



078 REP. COURTNEY: Describes the -1 amendments to HB 2649; refers to HJR 37 which addresses legislative officials.

- residency is currently not required during the term of office
- measure allows other residency during the legislative session

127 REP. LUNDQUIST: Poses circumstances where there may need to be latitude given.

137 CHAIR BAUM:

142 REP. ROBERTS: Suggests emergency clause on HB 2649.

170 REP. COURTNEY: Responds to issue of removal from office.

180 CHAIR BAUM: The legislature governs its own operations and has authority to do so.

187 REP. CORCORAN: Understood the ballot measure made removal automatic.

196 REP. WATT: Responds to circumstances posed by Rep. Lundquist.

207 CHAIR BAUM: Refers to section 2 of measure.

216 REP. COURTNEY: Suggests extenuating circumstances could be dealt with.

229 TED REUTLINGER, LEGISLATIVE COUNSEL: States that habitation as stated in constitution is broad; refers to "permanent abode" and intent language of measure.

247 REUTLINGER: Intent is probably the key; may need to be case by case determination.

271 REP. ROBERTS: Residency based on where you're registered to vote, where car is registered, etc.?

280 REUTLINGER: "Domicile" is different from residency.

289 REP. COURTNEY: Summarizes rationale for the measure.

308 REP. CORCORAN: Including district attorneys might be a problem, especially in sparsely populated counties.

347 CHAIR BAUM: Refers to section 10 of HB 2649; how it is read together with its subsections.

370 REUTLINGER: It's similar to the Secretary of State's bill; this measure deals with everyone and the legislature. The first part defines inhabitancy and residency; creates a higher standard of "domicile". Do you want that higher standard applied to legislature and other elected offices?

Tape 13, Side A

005 CHAIR BAUM: His concern is whether time frame should be 3 or 5 years.

008 REP. COURTNEY: Need to look at statewide office holders; agrees it

should be at least 3 years. Key from the Governor, which is 3 years.

025 CHAIR BAUM: Will ask for an amendment that makes it 3 years.

030 REP. COURTNEY: What length of time for legislators? One year, one year before an appointment, and must stay in district during term of office.

041 REP. LUNDQUIST is excused.

047 CHAIR BAUM: one year prior to the general election, one year prior to an appointment?

055 REUTLINGER: HJR 37 requires one-year of residency prior to an appointment.

069 REP. WATT: Reapportionment year different?

075 REUTLINGER: Suggests thinking more about that issue, in particular for a Senate seat.

088 CHAIR BAUM: Directs staff to work with LC on that point.

100 REUTLINGER: Concern with narrowing "habitancy" too much in the statute.

112 CHAIR BAUM: Clarifies direction to staff and LC to work up amendments.

Will schedule another hearing date and work session within two weeks.

130 REP. COURTNEY: Additional discussion that a statewide official does not have to reside in the district (state) during the term of office.

156 REUTLINGER: The constitution has qualifications listed for some office holders; cannot change the qualifications, such as residency, by statute.

Closes the public hearing on HB 2649 and HJR 37

191 CHAIR BAUM: Adjourns the meeting at 4:50.

