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

LEGISLATIVE COMMITTEE

Place of Meeting: Room 434

Date Meeting Held: 2/11/72
Hour Meeting Held: 9:45 a.m.

Committee Chairman: Magnus Aasheim

MINUTES OF THE TWENTY-SEVENTH LEGISLATIVE COMMITTEE MEETING

SUBJECT OF MEETING: Rewriting for final draft

Roll Call:

Magnus Aasheim, Chairman	Present
Jerome T. Loendorf, V. Chairman	Present
Grace Bates	Present
Daphne Bugbee	Present
Jerome J. Cate	Present
George Harper	Present
Torrey B. Johnson	Present
Robert Lee Kelleher	Present
John H. Leuthold	Present
Richard A. Nutting	Present
Arlyne E. Reichert	Present
Mae Nan Robinson	Present
Miles Romney	Present
Carman Skari	Present

INTERESTED PERSONS TESTIFYING:

Name

Occupation or Title

NONE

February 11, 1972
9:45 a.m.

Chairman Aasheim called the meeting to order.

VETO--The sub-committee which appeared before the Executive Committee reported on what had happened.

Motion made that section 1 be adopted as is, subsection 2 adopted with words "or reduce" deleted, subsection 3 adopted but strike "membership of the legislature" and insert members present therein, and for bicameral alternative of subsection 3 say "members present in each house", subsection 4 to read "If the legislature is in session a bill becomes law if the governor neither signs nor vetoes it within 5 days after its delivery to him by the legislature, or within 25 days if the legislature is adjourned." Also adopt subsection 6 but use "shall" instead of "may". Motion passed.

Motion made to delete subsection 5. Motion carried.

Reichert and Robinson will rewrite the veto section.

ARTICLE XV, Section 2--The first sentence was discussed. It was decided that this did not belong in the legislative article.

ARTICLE V, SECTION 35--Lengthy discussion followed regarding this article.

Motion made that word "absolute" be deleted. Motion carried.

Delegates Ask and Anderson came from the General Government and discussed the word "community" and explained why they thought it should be deleted.

Motion made that word "community" be stricken and section 35 left as was amended. Motion failed.

Motion made that section 35 read as "No appropriation should be made for religious, charitable, industrial, educational, or benevolent purposes to any private individual, private association, or private corporation not under control of the state." Passed.

OMBUDSMAN PROPOSAL--Kelleher presented his amended proposal (see filed herewith). Lengthy discussion followed.

Motion made that "The People's Advocate" be used instead of "Ombudsman". Motion passed.

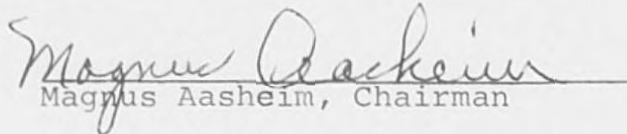
Motion made that subsection 2, first sentence read as "The People's Advocate shall have the duty to provide information to any person upon request relating to government; and shall have subpoena power and authority to investigate on complaint or on his own initiative any act or omission of any agency of government, and take appropriate action." Motion passed.


Motion made that second and third sentences of subsection 2 be kept as is. Motion failed.

Motion made that The People's Advocate shall receive the same salary as district judge. Motion passed.

Motion made that last sentence read "The legislature shall provide for this office and its operation." Motion carried.

Meeting adjourned: 12:30 p.m.


Magnus Aasheim, Chairman


Judy Pratt, Secretary