

1999 SENATE JUDICIARY

SB 2325

1999 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB2325

Senate Judiciary Committee

Conference Committee

Hearing Date January 26, 1999

Tape Number	Side A	Side B	Meter #
1	x		0 - 1400
Committee Clerk Signature <i>Jackie Follman</i>			

Minutes:

SB2325 relates to the discharge of a trustee.

SENATOR STENEHJEM opened the hearing on SB2325 at 9:00 A.M.

All were present.

SENATOR NELSON, District 21, testified in support of SB2325. A constituent wanted more options on getting rid of a trustee.

SENATOR WATNE asked if this would give more reasons to discharge a trustee.

SENATOR NELSON stated yes.

SENATOR STENEHJEM stated that he has set up a trust for his son and doesn't really care if there is animosity toward the trustee if the trustee does want he specifies.

SENATOR NELSON stated that yes, I understand this.

Page 2

Senate Judiciary Committee

Bill/Resolution Number SB2325

Hearing Date January 26, 1999

SENATOR TRAYNOR stated that it is an obstacle to get rid of the PR or Trustee, if appointed by testator.

SENATOR NELSON stated yes, I agree.

SANDI TABOR, State Bar Association, testified to provide technical assistance. 30.1-24-02 is the prudent investors rule. This is standard for district court. Normally, the prevailing party should have the costs reimbursed. The Courts look at the person drafting the Trust and stays with his intent.

SENATOR STENEHJEM CLOSED the hearing on SB2325.

Discussion.

SENATOR WATNE made a motion for DO NOT PASS, SENATOR TRAYNOR seconded.

Motion carried.

SENATOR TRAYNOR will carry this bill.

6 - 0 - 0

Date: 1-26-99
 Roll Call Vote #: 1

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2325

Senate Judiciary _____ Committee

Subcommittee on _____
 or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Not Pass

Motion Made By Watne Seconded By Traynor

Senators	Yes	No	Senators	Yes	No
Senator Wayne Stenehjem	X				
Senator Darlene Watne	X				
Senator Stanley Lyson	X				
Senator John Traynor	X				
Senator Dennis Bercier	X				
SenatorCarolyn Nelson	X				

Total (Yes) 6 No 0

Absent _____

Floor Assignment Traynor

REPORT OF STANDING COMMITTEE (410)
January 26, 1999 12:49 p.m.

Module No: SR-16-1207
Carrier: Traynor
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2325: Judiciary Committee (Sen. W. Stenehjem, Chairman) recommends DO NOT PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2325 was placed on the Eleventh order on the calendar.