

House Committee

COMMITTEE MINUTES for JUDICIARY

Date: *February 9, 2010* Location: *Rm 102, Supreme Court Consult Rm*

Convened: *4:10 PM*

Adjourned: *5:45 PM*

Attendance Roll Call:

Present: Representatives Swaim-CH, Palmer-VC, Anderson-RM, Baudler, Ford, Heaton, Helland, Horbach, Huser, Kaufmann, Lensing, Mertz, Oldson, Olson, R., Olson, T., Schulte, Schultz, Smith, M., Struyk, Wessel-Kroeschell, Willems

Absent:

Excused:

The House Judiciary Committee was called to order at 4:10 P.M. in Room 102 by Chairperson Swaim. Roll was taken, a quorum was present and the minutes of the previous meeting were approved as distributed. Next, Representative Swaim distributed and announced the assignment of bills to the following subcommittees: [HSB 694](#) - Wessel-Kroeschell - CH, Schulte, Willems [HSB 709](#) - Huser - CH, Helland, Willems [HF 2248](#) - Smith - CH, Horbach, Olson, R. [HF 2258](#) - Smith - CH, Olson, T., Schulte [HF 2275](#) - Olson, R. - CH, Baudler, Willems Democrats and Republicans went to caucus. Upon reconvening, Chairperson Swaim recognized Representative Ford for opening comments on [HSB 556](#). Following opening comments, Chairperson Swaim recognized Representative Ford for opening comments on Amendment 508 to [HSB 556](#). After opening comments, Representative Ford moved passage of Amendment 508. The amendment passed by a voice vote. Chairperson Swaim then recognized Representative Ford for final comments on [HSB 556](#), as amended. [HSB 556](#), as amended, passed the Judiciary Committee 19-0, with Representatives Struyk and Baudler absent and not voting. Chairperson Swaim announced that [HSB 556](#), having received sufficient votes for passage, would pass to the Floor of the House as a committee bill. Next, Chairperson Swaim recognized Representative Kaufmann for opening comments on [HSB 639](#). Following opening comments, Chairperson Swaim recognized Representative Kaufmann for opening comments on Amendment 777 to [HSB 639](#). After opening comments, Representative Kaufmann moved passage of Amendment 777. The amendment passed by a voice vote. Chairperson Swaim then recognized Representative Kaufmann for final comments on [HSB 639](#), as amended. [HSB 639](#) passed the Judiciary Committee 18-2, with Representatives Heaton and Baudler voting No and Representative Horbach absent and not voting. Chairperson Swaim announced that [HSB 639](#),

having recieved sufficient votes for passage, would pass to the Floor of the House as a committee bill. Chairperson Swaim recognized Representative Olson, T. for opening comments on [HSB 650](#). Following opening comments and committee discussion, Chairperson Swaim recognized Representative Olson, T. for final comments on [HSB 650](#). [HSB 650](#) passed the Judiciary Committe 21-0. Chairperson Swaim announced that [HSB 650](#), having recieved sufficient votes for passage, would pass to the Floor of the House as a committee bill. Next, Chairperson Swaim recognized Representative Olson, T. for opening comments on [HF 744](#). Following opening comments, Chairperson Swaim recognized Representative Olson, T. for opening comments on Amendment 607 to [HF 744](#). After opening comments, Representative Olson, T. moved passage of Amendment 607. The amendment passed by a voice vote. Chairperson Swaim then recognized Representative Olson, T. for final comments on [HF 744](#), as amended. [HSB 744](#) passed the Judiciary Committe 21-0. Chairperson Swaim announced that [HF 744](#), having recieved sufficient votes for passage, would pass to the Floor of the House. Next, Chairperson Swaim recognized Representative Huser for opening comments on [HSB 709](#). Following opening comments, Chairperson Swaim recognized Representative Huser for opening comments on Amendment 861 to [HSB 709](#). After opening comments, Representative Huser moved passage of Amendment 861. The amendment passed by a voice vote. Chairperson Swaim then recognized Representative Huser for final comments on [HSB 709](#), as amended. [HSB 709](#) passed the Judiciary Committe 21-0. Chairperson Swaim announced that [HSB 709](#), having recieved sufficient votes for passage, would pass to the Floor of the House as a committee bill. Next, Chairperson Swaim recognized Representative Huser for opening comments on [HSB 586](#). Following opening comments, Chairperson Swaim recognized Representative Huser for opening comments on Amendment 871 to [HSB 586](#). After opening comments, Representative Huser moved passage of Amendment 871. The amendment passed by a voice vote. Chairperson Swaim then recognized Representative Huser for opening comments on Amendment 826 to [HSB 586](#). Representative Huser requested a division of Amendment 826. Lines 2-24 as Division A and lines 25-35 as Division B and that Division A be withdrawn. By unanimous consent, the division and withdrawl of Division A to amendment 826 was granted. After opening comments, Representative Huser moved passage of Amendment 826. The amendment passed by a voice vote. Chairperson Swaim then recognized Representative Huser for final comments on [HSB 586](#), as amended. [HSB 586](#) passed the Judiciary Committee 21-0. Chairperson Swaim announced that [HSB 586](#) having recieved sufficient votes for passage, would pass to the Floor of the House as a committee bill. There being no further business to come before the committee, motion was made by Representative Mertz for the committee to arise. The committee adjourned at 5:45 P.M.

Representative Kurt Swain

Curtis Bigsby, Committee Secretary