

MINUTES FOR THE MEETING
JUDICIARY COMMITTEE
MONTANA STATE
HOUSE OF REPRESENTATIVES

February 16, 1985

An executive session of the Judiciary Committee was called to order by Chariman Tom Hannah on Saturday, February 16, 1985 at 7:00 a.m. in Room 312-3 of the State Capitol.

ROLL CALL: All members were present with the exception of Rep. Montayne and Rep. Brown. (Rep. Brown arrived later).

ACTION ON HOUSE BILL NO. 577: Rep. O'Hara moved that HB 577 DO PASS. The motion included adopting the Statement of Intent. The motion was seconded by Rep. Gould.

Rep. Addy moved to amend the bill as follows: Page 5, line 17 following "ranges" insert "so long as the minimum rate is fully compensatory". On page 11, following line 11 insert: "NEW SECTION. Section 15. No preemption of laws governing anti-competitive activity. Nothing in (Sections 1 through 10 and 13) in any way preempts, abrogates, or otherwise affects any right, liability, or obligation arising from any federal or state law regarding unfair business practices or anticompetitive activity." The motion was seconded by Rep. Darko and carried with Rep. Keyser dissenting.

Rep. Addy moved that HB 577 DO PASS AS AMENDED. The motion was seconded by Rep. Gould, and discussion followed.

Rep. Keyser feels the bill should pass because regulations should be placed before the various companies find themselves involved in a lawsuit. The question was called, and motion to pass as amended carried unanimously.

ACTION ON HOUSE BILL NO. 380: Rep. O'Hara moved that HB 380 DO PASS. The motion was seconded by Rep. Miles. The question was called, and the motion carried unanimously.

ACTION ON HOUSE BILL NO. 481: Rep. Keyser moved that HB 481 DO PASS. The motion was seconded by Rep. O'Hara, and carried unanimously.

ACTION ON HOUSE BILL NO. 541: Rep. Darko moved that HB 541 DO PASS. The motion was seconded by Rep. Mercer and carried unanimously.

ACTION ON HOUSE BILL NO. 585: Rep. Gould moved that HB 585 DO PASS. The motion was seconded by Rep. O'Hara and discussed.

Rep. Krueger moved a substitute motion to kill the bill. The motion was seconded by Rep. Addy. Rep. Krueger stated the purpose of the sentence review board in the first place is to review the sentence imposed by the judge. He said that the state's interests are being represented by the county attorney, and the interests of the defendant are being represented. He feels that judges should not be permitted to participate in the meetings, and further pointed out that the supreme court justices are not allowed to participate in hearings where their decisions are reviewed.

Rep. Gould disagreed with Rep. Kruegar. He feels that the judge who imposed the sentence should be able to participate in these proceedings. Rep. Keyser also spoke in favor of the bill. He asked what better person such as the sentencing judge should be able to be present and participate at the sentence review proceeding.

Rep. Rapp-Svrcek likes the bill because it allows other interested persons to be able to participate in these hearings.

(REP. BERGENE WALKED IN AT THIS POINT)

Rep. Addy's concern about the bill is that judges may be able to participate too much in the proceedings. He feels the language in the bill is too loose in that there are no limitations as to what degree other interested parties can participate.

Rep. Mercer spoke in favor of the bill. He feels, too, that the sentencing judge should be able to participate in these hearings along with other interested people.

(REP. BROWN WALKED IN)

Rep. Hammond stated that he is uncomfortable with the bill.

The question was called, and a roll call vote was taken on the substitute motion to kill the bill. The motion failed 5-12.

Rep. Keyser moved the vote be reversed on the motion for a DO PASS.

Rep. Addy made a substitute motion to amend the bill on page 2, line 6 by striking "presumed correct" and inserting "entitled to deference". The motion was seconded by Rep. Kruegar and failed 8-9. (See roll call vote.)

Rep. O'Hara moved that HB 585 DO PASS. The motion was seconded by Rep. Gould and carried 13-4. (See roll call vote.)

