friday.

SENATE BILL #385:

REPRESENTATIVE KEYSER moved be concurred in. The motion carried with the vote unanimous.

REPRESENTATIVE HOLMES came in late to committee and moved the committee reconsider its action on Senate Bill #385. The motion failed with only one yes vote. Representative Holmes asked that she be recorded as a no vote on this bill.

SENATE BILL #27:

REPRESENTATIVE RAMIREZ moved to amend on page 36. The motion carried with the vote unanimous. REPRESENTATIVE LORY moved to amend on pages

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94 and 95. The motion carried with the vote unanimous. REPRESENTATIVE HAND moved "be concurred in as amended". The motion carried with the vote unanimous. (amendments attached)

SENATE BILL #9:

REPRESENTATIVE RAMIREZ moved to amend. He explained the proposed amendments. The motion carried with the vote unanimous. REPRESENTATIVE RAMIREZ moved "be concurred in as amended". The motion carried with the vote unanimous.

CHAIRMAN SCULLY appointed the following members to carry senate bills.

SB 33	Representative Hand
SB 34	Representative Eudaily
SB 53	Representative Lory
SB 9	Representative Scully
SB 27	Representative Hand
SB 385	Representative Ramirez

CHAIRMAN SCULLY announced there would be several topics presented for interim studies.

1. HJR 59 - legal fees & legal services in the state
2. Water adjudication process - if 809 fails
(also the preference system)
3. Parent and child rights for adoptive foster parents
4. Overall sentencing functions
The supreme court is going to do one also (not as comprehensive)
5. Mandatory liability and no-fault insurance

There being no further discussion or business to consider at this time the meeting adjourned at 9:40 a.m.

John P. Scully, Chairman

Mary Ellen Connelly, Secretary