

MINUTES OF MEETING  
SENATE JUDICIARY COMMITTEE  
April 12, 1977

The meeting of this committee was called to order by Senator Turnage, Chairman, on the above date at 9:40 a.m. in Room 442 of the State Capitol Building.

ROLL CALL:

All committee members were present except Senators Regan and Roberts who were excused to attend other meetings.

EXECUTIVE SESSION

The following bills were acted on in Executive Session this day:

HB 261 - Sen. Lensink moved that the Judiciary Committee endorse the concept of HB 261 but that, because of the fiscal note, the Judiciary Committee would like to have it moved to the committee on Finance & Claims. Senator Turnage will ask that HB 261 be referred to the Finance & Claims committee on Order of Business No. 6 this day.

HJR 7 - Sen. Towe moved to amend HJR 7 as follows:

To amend the title, line 9, following line 8, by striking "APPROVAL" and inserting "NOTIFICATION; and to amend page 1, line 17, following "prior" by striking "approval" and inserting "notification" and to further amend page 1, on line 21, following "occur." by inserting "Persons in fire districts created under 11-2008 shall be exempt from the reporting requirements." The motion carried unanimously. He then moved that HJR 7 as amended BE CONCURRED IN. The motion carried with a vote of 5 - 3 as Sen. Roberts voted "Yes" and Sen. Regan voted "No", so the 3 "No" votes were cast by Senators Olson, Lensink and Regan.

HB 461 - Sen. Hazelbaker of Dillon was present as a sponsor of this bill and gave a rundown to the committee on the previous session's action on this type of legislation. He said that this could be considered as enabling legislation without the proposed amendments, and that he would not like to see it turned down.

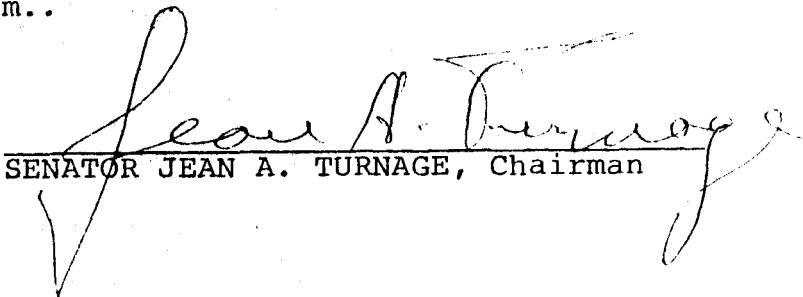
Sen. Towe moved that HB 461 BE CONCURRED IN. The motion carried unanimously as Senators Regan and Roberts both voted "Yes" also.

HB 357 - Sen. Towe moved the adoption of the attached amendments. (See Attach. #1) The motion carried unanimously. He then moved that HB 357 as amended BE CONCURRED IN. The motion failed on a vote of 2 - 5 with 1 abstaining. Senators Towe and Regan voted "Yes", Senators Turnage, Murray, Warden, Olson and Lensink voted "No", and Sen. Roberts abstained.

Sen. Olson then moved that HB 357 as amended BE NOT CONCURRED IN. The motion carried on a vote of 5 - 2 with 1 abstaining. Senators

Turnage, Murray, Lensink, Warden and Olson voted "Yes", Senators Towe and Regan voted "No", and Sen. Roberts abstained.

There being no further business before the committee, the committee adjourned at 10:40 a.m..

  
SENATOR JEAN A. TURNAGE, Chairman

respectfully report as follows: That HOUSE BILL NO. 357, the third reading bill, be amended as follows:

1. Amend page 2, section 3, lines 20 through 22.  
Following: "conduct"  
Delete: lines 20 through 22 in their entirety  
Insert: "; or"

1. Amend page 3, section 3, lines 13 and 14.  
 following: "vehicle"  
 2. Amend lines 13 and 14 in their entirety  
 insert: "."

1. Amend page 4, section 3, line 2.  
 Following: "(b)"  
 Strike: "the"  
 Insert: "his"

Following: "effort"  
 "of any person"

Hyperhidrosis is a condition characterized by excessive sweating, often without apparent cause. It can be a distressing condition for those affected, as it can lead to social embarrassment and discomfort. The condition is most commonly found on the hands and feet, but it can also affect the armpits and face. There are several potential causes for hyperhidrosis, including hormonal imbalances, certain medications, and underlying medical conditions. However, in many cases, the exact cause remains unknown. Treatment options for hyperhidrosis include topical antiperspirants, oral medications, and surgical procedures. It is important for individuals experiencing hyperhidrosis to consult with a healthcare professional to determine the best course of action for their specific situation.

4. Amend page 4, section 3, line 4.  
Following: "(c)"

Strike: "the"  
Insert: "his"

Following: "effort"  
 Striker: "of any person"

2. Amend page 4, section 5, ~~insert~~ line 14.  
 following: ";"  
 insert: "and"

3. Amend page 4, section 5, lines 16 through 22.  
Following: "compensation" on line 16  
Strike: lines 16 through 22 in their entirety  
Insert: "-."

7. Amend page 7, section 8, lines 12 and 13.  
following. "physical"  
Strike. ", mental, or emotional"

DO PASS 3. Amend page 7, section 8, ~~lines~~ line 16.  
 following: "the"  
 strike: "mental,"  
 following: "physical"  
 replace: ", or emotional"

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9. Amend page 7, section 8, lines 19 and 20.  
Following: "to a"  
Strike: "mental or"  
Following: ~~to~~ "physician"  
Strike: "or psychologist,"
10. Amend page 7, section 8, line 21.  
Following: "examination"  
Insert: "or autopsy"
11. Amend page 8, section 8, line 10.  
Following: "medical"  
Strike: "or psychological"
12. Amend page 12, section 12, line 9.  
Following: "victim"  
Insert: ", "
13. Amend page 12, section 12, line 10.  
Following: "death"  
Insert: ", "
14. Amend page 12, section 12, line 19.  
Following: "market,"  
Insert: "who was employable"
15. Amend page 13, section 12, line 5.  
Following: line 4  
Strike: "unemployed"  
Insert: "employable but not employed"
16. Amend page 13, section 12, line 10.  
Following: "division."  
Insert: The claimant shall be awarded benefits as provided in subsection (4) of this section."
17. Amend page 13, section 12, line 12.  
Following: "\$20,000"  
Insert: ", and the limitations of subsection ~~ix~~ (6) apply to compensation under this subsection (7)"
18. Amend page 13, section 13, lines 14 through line 1 on page 14.  
Following: "(1)"  
Strike: subsections (1) and (2) in their entirety  
Insert: "Amounts payable as weekly compensation may not be commuted to a lump sum and may not be ~~paid less frequently than every 2 weeks.~~ paid less frequently than every 2 weeks."  
Renumber: all subsequent subsections
19. Amend page 16, section 18, line 14.  
Following: "act"  
Strike: "where"  
Insert: "when"

20. Amend page 17, section 21, line 18.

Following: "(2)"

Strike: "The court may make payment"

Insert: "Payment"

Following: "debt"

Insert: "may be made"

21. Amend page 17, section 23, line 24.

Following: "Any"

Strike: "claimant"

Insert: "person"

22. Amend page 17, section 23, line 25.

Following: "statement"

Insert: "or uses any other fraudulent device"

23. Amend page 18, section 23, line 1.

Following: "of"

Strike: "a misdemeanor"

Insert: "theft as provided in 94-6-302"

24. Amend page 18, section 23, line 2.

Following: "by"

Strike: "law"

Insert: "that section"

## JUDICIARY COMMITTEE

Date 4-12-77

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