ACTION ON HOUSE BILL NO. 431: Rep. Keyser moved that HB 431 DO PASS. The motion was seconded by Rep. O'Hara. Rep. Brown made a substitute motion for a DO NOT PASS. The motion was seconded by Rep. Keyser. Rep. Brown said the bill doesn't provide enough notice. There being no further discussion, the question was called and the motion passed with Reps. Poff and Hannah dissenting.

ACTION ON HOUSE BILL NO. 341: Rep. Gould moved that HB 341 be referred back to the house on second reading. The motion was seconded by Rep. O'Hara.

Rep. Cobb informed the committee that the sponsor of the bill wished to have the following amendment adopted by the committee. On page 1, line 15 delete "person to whom" and insert "holder of" and delete "is issued". The purpose of the amendment was for clarification. However, following further discussion, Rep. Cobb withdrew his motion to amend.

Without any objection from the committee, HB 341 was referred back to the house.

ADJOURN: Upon motion of Rep. Keyser, and that motion having been seconded, the meeting adjourned at 8:10 a.m.

* * *

Chairman Hannah called another executive session to order at 12:20 p.m. on Saturday, February 16, 1985 in Room 312-3 of the State Capitol. All members were present with the exception of Joan Miles who left her proxy vote with the chairman.

ACTION ON HOUSE BILL NO. 442: Rep. Brown moved that HB 442 DO NOT PASS. The motion was seconded by Rep. Montayne.

Rep. Bergene moved the following amendments:

1. Title, line 6.
Following: "BROUGHT"
Insert: "BY THE CHILD"

Following: "UNTIL"
Insert "2 YEARS AFTER"

Following: "CHILD"
Strike: "BECOMES" through "AGE" on line 7.
Insert: "ATTAINS THE AGE OF MAJORITY AND BY AN AGENCY OF THE
STATE UNTIL 2 YEARS AFTER AN APPLICATION IS MADE UNDER

TITLE IV-D OF THE SOCIAL SECURITY ACT FOR SERVICES TO
THE CHILD"

2. Page 2, line 3.

Following: "brought"

Insert: ": (a) by the child"

Following: "than"

Strike: "3"

Insert: "2"

3. Page 2, line 4.

Following: "majority"

Insert: "; or (b) by a state agency later than 2 years
after the first application is made under Title IV-D
of the Social Security Act for services to the child"

Rep. Bergene's motion to amend was seconded by Rep. Hammond. Rep. Gould stated that he could not support the bill with these amendments. The question was called, and the motion to ammend carried with Reps. Brown, Hannah, Mercer, Gould, Keyser and Montayne dissenting.

Rep. Hammond moved that HB 442 DO PASS AS AMENDED. The motion was seconded by Rep. Darko, the question called, and a voice vote taken. The motion carried with Reps. Hannah, Mercer, Gould, Brown, and Keyser dissenting.

ACTION ON HOUSE BILL NO. 507: Rep. Keyser moved that HB 507 DO PASS. The motion was seconded by Rep. O'Hara. Rep. Brown made a substitute motion to kill the bill. The motion was seconded by Rep. Rapp-Svrcek and discussed.

Rep. Bergene moved a substitute motion to table HB 507. The motion was seconded by Rep. Krueger. Following a brief discussion, Rep. Bergene withdrew her motion to table.

A roll call vote was taken on the DO NOT PASS motion, and it failed 9-9. Without objection, the committee reversed its decision on the do not pass motion; but because it was a tie vote, the bill will come out of committee WITHOUT RECOMMENDATION.

ACTION ON HOUSE BILL NO. 366: Rep. Keyser moved that HB 366 DO PASS. The motion was seconded by Rep. O'Hara and discussed.

It was Rep. Addy's opinion that both HB 507 and HB 366 are repealers. The question was called, and a roll call vote taken on the do pass motion. The motion failed 8-10. Without objection, Rep. Brown moved to reverse the vote on a DO PASS motion.

ACTION ON HOUSE BILL NO. 622: Rep. Keyser moved that HB 622 DO PASS. The motion was seconded by Rep. Gould and discussed. The motion carried unanimously.

