

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRSThe meeting was called to order by Senator Edward F. Reilly, Jr. at
Chairperson1:30 ~~xxx~~/p.m. on March 30, 1984 in room 254-E of the Capitol.

All members were present except:

Senators Morris, Roitz and Vidricksen, who were excused.

Committee staff present:

Fred Carman, Assistant Revisor of Statutes
Russell Mills, Legislative Research
June Windscheffel, Secretary to the Committee

Conferees appearing before the committee:

Craig Stancliff, Associate General Counsel, Office of the Securities Commissioner
Larry Cook, Director of Enforcement, Office of the Securities CommissionerSB856 - concerning special investigators to the securities commission.

The Chairman introduced Craig Stancliff, who appeared as a proponent of SB856, for the Office of Securities Commissioner. He stated that they had come across some specific problems in the areas of service of process and search and seizures under search warrants. He said it is important that they use their own investigators because of the type of investigations they must conduct. He quoted from an attorney general's opinion that their investigators cannot accompany law enforcement officers on a search warrant because it is directed only to law enforcement officers. He said they feel that firearms are needed when the investigators must go into "boiler room" operations.

Larry Cook was introduced and asked for remarks. He said that basically the types of crimes they work are white collar crimes but through these investigations they come into contact with organized crime people, posse comitatus people and other persons against whom they might need equipment to defend themselves.

Senator Pomeroy moved to amend the bill on line 39 by striking all after "otherwise" and striking lines 40-42, inclusive, and striking all of line 43 before the period; and by amending the law enforcement training act to require that special investigators be law enforcement officers. 2d by Senator Parrish. Motion carried.

Senator Pomeroy moved that SB856 be recommended favorably as amended. 2d by Senator Parrish. Motion carried.

SB867 - concerning bingo.

The Chairman announced that he had requested that SB867 be withdrawn from the calendar and placed back in this Committee.

HB3100 - relating to employment of correctional honor camp inmates.

The Chairman directed the Committee's attention to HB3100. Senator Pomeroy moved to strike lines 38 and 39. 2d by Senator Gannon. Motion carried.

Senator Pomeroy moved the bill be amended by striking, in lines 25 and 26, "be considered to"; on line 31 by striking "considered an agent" and by inserting "agents" 2d by Senator Gannon. Motion carried.

Senator Pomeroy moved that HB3100 be reported favorably as amended. 2d by Senator Gannon. Motion carried.

HB2741 - concerning cost of jail operations; tax levy.HB2741 was discussed but no action was taken.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS,
room 254-E, Statehouse, at 1:30 ~~xxx~~ p.m. on March 30, 1984.

The Chairman announced that the Committee will meet on Monday.

HB2504 - concerning alcoholic liquor, purchase or possession, unlawful acts, penalties.

It was the consensus of the Committee members present that the Chairman of the Committee express the opposition of the Committee to the adoption of the conference report on HB2504, for the reason that the drinking age issue had never been considered by this Committee as it should be and of the change in the law that would be affected by that report. If done in that fashion it would be contrary to the deliberative process.

Senator Pomeroy moved that the Minutes of March 29, be approved. 2d by Senator Parrish. Motion carried.

The meeting adjourned at 2:10 p.m.