

HOUSE COMMITTEE ON JUDICIARY

June 23, 2003 Hearing Room 357

1:00 p.m. Tape 225

MEMBERS PRESENT: Rep. Max Williams, Chair
 Rep. Gordon Anderson, Vice-Chair
 Rep. Robert Ackerman, Vice-Chair
 Rep. Jeff Barker
 Rep. Bob Jenson
 Rep. Jerry Krummel
 Rep. Greg Macpherson
 Rep. Floyd Prozanski
 Rep. Lane Shetterly

STAFF PRESENT: Bill Taylor, Counsel
 Ann Martin, Committee Assistant

MEASURE/ISSUES HEARD: **HB 2759 Work Session**

These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
TAPE 225, A		
003	Chair Williams	Calls the meeting to order at 1:17 p.m. Opens a work session on HB 2759.
<u>HB 2759 WORK SESSION</u>		
009	Chair Williams	Introduces HB 2759 which eliminates legislative policy and intent that judges of circuit court need adequate court services to assist courts in exercising jurisdiction over family and family-related matters. Discusses the -26 amendments (EXHIBIT A) which are the composite amendment. Says that the -27 and -28 amendments were prepared by Rep. Ackerman (EXHIBITS B-C).
021	Chair Williams	Explains the -26 amendments and the blanks that need to be filled in before sending it down to Ways and Means.
080	Rep. Krummel	Asks if the change on page 94, line 24, of the -26 amendments, is going to make the language permissive.
086	Chair Williams	Says that his understanding is that the change is consistent with Legislative Counsel's change with using the word may. Says that it does not change the non-permissive nature of the statute.
091	Dave Heynderickx	Senior Deputy, Legislative Counsel. Answers that is correct.
095	Rep. Prozanski	States that he has concerns regarding Section 104, page 93, line 7. Thinks that it does not give the court enough discretion.
118	Chair Williams	Says that he doesn't agree with him and explains.
138	Rep. Prozanski	Says that he understands the concerns expressed by the Chair.
163	Chair Williams	MOTION: Moves to SUSPEND the rules for the purpose of adopting a CONCEPTUAL AMENDMENT. VOTE: 8-0-1 EXCUSED: 1 - Macpherson

164	Chair Williams	Hearing no objection, declares the motion CARRIED.
165	Chair Williams	MOTION: Moves to ADOPT THE CONCEPTUAL AMENDMENTS TO HB 2759-26 amendments dated 06/23/03, by inserting on page 56, line 27, "123" in lieu of the blank following the dollar sign, and on line 29, in lieu of the blank following the dollar sign "110".
		VOTE: 8-0-1
		EXCUSED: 1 - Macpherson
166	Chair Williams	Hearing no objection, declares the motion CARRIED.
168	Chair Williams	MOTION: Moves to ADOPT THE CONCEPTUAL AMENDMENTS TO HB 2759-26 amendments dated 06/23/03, by inserting on page 93, line 7, "75" in lieu of the blank.
176	Rep. Prozanski	States he objects to the conceptual amendment.
177		VOTE: 7-1-1
		AYE: 7 - Ackerman, Anderson, Barker, Jenson, Krummel, Shetterly, Williams
		NAY: 1 - Prozanski
		EXCUSED: 1 - Macpherson
178	Chair Williams	The motion CARRIES.
182	Chair Williams	MOTION: Moves to ADOPT THE CONCEPTUAL AMENDMENTS TO HB 2759-26 amendments dated 06/23/03, by inserting on page 94, line 28, "75" in lieu of the blank.
		VOTE: 8-0-1
		EXCUSED: 1 - Macpherson
181	Chair Williams	Hearing no objection, declares the motion CARRIED.
194	Chair Williams	MOTION: Moves to ADOPT HB 2759-26 amendments dated 06/23/03 AS CONCEPTUALLY AMENDED.
		VOTE: 9-0
200	Chair Williams	Hearing no objection, declares the motion CARRIED.
210	Chair Williams	MOTION: Moves HB 2759 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means.
212	Rep. Prozanski	Says that he supports the bill.
215	Rep. Krummel	Says that he has a problem with putting these fees in because he thinks it will put the court system out of reach for some residents, but he will support the bill.
242	Rep. Barker	State that he supports the bill.
253		VOTE: 9-0
255	Chair Williams	Hearing no objection, declares the motion CARRIED.
257	Chair Williams	Closes the work session on HB 2759. Adjourns the meeting at 1:35 p.m.

EXHIBIT SUMMARY

A – HB 2759, -26 amendments, submitted by staff, dated 6/23/03, 97 pgs.

B – HB 2759, -27 amendments, submitted by Rep. Ackerman, dated 6/23/03, 1 pg.

C – HB 2759, -28 amendments, submitted by Rep. Ackerman, dated 6/23/03, 3 pgs.