ACTION ON HOUSE BILL NO. 528: Rep. Addy moved that HB 528 DO NOT PASS. The motion was seconded by Rep. Rapp-Svrcek and discussed.

Rep. Keyser feels the bill is badly written. He gets the impression that there are four or five sections in the bill which are objectional to the committee.

Rep. Hannah agreed that while the intent of the bill is not unreasonable, there are other problems with the bill.

With that the question was called, and the motion carried with Reps. Hannah and O'Hara dissenting.

RE-CONSIDERATION OF HOUSE BILL NO. 366: Rep. Brown moved to reconsider action on HB 366 for the purposes of tabling the bill. The motion was seconded by Rep. Addy. Rep. Keyser stated his strong objection to this motion. The motion to reconsider HB 366 carried 10-8. (See roll call vote.)

Rep. Brown further moved to table HB 366. The motion was seconded by Rep. Addy, and the motion failed due to a tie vote 9-9.

RE-CONSIDERATION OF HOUSE BILL NO. 210: Rep. O'Hara moved that HB 210 be taken off the table. The motion was seconded by Rep. Bergene, and a roll call vote was taken. The motion carried 10-7. (Rep. Miles did not vote.) Further action on HB 210 will take place later.

ADJOURN: A motion having been made and seconded, the meeting was adjourned at 1:00 p.m.



REP. TOM HANNAH, Chairman

DAILY ROLL CALL

HOUSE JUDICIARY COMMITTEE

49th LEGISLATIVE SESSION -- 1985

EXECUTIVE SESSION - 7:00 a.m.

Date 2/16/85

NAME	PRESENT	ABSENT	EXCUSED
Tom Hannah (Chairman)	✓		
Dave Brown (Vice Chairman)	✓		
Kelly Addy	✓		
Toni Bergene	✓		
John Cobb	✓		
Paula Darko	✓		
Ralph Eudaily	✓		
Budd Gould	✓		
Edward Grady	✓		
Joe Hammond	✓		
Kerry Keyser	✓		
Kurt Krueger	✓		
John Mercer	✓		
Joan Miles	✓		
John Montayne		✓	
Jesse O'Hara	✓		
Bing Poff	✓		
Paul Rapp-Svrcek	✓		

DAILY ROLL CALL

HOUSE JUDICIARY COMMITTEE

49th LEGISLATIVE SESSION -- 1985

Date 2/16/85

EXECUTIVE SESSION - 12:20 p.m.

NAME	PRESENT	ABSENT	EXCUSED
Tom Hannah (Chairman)	✓		
Dave Brown (Vice Chairman)	✓		
Kelly Addy	✓		
Toni Bergene	✓		
John Cobb	✓		
Paula Darko	✓		
Ralph Eudaily	✓		
Budd Gould	✓		
Edward Grady	✓		
Joe Hammond	✓		
Kerry Keyser	✓		
Kurt Krueger	✓		
John Mercer	✓		
Joan Miles	✓		✓
John Montayne	✓		
Jesse O'Hara	✓		
Bing Poff	✓		
Paul Rapp-Svrcek	✓		

STANDING COMMITTEE REPORT

February 16 19 85

MR. SPEAKER:

We, your committee on JUDICIARY

having had under consideration HOUSE Bill No. 341

SECOND reading copy (YELLOW)
color

CIVIL LIABILITY OF PERSON WHO STOPS PAYMENT ON CHECK, DRAFT OR ORDER

Respectfully report as follows: That HOUSE Bill No. 341

DO PASS.

