MINUTES OF THE MEETING JUDICIARY COMMITTEE 50TH LEGISLATIVE SESSION HOUSE OF REPRESENTATIVES

March 24, 1987

The meeting of the Judiciary Committee was called to order by Chairman Earl Lory on March 24, 1987, at 8:00 a.m. in Room 312 D of the State Capitol.

ROLL CALL: All members were present with the exception of Reps. Gould and Hannah who were absent.

## EXECUTIVE SESSION:

### ACTION ON PENATE BILL NO. 338:

Rep. Rapp-Svrcek moved that SB 338 BE CONCURRED IN. Two sets of amendments were presented. Set number one was presented by the Railroad Company and it regards exempting the Railroad employees. (Exhibit A). Rep. Mercer moved the first set of amendments. Rep. Addy does not agree with exempting federal employees. Rep. Rapp-Svrcek opposed the first set of amendments. Rep. Mercer stated that either they are prexempted or not and withdrew his motion. Rep. Rapp-Svrcek moved the second set of amendments. (Exhibit B). Question was called and a voice vote was taken. The motion CARRIED unanimously. Rep. Addy moved to amend page 1, line 20, by striking the language "that involve" and inserting the language "the primary responsibility of which is". Question was called and a voice vote was taken. The motion <u>CARRIED</u> 14-2 with Reps. Giacometto and Mercer dis-senting. Rep. Addy moved to amend on page 1, line 24, by striking the language "BELIEVES" and inserting the language "has reason to believe". Question was called and a voice vote was taken. The motion CARRIED unanimously. Rep. Mercer moved a clean up amendment on page 3, line 12. Question was called and a voice vote was taken. The motion CARRIED manimously. (See Attached Amendments). Rep. Addy moved that SB 338 BE CONCURRED IN AS AMENDED. Question was called and a voice vote was taken. The motion CARRIED unanimously. SB 338 BE CONCURRED IN AS AMENDED.

## ACTION ON SENATE BILL NO. 181:

Rep. Miles moved that SB 181 BE CONCURRED IN. Rep. Miles moved amendments on page 2, line 11, inserting the language "for deposit in the state general fund". Question was called and a voice vote was taken. The motion <u>CARRIED</u> unanimously. Rep. Mercer moved amendments on page 1, line 24 through line 1 of page 2, page 2, line 16, 21, and 24. Judiciary Committee March 24, 1987 Page 2

Question was called and a voice vote was taken. The motion <u>CARRIED</u> unanimously. Rep. Miles moved that SB 181 BE <u>CONCURRED</u> IN AS AMENDED. Question was called and a voice vote was taken. The motion <u>CARRIED</u> 14-3 with Reps. Meyers, Cobb and Brown dissenting. SB 181 <u>BE CONCURRED IN AS</u> AMENDED.

ADJOURNMENT: There being no further business to come before this committee, the hearing was adjourned at 10:32 a.m.

EARL LORY, Ghairman

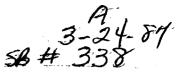
## DAILY ROLL CALL

JUDICIARY COMMITTEE

50th LEGISLATIVE SESSION -- 1987

Date March 241987

NAME	PRESENT	ABSENT	EXCUSED
JOHN MERCER (R)	L-		
LEO GIACOMETTO (R)	L		
BUDD GOULD (R)		L -	
AL MEYERS (R)	1		
JOHN COBB (R)	2		
ED GRADY (R)	L		
PAUL RAPP-SVRCEK (D)	ĉ.		
VERNON KELLER (R)		<u></u>	
RALPH EUDAILY (R)			
TOM BULGER (D)	L L		
JOAN MILES (D)			
FRITZ DAILY (D)			
TOM HANNAH (R)			
BILL STRIZICH (D)	L		
PAULA DARKO (D)	Ĺ		
KELLY ADDY (D)	٤.		
DAVE BROWN (C)	ر بر د	:	
EARL LORY (R)	L		



AMENDMENTS TO SB 338, THIRD READING COPY, PREPARED FOR HOUSE JUDICIARY COMMITTEE. Franciso # ! Ezerypy 5 -

Page 3, line 15.

Following: line 14

Insert: "(5) Subsections (1)(b) and (c) and (2) through (4) do not apply to employees and prospective employees who are subject to alcohol and drug tests and procedures adopted by the employer under federal law."

Renumber: subsequent subsection

ASB338b/JM/JM2

AMENDMENTS ID SB 338, THIRD READING COPY, PREPARED FOR REP. LORY.

2. Page 2, line 4 and line 2 of page 3. Following: "DRUG" on each line Insert: "or alcohol"

3. Page 2, lines 6 through 8, 19, 20, and 22. Strike: "DRUG"

ASB338a/JM/JL\_

# STANDING COMMITTEE REPORT

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Mr. Speaker: We, the commit	tee on		
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# STANDING COMMITTEE REPORT

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