### MINUTES OF MEETING SENATE JUDICIARY COMMITTEE March 14, 1981

The forty-third meeting of the Senate Judiciary Committee was called to order by Mike Anderson, Chairman, on the above date in Room 331, at 10:00 a.m.

#### ROLL CALL:

All members were present.

### DISPOSITION OF HOUSE BILL 110:

Senator Halligan moved to amend the bill on line 25, following "term of" by inserting "not less than", and following "5 years" by inserting "or not more than 10 years". His motion passed unanimously. Senator O'Hara moved that the bill BE CONCURRED IN AS AMENDED, and his motion passed unanimously.

#### DISPOSITION OF HOUSE BILL 99:

Senator O'Hara moved that the bill BE CONCURRED IN, and his motion passed over the objection of Senators Halligan and Mazurek.

#### DISPOSITION OF HOUSE BILL 213:

Senator Mazurek moved that the bill BE CONCURRED IN, and his motion passed unanimously.

#### DISPOSITION OF HOUSE BILL 154:

Senator Halligan moved that the bill BE CONCURRED IN, and his motion passed unanimously.

### DISPOSITION OF HOUSE BILL 96:

Senator O'Hara moved that the bill be amended on page 1, line 23, following "property", by inserting "for less than fair market value", and his motion passed unanimously. Senator O'Hara then moved that it BE CONCURRED IN AS AMENDED, and his motion passed over the objection of Senator Olson.

#### DISPOSITION OF HOUSE BILL 534:

Senator Berg moved that the bill BE CONCURRED IN, and his motion passed unanimously.

Minutes of March 14, 1981 Page two 43rd meeting

### DISPOSITION OF HOUSE BILL 690:

Senator O'Hara moved that the bill BE CONCURRED IN, and his motion passed unanimously.

#### DISPOSITION OF HOUSE BILL 6:

Senator Mazurek moved to amend the bill on page 3, lines 22 and 23, as shown on the attached Committee Report, and his motion passed unanimously. Senator O'Hara moved that the bill BE CONCURRED IN AS AMENDED, and his motion passed unanimously.

#### DISPOSITION OF HOUSE BILL 371:

Senator Halligan moved that the bill BE NOT CONCURRED IN, and his motion passed unanimously.

#### DISPOSITION OF HOUSE BILL 316:

Senator Mazurek moved that the bill BE NOT CONCURRED IN, and his motion passed over Senator O'Hara's objection.

#### DISPOSITION OF HOUSE BILL 379:

Senator Mazurek moved that the bill be amended on pages 1 and 2, as shown on the attached Committee Report, and his motion passed unanimously. Senator Mazurek then moved that the bill BE CONCURRED IN AS AMENDED, and his motion passed unanimously.

#### DISPOSITION OF HOUSE BILL 93:

Senator Berg moved that the bill BE NOT CONCURRED IN, and his motion passed unanimously.

### DISPOSITION OF HOUSE BILL 284:

Senator Crippen moved that the bill BE CONCURRED IN, and his motion passed unanimously.

#### DISPOSITION OF HOUSE BILL 207:

Senator Mazurek moved that the bill BE NOT CONCURRED IN, and his motion passed unanimously.

Mike Anderson

Chairman, Judiciary Committee

### ROLL CALL

### JUDICIARY COMMITTEE

### 47th LEGISLATIVE SESSION - - 1981 Date March 14, 198

NAME	PRESENT	ABSENT	EXCUSED
Anderson, Mike, Chr. (R)	V		
O'Hara, Jesse A. (R)	1/		
Olson, S. A. (R)	/		
Brown, Bob (R)	1/		
Crippen, Bruce D. (R)	/		
Tveit, Larry J. (R)	V		
Brown, Steve (D)	V		
Berg, Harry K. (D)			
Mazurek, Joseph P. (D)			
Halligan, Michael (D)			

Each day attach to minutes.

# STANDING GALLETTEE REPORT

	March 14 19 81
MR PRESIDENT:	
We, your committee on JUDICIARY	
having had under consideration	HOUSE Bill No. 96
PEDA (O'HARA)	
	MONEE OF
Respectfully report as follows: That	HOUSE Bill No. 96
third reading copy, he amended as follows:	
<pre>l. Page 1, line 23. Following: 'property" Insert: "for less than fair market value"</pre>	
· ·	
And, as so arended,	- A
DO PASSA BE CONCURRED IN	g.0.

Mike Anderson Chairman.

Mike Anderson

STATE PUB. CO. Helena, Mont.

		March 14, 19 81
MR. PRESIDENT:		
	Mercury property 1982	
We, your committee on	JUJICIARY	······································
paving had under consideration		HOUSE BIII No379
having had under considerationHb	MSTAD (AMDERSON)	
Respectfully report as follows: Thathird reading copy, be amend	led as follows:	
Page 1, line 25 through		
following: ";" on page 1, 1 trike: line 25 through "wi	ine 25	
nsert: "or"	on line 1, page 2	•
Page 2, line 3.		
ollowing: "violation" insert: ", but in no case m 10 years after the allege		ommenced more than
10 years after the affect	A ATOTALEOU	
und, as so amended,		
DOLRASS E CONCURRED IN		$\mathcal{O}^{\cdot \lambda^{\star}}$
CTATE DUD CO	Mike Anderson	Chair nan.