STANDING COMMITTEE REPORT

February 16

19 85

MR. SPEAKER:

We, your committee on JUDICIARY

having had under consideration HOUSE Bill No. 577

FIRST reading copy (WHITE)
color

DEFINE REGULATED TELECOMMUNICATION SERVICE; ALLOW TRANSITION
TO COMPETITION

Respectfully report as follows: That HOUSE Bill No. 577

be amended as follows:

1. Page 5, line 17.

Following: "ranges"

Insert: "so long as the minimum rate is fully compensatory"
as

2. Page 11, following line 11.

Insert: "NEW SECTION. Section 15. No preemption of laws governing
anti-competitive activity. Nothing in [Sections 1 through
10 and 13] in any way preempts, abrogates, or otherwise
affects any right, liability, or obligation arising from
any federal or state law regarding unfair business practices
or anti-competitive activity."

Renumber subsequent sections.

AND AS AMENDED.

DO PASS

STATEMENT OF INTENT ATTACHED

STATEMENT OF INTENT
BILL NO. 577

As stated in the purpose section of ^{this} ~~the~~ act, it is the intent of the legislature to maintain universal availability of basic telecommunications service at affordable rates. At the same time, the legislature desires to make available to the general public the rapid advances in telecommunications technology brought about by competition. It is the intent of this act to provide the regulatory flexibility necessary to allow a transition to a competitive market environment in the telecommunications industry.

Under prior law there was no mechanism that would allow telecommunications utilities to respond to competitive situations. It is the intent of the legislature that the public service commission now have the authority to permit flexible pricing in those instances where it will promote healthy competition. For example, if two telecommunications utilities are effectively competing to provide long distance service to a market, the commission may allow those companies to change their rates without commission approval in response to competition. Depending upon the circumstances, the commission may detariff rates for the competitive services or allow the telecommunications utilities to operate within permissible price ranges or implement some other form of regulation that is less restrictive than total rate regulation.

The legislature intends that the commission retain the power to protect ratepayer interests by totally regulating the rates for telecommunications services that are provided on a monopoly basis. It is intended that the commission be authorized to examine each service and market to determine when market conditions rather than total rate regulation can be relied upon to assure that adequate service will be provided at reasonable rates.

It is further intended that the commission have authority to take those actions necessary to assure that revenues from regulated telecommunications services are not used to subsidize nonregulated operations.

It is intended that the commission have authority to adopt rules, if needed, to develop standards for evaluating market conditions and criteria for determining that detariffing or rate flexibility is appropriate. The commission may also implement, by rule if necessary, such reporting requirements as are required to permit a proper allocation of common or joint costs and investments.

STANDING COMMITTEE REPORT

February 16 19 35

page 1 of 2

MR. SPEAKER:

We, your committee on JUDICIARY

having had under consideration HOUSE Bill No. 442

FIRST reading copy (WHITE color)

EXTEND PATERNITY STATUTE OF LIMITATIONS TO CHILD'S 21st YEAR

Respectfully report as follows: That HOUSE Bill No. 442

be amended as follows:

1. Title, line 6.

Following: "BROUGHT"

Insert: "BY THE CHILD"

Following: "UNTIL"

Insert: "2 YEARS AFTER"

Following: "CHILD"

Strike: "BECOMES" through "AGE" on line 7.

Insert: "ATTAINS THE AGE OF MAJORITY AND BY AN AGENCY OF THE STATE UNTIL 2 YEARS AFTER AN APPLICATION IS MADE UNDER TITLE IV-D OF THE SOCIAL SECURITY ACT FOR SERVICES TO THE CHILD"

2. Page 2, line 3.

Following: "brought"

Insert: "(a) by the child"

DOXPASS

(continued)

page 2 of 2 (HB 442)

Following: "than"

Strike: "3"

Insert: "2"

3. Page 2, line 4.

Following: "majority"

Insert: "; or (b) by a state agency later than 2 years after the first application is made under Title IV-D of the Social Security Act for services to the child"

AND AS AMENDED,
DO PASS

STANDING COMMITTEE REPORT

February 16 19 35

SPEAKER:
MR.

