

SENATE JUDICIARY COMMITTEE

REPORT BY SENATOR HERD, CHAIRMAN
SUB-COMMITTEE "B".

January 21, 1970

Room 523

The Senate Judiciary Committee met in Room 523 at eleven o'clock A.M., January 21, 1970, with the chairman, Senator Steadman Ball, presiding.

Senator Herd was present to report on bills considered and studied by sub-committee "B" of which he was chairman.

All members were present except Senators Arvin, Hodge, Rogers, Steineger and Winter.

Senator Ball first told the members present of some study regarding a bill which eliminates the limits of recovery for wrongful death. Senator Bennett moved that Senator Ball be authorized by the committee to introduce a bill which would eliminate the limits of recovery for wrongful death, Senator Woodard seconded the motion and it passed.

Senator Herd then reported on the work done by sub-committee "B". Regarding Senate Bill No. 96, he stated that his sub-committee reported the bill unfavorably. Senator Bennett moved that the full committee report the bill not for passage, Senator Woodard seconded the motion and it carried.

Taking up Senate Bill No. 316, Senator Herd stated that it was also reported unfavorably. Senator Bennett moved that the full committee recommend it not for passage. Senator Woodard seconded and the motion passed.

House Bill No. 1265 was recommended for passage to the full committee. Senator Bennett moved it be recommended for passage without amendment, Senator Woodard seconded and the motion passed.

After a report by Senator Herd on House Bill No. 1519, Senator Bennett moved to recommend it for passage, Senator Woodard seconding. The motion passed.

Senate Bill No. 51 was recommended for favorable consideration by the sub-committee and Senator Bennett moved the bill be amended on page 2 in line 17 by inserting after the comma following the word "representatives" the following: "or any two of them," and that the amendment be adopted by the committee. Senator Woodard seconded and the amendment was adopted. Senator Pomeroy then moved that the bill be recommended for passage as amended, Senator Tillotson seconded and the motion carried.

In his report on Senate Bill No. 382, Senator Herd recommended a suggested amendment on page 6. Senator Bennett moved that the bill be amended on page 6 in line 6 by inserting after the comma following the word "full" the following: "when no commitment exists to make advances, incur obligations or otherwise give value," and that the amendment be adopted by the committee. Senator Woodard seconded and the amendment was adopted. Senator Herd then moved that the bill ^{be recommended to be} be passed as amended, Senator Pomeroy seconded and the bill was recommended for passage as amended.

Senator Herd reported that Senate Bill No. 67 was not ready to be reported out of the sub-committee; that some amendments were being prepared by the Revisor's Office.

Senator Herd moved and Senator Bennett seconded that the committee introduce a bill to repeal the guest statute. The motion passed.

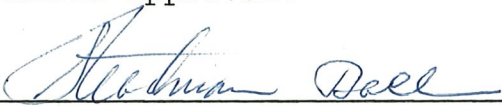
Some discussion on the drafting of a bill regarding partial distribution in probate matters without bond was held and Senator Bennett moved that the chairman be authorized to introduce such a bill to be referred back to the committee. Senator Woodard seconded and the motion carried.

Senate Bill No. 389 was discussed and it was decided to have an amendment drawn regarding it.

The meeting was adjourned to meet January 22, 1970, in Room 523, at eleven o'clock A.M.

Martha P. Welch, Recording Secretary

Minutes approved:



Steadman Ball, Chairman

January 21, 1970

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