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# MONTANA CONSTITUTIONAL CONVENTION

STATE CAPITOL • HELENA, MONTANA 59601 • TELEPHONE 406/449-3750

## JUDICIARY COMMITTEE

Place of Meeting: Room 415, Capitol Building, Helena, Montana  
Date Meeting Held: February 1, 1972  
Hour Meeting Held: 11:20 A.M.

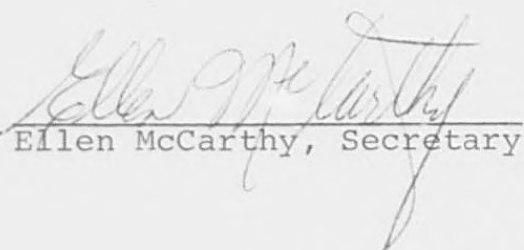
### MINUTES OF THE SEVENTEENTH MEETING OF JUDICARY COMMITTEE

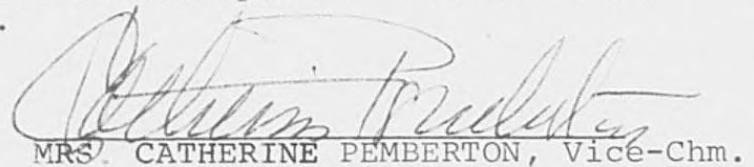
#### Roll Call:

David L. Holland, Chairman	-	Absent
Mrs. Catherine Pemberton, Vice-Chairman	-	Present
Cedor B. Aronow	-	Present
Ben E. Berg, Jr.	-	Present
Mrs. Jean M. Bowman	-	Present
Rod Hanson	-	Present
J. Mason Melvin	-	Present
John M. Schiltz	-	Present
	-	

#### DISCUSSION:

The meeting was called to order by Mrs. Catherine Pemberton, Vice-Chairman of the Committee. Discussion was had on Delegate Jean M. Bowman's proposed judicial article. It was then noted that the Chairman of this committee had set Tuesday, February 8, as the deadline for final drafts of the majority and minority proposals and Thursday, February 10, as the deadline for final draft of the entire judicial report. The overview of the committee to this date was discussed by Jack Schiltz as to how close the committee had come to the original overview, what they had accomplished and what they expect to accomplish. The committee adjourned until 2:00 this date.

  
Ellen McCarthy, Secretary

  
MRS. CATHERINE PEMBERTON, Vice-Chm.

Tuesday  
February 1, 1972

#### OVERVIEW OF JUDICIARY COMMITTEE

To date the Judiciary Committee has held seven public hearings, including:

- (a) Three days principally to proponents of the Montana Plan
- (b) One public hearing to consideration of Supreme Court
- (c) One public hearing principally to the subject of District Court
- (d) One public hearing principally to the subject of Justice of the Peace Courts
- (e) One public hearing principally to the subject of County Attorneys

Scheduled for Wednesday, February 2, 1972, is a public hearing for Clerks of District and Supreme Courts. In addition thereto, public hearings have been set for Thursday, February 3, 1972, and Friday, February 4, 1972, for the consideration of opponents of the Montana Plan and all other witnesses.

Tentative votes have been taken regarding the entire Judicial article and the Montana Plan. On Wednesday, February 2, 1972, subcommittees to write a majority report and an opposed minority report, and chairmen of each thereof shall be appointed. Final reports of the majority subcommittee and the minority subcommittee shall be due to the full committee at a meeting on February 8, 1972, which meeting shall be called ten minutes after adjournment.

The "Romney" hearing has not yet been held but will be held on the date scheduled and tentative speakers will be contacted to be heard at this meeting. It is expected that the Judiciary Committee will have its report submitted to the convention on the date of February 16, 1972, heretofore set by the President of the convention.

Respectfully submitted,

D. L. HOLLAND, Chairman  
Judiciary Committee

CATHERINE PEMBERTON, Vice-Chairman  
Judiciary Committee