

House Committee

COMMITTEE MINUTES for JUDICIARY

Date: *February 16, 2022*

Location: *RM 103, Sup. Ct. Chamber*

Convened: *11:45 AM*

Adjourned: *12:25 PM*

Attendance Roll Call:

Present: Representatives Holt-CH, Gustafson-VC, Wolfe-RM, Anderson, Hansen, Hite, Jacobsen, Jones, Kaufmann, Klein, Lohse, Meyer, B., Mitchell, Olson, Osmundson, Prichard, Salmon, Wessel-Kroeschell, Westrich, Wheeler, Wilburn

Absent:

Excused:

Chairman Holt called the Judiciary Committee meeting to order at 11:43 a.m. Roll call was taken with 20 members present and Representative Mitchell was excused until he arrived.

The previous meeting minutes were approved.

Chairman Holt read the electronically assigned bills:

[HSB 715](#) – Osmundson-CH, Gustafson, Hansen

[HF 825](#) – Wolfe-CH, Hite, Mitchell

Representative Mitchell arrived.

Chairman Holt recognized Representative Hite for opening comments on [HF 2268](#).

There was no discussion. Rep. Hite moved [HF 2268](#). Chairman Holt moved [HF 2268](#) as a committee bill with a unanimous roll call vote of 21 ayes and 0 nays.

Chairman Holt recognized Representative Lohse for opening comments on [HF 676](#).

Rep. Lohse indicated there was Amendment .3169 and was recognized for opening comments on the amendment. With no discussion on the amendment Rep. Lohse moved Amendment .3169 short form. The amendment passed. There was no discussion on [HF 676](#), as amended and Rep. Lohse moved [HF 676](#), as amended.

Chairman Holt moved [HF 676](#) as amended, as a committee bill with a unanimous roll call vote of 20 ayes, 0 nays, and 1 excused (Representative Jones).

Chairman Holt recognized Representative Kaufmann for opening comments on [HSB 676](#). There was discussion. With no further discussion Rep. Kaufmann moved [HSB 676](#). Chairman Holt moved [HSB 676](#) as a committee bill with a roll call vote of 13 ayes (Representatives Holt, Gustafson, Hite, Jacobsen, Jones, Kaufmann, Klein, Lohse, Mitchell, Osmundson, Salmon, Westrich, and Wheeler) and 8 nays (Representatives Wolfe, Anderson, Hansen, B. Meyer, Olson, Prichard, Wessel-Kroeschell, and Wilburn).

Chairman Holt recognized Representative Lohse for opening comments on [HF 2227](#).

There was discussion. With no further discussion Rep. Lohse moved [HF 2227](#).

Chairman Holt moved [HF 2227](#) as a committee bill with a roll call vote of 13 ayes (Representatives Holt, Gustafson, Hite, Jacobsen, Jones, Kaufmann, Klein, Lohse, Mitchell, Osmundson, Salmon, Westrich, and Wheeler) and 8 nays (Representatives Wolfe, Anderson, Hansen, B. Meyer, Olson, Prichard, Wessel-Kroeschell, and Wilburn).

Chairman Holt recognized Representative Hite for opening comments on [HF 2269](#).

There was discussion. With no further discussion Rep. Hite moved [HF 2269](#).

Chairman Holt moved [HF 2269](#) as a committee bill with a roll call vote of 18 ayes (Representatives Holt, Gustafson, Wolfe, Hansen, Hite, Jacobsen, Jones, Kaufmann, Klein, Lohse, Mitchell, Olson, Osmundson, Salmon, Wessel-Kroeschell, Westrich, Wheeler, and Wilburn) and 3 nays (Representatives Anderson, B. Meyer, and Prichard).

Chairman Holt turned the Chair over to Vice Chair Gustafson.

Chair Gustafson recognized Representative Holt for opening comments on [HSB 636](#). Rep. Holt indicated there was Amendment .3210 and was recognized for opening comments on the amendment. There was discussion. With no further discussion on the amendment Rep. Holt moved Amendment .3210 short form. The amendment passed. There was no discussion on [HSB 636](#), as amended and Rep. Holt moved [HSB 636](#), as amended. Chair Gustafson moved [HSB 636](#) as amended, as a committee bill with a roll call vote of 15 ayes (Representatives Holt, Gustafson, Wolfe, Hansen, Hite, Jacobsen, Jones, Kaufmann, Klein, Lohse, Mitchell, Osmundson, Salmon, Westrich, and Wheeler), 5 nays (Representatives B. Meyer, Olson, Prichard, Wessel-Kroeschell, and Wilburn), and 1 excused (Representative Anderson).