We, your committee on JUDICIARY

having had under consideration HOUSE Bill No. 366

FIRST reading copy (WHITE color)

REVISING LAW RELATING TO DISCRIMINATION IN INSURANCE & RETIREMENT
PLANS

Respectfully report as follows: That HOUSE Bill No. 366

DO NOT PASS
~~DO PASS~~

ROLL CALL VOTE

HOUSE COMMITTEE JUDICIARY

DATE 2/16/85 BILL NO. HB 366 TIME 12:40

NAME	AYE	NAY
Kelly Addy		✓
Toni Bergene		✓
John Cobb		✓
Paula Darko		✓
Ralph Eudaily	✓	
Budd Gould	✓	
Edward Grady	✓	
Joe Hammond	✓	✓
Kerry Keyser	✓	✓
Kurt Krueger	✓	✓
John Mercer	✓	✓
Joan Miles		✓
John Montayne		✓
Jesse O'Hara	✓	
Bing Poff	✓	
Paul Rapp-Svrcek		✓
Dave Brown (Vice Chairman)		✓
Tom Hannah (Chairman)	✓	

Marcene Lynn
Secretary

Tom Hannah
Chairman

Motion: Rep. Keyser moved that HB 366 DO PASS. The motion was
seconded by Rep. O'Hara and failed 8-10. Without objection,
Rep. Brown moved to reverse the vote on the do pass motion,
and HB 366 left the committee with a do not pass recommendation.

ROLL CALL VOTE

HOUSE COMMITTEE JUDICIARY

DATE 2/16/85 BILL NO. HB 366 TIME 12:55

NAME	AYE	NAY
Kelly Addy	✓	
Toni Bergene	✓	
John Cobb		✓
Paula Darko	✓	
Ralph Eudaily		✓
Budd Gould		✓
Edward Grady		✓
Joe Hammond	✓	
Kerry Keyser		✓
Kurt Krueger	✓	
John Mercer		✓
Joan Miles	✓	
John Montayne	✓	
Jesse O'Hara		✓
Bing Poff		✓
Paul Rapp-Svrcek	✓	
Dave Brown (Vice Chairman)	✓	
Tom Hannah (Chairman)		✓

Marcene Lynn
Secretary

Tom Hannah
Chairman

Motion: Rep. Brown moved to table HB 366. The motion was
seconded by REp. Addy, and the motion failed due to a tie vote of
9-9.

ROLL CALL VOTE

HOUSE COMMITTEE JUDICIARY

DATE 2/16/85 BILL NO. HB 366 TIME 12:55

NAME	AYE	NAY
Kelly Addy	✓	
Toni Bergene	✓	
John Cobb		✓
Paula Darko	✓	
Ralph Eudaily		✓
Budd Gould		✓
Edward Grady		✓
Joe Hammond	✓	
Kerry Keyser	✓	✓
Kurt Krueger	✓	✓
John Mercer		✓
Joan Miles	✓	
John Montayne	✓	
Jesse O'Hara		✓
Bing Poff	✓	
Paul Rapp-Svrcek	✓	
Dave Brown (Vice Chairman)	✓	
Tom Hannah (Chairman)		✓

Marcene Lynn
Secretary

Tom Hannah
Chairman

Motion: Rep. Brown moved to reconsider action on HB 366 for the
purposes of tabling the bill. The motion was seconded by Rep.
Addy and carried 10-8.

STANDING COMMITTEE REPORT

February 10 19 85

MR. SPEAKER:

We, your committee on JUDICIARY

having had under consideration HOUSE Bill No. 307

FIRST reading copy (WHITE color)

REVISE LAWS RE: DISCRIMINATION IN INSURANCE

Respectfully report as follows: That HOUSE Bill No. 307

WITHOUT RECOMMENDATION
XDOLPASS

ROLL CALL VOTE

HOUSE COMMITTEE JUDICIARY

DATE 2/16/85 BILL NO. HB 507 TIME 12:35

NAME	AYE	NAY
Kelly Addy	✓	
Toni Bergene	✓	
John Cobb		✓
Paula Darko	✓	
Ralph Eudaily		✓
Budd Gould		✓
Edward Grady		✓
Joe Hammond	✓	
Kerry Keyser		✓
Kurt Krueger	✓	
John Mercer		✓
Joan Miles	✓	
John Montayne	✓	
Jesse O'Hara		✓
Bing Poff		✓
Paul Rapp-Svrcek	✓	
Dave Brown (Vice Chairman)	✓	
Tom Hannah (Chairman)		✓

Marcene Lynn
Secretary

Tom Hannah
Chairman

Motion: Rep. Brown moved that HB 507 DO NOT PASS. The motion

was seconded by Rep. Rapp-Svrcek. Motion failed 9-9.

