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### Minutes of the twenty-fifth meeting of the Judiciary Committee

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# MONTANA CONSTITUTIONAL CONVENTION

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

## JUDICIARY COMMITTEE

Place of Meeting: Room 413, Capitol Building, Helena, Montana

Date Meeting Held: February 8, 1972

Hour Meeting Held: 9:45 A.M.

### MINUTES OF THE TWENTY-FIFTH MEETING OF JUDICIARY COMMITTEE

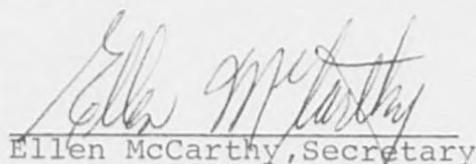
#### Roll Call:

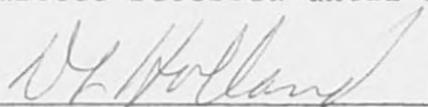
David L. Holland, Chairman	-	Present
Mrs. Catherine Pemberton, Vice-Chairman	-	Present
Cedor B. Aronow	-	Present
Ben E. Berg, Jr.	-	Present
Mrs. Jean M. Bowman	-	Absent
Leslie "Joe" Eskildsen	-	Present
Rod Hanson	-	Absent
J. Mason Melvin	-	Present
John M. Schiltz	-	Present

#### DISCUSSION:

The meeting was called to order by the Chairman and Delegate Proposals 90 and 92 were discussed briefly. Again the committee discussed those sections under Article XIX on Section 4 dealing with homestead and exempt laws and Section 5 dealing with perpetuities. Delegates Berg and Schiltz, who previously had voted to eliminate Sections, changed their votes so that it was the unanimous vote of the committee to retain these two sections. Chairman Holland then advised Delegate Pemberton and the other members that if Mrs. Pemberton decided, or others joined with her, to support the Montana Plan (Delegate Proposal No. 7) in its original form or modified, he would request the convention to suspend the rules so that the Montana Plan could be heard on the floor. If unsuccessful in getting a suspension of rules, Chairman Holland stated he would aid Mrs. Pemberton personally so as to see that the Montana Plan proposal was heard on the floor if possible. The committee then discussed the schedule of the Romney hearing which is set for Wednesday, February 9. It was decided that Mrs. Pemberton or another individual would present the proposed Montana Plan first; the next speaker would be Mr. Aronow who would present the proposed majority report of the committee and then Mr. Berg would present comments on the minority report of the committee.

There being no further business the committee recessed until 11:00 A.M.

  
Ellen McCarthy, Secretary

  
D. L. HOLLAND, Chairman