STATE PUB. CO. Helena, Mont.

Mike Anderson

		March 14, 1981
MR. PRESIDELT:		
	**************************************	
We, your committee on	JUDICIARY	
having had under consideration		HOUSE Bill No. 110
	PAVLOVICH (STIMATZ)	
Respectfully report as follows: That		House Bill No. 110 ,
third reading copy, be		
<pre>1. Page 1, line 25. Pollowing: "of" Insert: "not less than Following: "years" Insert: "or not more t</pre>		

And, as so amended, \*\*SOPASS\*\*
BE CONCURRED IN

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Mike Anderson

			March 14 19 91
-			
MR. PRESIDENT:	••••••		
We, your committee on	JUD	ICIARY	
having had under consideration			HOUSE Bill No. 5
	KEEDY (B	. BROWN)	
Respectfully report as follows: That			HOUSE Bill No. 5
third reading copy, be	amended as	follows:	HOUSE Bill No. 5
L. Page 3, line 22. Following: "by"			
Strike: "THE ATTORNE	Y GENERAL OK*		
2. Page 3, line 23.			
Following: "by" Insert" "the attorney	/ general or	r	
•			
de.			
			•
und, as so amended, ЭӨФАSS			
BE COJCURRED IN		•	
CTATE BUR CO		Mike Anderson	Chairman.

Mike Anderson

STATE PUB. CO. Helena, Mont.

		March 14, 19 31
MR. PRESIDEMT:		
We, your committee on	JUDICIARY	
having had under consideration		HOUSE Bill No. 316
Respectfully report as follows: That		HOUSE Bill No. 316
•		
		<u>.</u>
P1-1-71-1470.p		0.0
DO PASS BE NOT CONCURRED IN		Øа.
Section 1.		

Mike Anderson

STATE PUB. CO. Helena, Mont.

			March	14,	1991
MR. PRESIDENT:					
We, your committee on	JUDICIARY				<b></b>
having had under consideration			EOUSE	Bill No.	317
			HOUSE	_	317
Respectfully report as follows: That	•••••••	•••••	•	Bill No	

YBO PASSA BE NOT CONCURRED IN G.a

Mike Anderson

Ch irman.

		March :	L4 49 81
MR. PRESIDENT:			
We, your committee on	JUDICIARY		
having had under consideration		HOUSE Bill N	o. 690
•	KEYSER (MAZUREK)		
Respectfully report as follows: That		H <b>OUS</b> B Bill N	690

<del>do fass</del> Be concurred in

g.a.

Mike Anderson

	•	***************************************	March 16, 19 81
MR. PRESIDENT:	•••••		
We, your committee on	JUDICIA	RY	
having had under consideration			HOUSE BILL No. 533
	HUENNEKENS	(BERG)	
	,		
Respectfully report as follows: That	***************************************		HOUSE Bill No. 534

PASS CONCURRED IN

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## STANDING GUARANTTEE REPORT

		 March 1	L4,	19. <b>31</b>
MR. PRESIDENT:				
We, your committee on	JUDICIARY	 •••••		
having had under consideration		 HOUSE	Bill No.	93
Respectfully report as follows: That		 House	.Bill No	93

BE NOT CONCURRED IN

OG.

Mike Anderson

,			March 14,	19 31
MR. PRESIDENT:				
We, your committee on	JUDICIA	3 <b>X</b>		
having had under consideration				
naving had under consideration	BRAND	(HALLIGAN)	- <u>L</u>	Dist No.
			HOUSE	BW N- 154

**293**44964

BE CONCURRED IN

Ga.

e Anderson Chairman.

### STANDATO DOMMITTEE REPORT

		March 14	,19 <b>8.1</b>
MR. PRESIDENT			
We, your committee on	JUDICIARY		
naving had under consideration		HOUSE B	ill No201
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B.Q.

Mike Anderson Chairman.

STATE PU :. CO. Helena, Nont.

		*********	 March	14,	1981
MR. PRESIDENT:					
We, your committee on	JU	DICIARY	 		
having had under consideration			 Housi	. Bill No	235
	Pabrega	(Hager)			
•					
Respectfully report as follows: That		••••••	 HOUST	Bill No	234

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BE CONCURRED IN

Pa.

Mike Anderson

			March	14,		1981
MR PRESIDENT:						
	7:	INTOTA DV			?	•
We, your committee on	نا ت	DICIARI	••••••••••		•••••	
having had under consideration			E	OUSE	Bill No.	213
		(MAZUREK)				
Respectfully report as follows: That	• • • • • •		li	OUSE	. Bill No	213

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BE CONCUPRED IN

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Mike Anderson

		Marci 14	Marci 14 <sub>09</sub> 31		
MR. PRESIDENT:					
We, your committee on	JUDIC	LIARY			
having had under consideration	DAILY (O'HA		HOUSE Bill No.	99	
Respectfully report as follows: That			HOUSE Bill No	99	
KOPAKS BE CONCURRED IN			GA.		

STATE PUB. CO. Helena, Mont.

Mike Anderson Chairman. Mike Anderson