Without objection, the committee reversed its decision on the
do pass motion, but because it was a tie vote, the bill will come
out of committee WITHOUT RECOMMENDATION.

STANDING COMMITTEE REPORT

February 16 19 35

MR. SPEAKER:

We, your committee on JUDICIARY

having had under consideration HOUSE Bill No. 523

FIRST reading copy (WHITE)
color

PERMITS ACCESS TO LAND BY SURVEYORS

Respectfully report as follows: That HOUSE Bill No. 523

DO NOT PASS
DO PASS

STANDING COMMITTEE REPORT

February 15

19 85

MR. SPEAKER:

We, your committee on JUDICIARY

having had under consideration HOUSE Bill No. 622

FIRST reading copy (WHITE
color)

DELETE PURPOSE ELEMENT FROM BAD CHECK STATUTE

Respectfully report as follows: That HOUSE Bill No. 622

DO PASS

STATE PUB. CO.
Helena, Mont.

REP. TOM HANNAH

Chairman.

COMMITTEE SECRETARY

STANDING COMMITTEE REPORT

February 16 19 85

MR. SPEAKER:

We, your committee on JUDICIARY

having had under consideration HOUSE Bill No. 341

FIRST reading copy (WHITE)
color

**CIVIL LIABILITY OF PERSON WHO STOPS PAYMENT ON CHECK, DRAFT,
OR ORDER**

Respectfully report as follows: That HOUSE Bill No. 341

be amended as follows:

1. Page 1, line 23.

Following: "payment"

Insert: "when there is no good faith dispute as to the value
of the goods delivered or services rendered"

AND AS AMENDED,

DO PASS

STANDING COMMITTEE REPORT

February 16 1935

MR. **SPEAKER:**

We, your committee on **JUDICIARY**

having had under consideration **HOUSE** Bill No. **399**

FIRST reading copy (**WHITE** color)

ELIMINATING NONDUPLICATING PROVISION FROM RURAL COOPERATIVE UTILITIES LAW

Respectfully report as follows: That **HOUSE** Bill No. **380**

.DQ.PASS

STANDING COMMITTEE REPORT

February 16 19 85

MR. SPEAKER:

We, your committee on JUDICIARY

having had under consideration HOUSE Bill No. 431

FIRST reading copy (WHITE)
color

REQUIRE SHERIFF'S SALE TO BE POSTED & PUBLISHED 1 WEEK BEFORE
SALE

Respectfully report as follows: That HOUSE Bill No. 431

DO NOT PASS

DO PASS

STANDING COMMITTEE REPORT

February 16 19 85

MR. SPEAKER:

We, your committee on JUDICIARY

having had under consideration HOUSE Bill No. 491

FIRST reading copy (WHITE)
color

MENTIONING SENTENCE TO JURORS; NO CHALLENGE FOR BELIEF
ITS TOO SEVERE

Respectfully report as follows: That HOUSE Bill No. 491

DO PASS

STANDING COMMITTEE REPORT

February 16 19 95

MR. SPEAKER:

We, your committee on JUDICIARY

having had under consideration HOUSE Bill No. 541

FIRST reading copy (WHITE)
color

PARTY MULTIPLYING LEGAL PROCEEDINGS LIABLE FOR INCREASED COSTS

Respectfully report as follows: That HOUSE Bill No. 541

DO PASS

STANDING COMMITTEE REPORT

February 16

19 85

SPEAKER:

MR.

