

SENATE JUDICIARY COMMITTEE

FEBRUARY 18, 1970

ROOM 523

The Senate Judiciary Committee met February 18, 1970 at eleven o'clock A.M. in room 523. All members were present except Senators Arvin, Hodge and Van Sickle. The chairman, Senator Steadman Ball, called the meeting to order.

Senator Woodard moved that Senate Bill No. 518 be reported back to the Senate with the recommendation that it be passed. Senator Storey seconded and the motion carried.

Senate Bill No. 522 was taken up and John Decker was present with suggested amendments. These amendments were discussed and the committee compared them to present law. The amendments were adopted by the committee and the motion carried to report the bill back to the Senate with the recommendation that it be passed as amended. A copy of the committee report is hereto attached.

Some discussion was had on Senate Bill No. 497 and Senator Pomeroy moved that the bill be not passed. Senator Woodard seconded and the motion carried.

Senator Steineger explained Senate Concurrent Resolution No. 44. He moved that the resolution be reported back to the Senate with the recommendation that it be adopted. Senator Bennett seconded and the motion carried.

Senate Bill No. 581 was discussed and Senator Bennett moved that the bill be amended on page 1, in line 4, by striking the word "penitentiary" and inserting in lieu thereof "custody of the director of penal institutions". Senator Tillotson seconded and the committee voted to adopt the amendment. Senator Tillotson then moved that the committee report the bill back to the Senate with the recommendation that it be passed as amended; Senator Storey seconded and the motion carried.

Senator Rogers explained Senate Bill No. 566 and told the history of the bill. He stated that most states have a bill comparable to this. Senator Tillotson moved that the committee recommend the bill for passage; Senator Healy seconded and the motion carried.

Senator Healy explained Senate Bill No. 580 and moved that the committee recommend it for passage; Senator Bell seconded and the motion carried.

On February 17, 1970 the committee had adopted a satisfactory amendment for Senate Bill No. 577 and Senator Pomeroy now moved that the bill be reported back to the Senate with the recommendation that it be passed as amended. Senator Tillotson seconded and the motion carried.

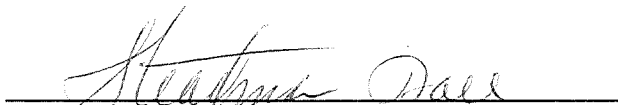
Regarding Senate Bill No. 522, the motion to adopt the amendments was made by Senator Woodard and seconded by Senator Pomeroy as well as the motion to recommend it for passage as amended.

Some discussion was had on Senate Bill No. 498 but no action was taken.

The meeting adjourned to meet Friday, February 20, 1970. House Bills in committee will be taken up at that time.


Martha P. Welch, Recording Sec.

MINUTES APPROVED:


Steadman Ball, Chairman

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

Your committee on Judiciary

Recommends that Senate Bill No. 522

"An Act relating to cities; exempting the property thereof from levy, execution and sale; providing that no judgment shall become a charge or lien upon such property."

Be amended:

On page 1, in line 1, by striking "All" and inserting in lieu thereof "Except for judicial tax foreclosure, all"; in line 4, by striking all before the syllable "judg-"; in line 5, by inserting "shall" after "city"; also in line 5, by inserting after "property" the following: ": Provided, That nothing herein shall relieve a city from the obligation of levying taxes or otherwise providing funds to pay judgments, and any such taxes levied or funds provided for such purpose shall not be exempt from any appropriate judicial process to enforce a judgment";

And the bill be passed as amended.