Chair Gustafson recognized Representative Holt for opening comments on [HSB 711](#). Rep. Holt indicated there was Amendment .3180 and was recognized for opening comments on the amendment. There was discussion. With no further discussion on the amendment Rep. Holt moved Amendment .3180 short form. The amendment passed. There was no discussion on [HSB 711](#), as amended and Rep. Holt moved [HSB 711](#), as amended. Chair Gustafson moved [HSB 711](#) as amended, as a committee bill with a unanimous roll call vote of 20 ayes, 0 nays, and 1 excused (Representative Anderson).

Chair Gustafson recognized Representative Holt for opening comments on [HSB 721](#). There was discussion. With no further discussion Rep. Holt moved [HSB 721](#). Chair Gustafson moved [HSB 721](#) as a committee bill with a unanimous roll call vote of 20 ayes, 0 nays, and 1 excused (Representative Anderson).

Chair Gustafson turned the Chair back over to Chairman Holt.

Chairman Holt recognized Representative Westrich for opening comments on [HF 2226](#). There was discussion. With no further discussion Rep. Westrich moved [HF 2226](#). Chairman Holt moved [HF 2226](#) as a committee bill with a roll call vote of 18 ayes, (Representatives Holt, Gustafson, Hansen, Hite, Jacobsen, Jones, Kaufmann, Klein, Lohse, B. Meyer, Mitchell, Olson, Osmundson, Prichard, Salmon, Westrich, Wheeler, and Wilburn) and 2 nays (Representatives Wolfe and Wessel-Kroeschell), and 1 excused (Representative Anderson).

Chairman Holt recognized Representative Lohse for opening comments on [HF 2113](#). There was discussion. With no further discussion Rep. Lohse moved [HF 2113](#).

Chairman Holt moved [HF 2113](#) as a committee bill with a unanimous roll call vote of 20 ayes, 0 nays, and 1 excused (Representative Anderson).

Chairman Holt recognized Representative Lohse for opening comments on [HSB 712](#). With no discussion Rep. Lohse moved [HSB 712](#). Chairman Holt moved [HSB 712](#) as a committee bill with a unanimous roll call vote of 20 ayes, 0 nays, and 1 excused (Representative Anderson).

Chairman Holt recognized Ranking Member Representative Wolfe for opening comments on [HF 825](#). There was discussion. With no further discussion Rep. Wolfe moved [HF 825](#). Chairman Holt moved [HF 825](#) as a committee bill with a unanimous roll call vote of 20 ayes, 0 nays, and 1 excused (Representative Anderson).

Chairman Holt recognized Representative Osmundson for opening comments on [HSB 715](#). Rep. Osmundson indicated there was Amendment .3133 and was recognized for opening comments on the amendment. With no discussion on the amendment Rep. Osmundson moved Amendment .3133 short form. The amendment passed. There was no discussion on [HSB 715](#), as amended and Rep. Osmundson moved [HSB 715](#), as amended. Chairman Holt moved [HSB 715](#), as amended, as a committee bill with a unanimous roll call vote of 21 ayes and 0 nays).

Chairman Holt brought before the Committee the issuing of subpoenas to:

All commissioners on the 2B Judicial Nominating Commission on October 12, 2021 for:

*Any minutes taken during the 2B Judicial Nominating Commission on October 12, 2021

*Any emails sent by commissioners that pertain to Judge Stoebe's conduct during the 2B Judicial Nominating Commission on October 12, 2021

* Any notes commissioners took during the 2B Judicial Nominating Commission on October 12, 2021

**Judicial Branch- (including Judge Stoebe, Judge Drew and Molly Kottmeyer)
for:**

- * Any communications between Judge Stoebe and Judge Drew related to the nominating commission after the commission meeting in question.
- * Any notes Judge Drew took while investigating Judge Stoebe's actions related to the 2B Judicial Nominating Commission held on October 12, 2021
- * Any communication between Judge Stoebe, Judge Drew and or Molly Kottmeyer regarding the 2B Judicial Nominating Commission on October 12, 2021
- * Information on any complaints filed against Judge Stoebe

There was discussion. Chairman Holt moved to call the roll for the issuing of the subpoenas. The subpoenaing was approved by a roll call vote of 12 ayes (Representatives Holt, Gustafson, Hite, Jacobsen, Kaufmann, Klein, Lohse, Mitchell, Osmundson, Salmon, Westrich, and Wheeler), 8 nays (Representatives Wolfe, Anderson, Hansen, Jones, B. Meyer, Olson, Wessel-Kroeschell, and Wilburn) and 1 excused (Representative Prichard).

Chairman Holt expressed his gratitude for all the hard work from all the members on the Committee. Ranking Member Wolfe thanked Chairman Holt for providing pizza and pop at the meeting.

With no further business to come before the Committee, Representative B. Meyer moved we arise at 12:25 p.m.

Representative Steven Holt

Angie Heartsill, Committee Secretary