JUDICIARY

We, your committee on

having had under consideration **HOUSE** Bill No. **535**

FIRST

reading copy (**WHITE**)
color

REVISE SENTENCE REVIEW PROCEDURE

Respectfully report as follows: That **HOUSE** Bill No. **535**

DO PASS

ROLL CALL VOTE

HOUSE COMMITTEE JUDICIARY

DATE February 16, 1985 BILL NO. HB 585 TIME 7:45

NAME	AYE	NAY
Kelly Addy	✓	
Toni Bergene		✓
John Cobb		✓
Paula Darko		✓
Ralph Eudaily		✓
Budd Gould		✓
Edward Grady		✓
Joe Hammond	✓	
Kerry Keyser		✓
Kurt Krueger	✓	
John Mercer		✓
Joan Miles	✓	
John Montayne		
Jesse O'Hara		✓
Bing Poff		✓
Paul Rapp-Svrcek		✓
Dave Brown (Vice Chairman)	✓	
Tom Hannah (Chairman)		✓

Marcene Lynn
Secretary

Tom Hannah
Chairman

Motion: Rep. Kruegar made a substitute motion for a DO NOT PASS.

The motion was seconded by Rep. Addy and failed 5-12.

ROLL CALL VOTE

HOUSE COMMITTEE JUDICIARY

DATE February 16, 1985 BILL NO. HB 585 TIME 7:47

NAME	AYE	NAY
Kelly Addy	✓	
Toni Bergene		✓
John Cobb	✓	
Paula Darko	✓	
Ralph Eudaily		✓
Budd Gould		✓
Edward Grady		✓
Joe Hammond	✓	
Kerry Keyser		✓
Kurt Krueger	✓	
John Mercer		✓
Joan Miles	✓	
John Montayne		
Jesse O'Hara		✓
Bing Poff		✓
Paul Rapp-Svrcek	✓	
Dave Brown (Vice Chairman)	✓	
Tom Hannah (Chairman)		✓

Marcene Lynn
Secretary

Tom Hannah
Chairman

Motion: Rep. Addy moved a substitute motion to amend the bill
on page 2, line 6 by striking "presumed correct" and inserting
"entitled to deference". The motion was seconded by Rep.
Kruegar and failed 8-9.

ROLL CALL VOTE

HOUSE COMMITTEE JUDICIARY

DATE February 16, 1985

BILL NO. HB 585

TIME 7:48

NAME	AYE	NAY
Kelly Addy		✓
Toni Bergene	✓	
John Cobb	✓	
Paula Darko	✓	
Ralph Eudaily	✓	
Budd Gould	✓	
Edward Grady	✓	
Joe Hammond		✓
Kerry Keyser	✓	
Kurt Krueger		✓
John Mercer	✓	
Joan Miles	✓	
John Montayne		
Jesse O'Hara	✓	
Bing Poff	✓	
Paul Rapp-Svrcek	✓	
Dave Brown (Vice Chairman)		✓
Tom Hannah (Chairman)	✓	

Marcene Lynn
Secretary

Tom Hannah
Chairman

Motion: Rep. O'Hara moved that HB 585 DO PASS. The motion was
seconded by Rep. Gould and carried 13-4.

ROLL CALL VOTE

HOUSE COMMITTEE JUDICIARY

DATE 2/16/85 BILL NO. HB 210 TIME 1:00 p.m.

NAME	AYE	NAY
Kelly Addy		✓
Toni Bergene	✓	
John Cobb	✓	
Paula Darko		✓
Ralph Eudaily	✓	
Budd Gould	✓	
Edward Grady		✓
Joe Hammond	✓	
Kerry Keyser	✓	
Kurt Krueger		✓
John Mercer	✓	
Joan Miles		
John Montayne		✓
Jesse O'Hara	✓	
Bing Poff		✓
Paul Rapp-Svrcek	✓	
Dave Brown (Vice Chairman)		✓
Tom Hannah (Chairman)	✓	

Marcene Lynn
Secretary

Tom Hannah
Chairman

Motion: Rep. O'Hara moved to take HB 210 off the table.

The motion was seconded by Rep. Bergene and carried 10-7.