

1/8/71

Memorandum 71-5

Subject: Scheduling of Submission of Recommendations to Legislature

The Commission should discuss briefly the scheduling of submission of recommendations to the Legislature and the priorities to be given various topics.

1971 Legislature

1. Pleading (probably should be introduced in Assembly)(bill ready for introduction)
2. Inverse condemnation--insurance authority (probably should be introduced in Senate)(bill ready for introduction)
3. Resolution to continue authority to study topics and to drop topics (probably should be introduced in Senate)(ready for introduction)
4. Resolution to authorize study of parol evidence rule (probably should be introduced in Senate)(ready for introduction)
5. Discharge from employment for one garnishment (probably should be introduced in Senate)
6. Garnishment of bank accounts (probably should be introduced in Senate)
7. Earnings Protection Law (probably should be introduced in Senate)
8. Relocation assistance (probably should be introduced in Assembly)(will consider at February meeting)

1972 Legislature

1. Child custody (probably fairly little Commission time will be required --quite a bit of staff time may be required)
2. Right on nonresident aliens to inherit (if study received)(probably little Commission or staff time will be required)

Other topics on which research consultant retained:

1. Arbitration--Study due December 1, 1969, but not yet received
2. Liquidated damages--Study overdue

Inverse condemnation study

The Commission needs to review the water damage-land stability tentative recommendation. Also, Professor Van Alstyne has substantially completed another portion of the background research study which needs to be reviewed by the Commission.

Eminent domain study

The Commission has necessarily deferred work on the eminent domain study because attachment and garnishment has been given priority. However, the staff, from time to time, has been working on this study, and there is quite a bit of material ready for Commission consideration. We will be hard put to get the Comprehensive Statute finished for the 1973 session.

Tenant's rights to property when lease terminated

Professor Friedenthal is doing some preliminary research to determine whether he would be willing to do this study. (The Commission has approved a contract with him if he is willing.)

Respectfully submitted,

John H. DeMouilly
Executive Secretary