

MINUTES

## HOUSE JUDICIARY, RULES & ADMINISTRATION COMMITTEE

**DATE:** Tuesday, March 17, 2020

**TIME:** Upon Recess for Lunch or 1:30 pm

**PLACE:** Room EW42

**MEMBERS:** Chairman Chaney, Acting Vice Chairman Monks, Representatives Kerby, Amador, Zito, Zollinger, Ehardt, Scott, Goesling, Hartgen, Marshall, Ricks, Troy (Seegmiller), Young, Gannon, McCrostie, Wintrow, Davis

**ABSENT/  
EXCUSED:** Representative Davis

**GUESTS:** None

**MOTION:** **Chairman Chaney** called the meeting to order at 1:31 p.m.

**Rep. Marshall** made a motion to approve the minutes of the March 5, 2020, March 9, 2020 and March 16, 2020 (12:45 p.m.) meetings. **Motion carried by voice vote.**

**Chairman Chaney** recognized and thanked the Page, **Ashlyn Young**, and Committee Secretary, **Wendy Carver-Herbert.**

**HR 11:** **Rep. Barbieri** presented **HR 11.** This legislation addresses House Rules 45 and 76 by adding duties to the Committee on Ethics and cleaning up the election process for this Committee's members. He explained the history of House rules and policy making. The Speaker of the House has purview over the operation of House business. While it is the right of House membership to govern the body itself, it has not always been done this way. This bill clarifies the intent and places responsibility for policy making, as it relates to House members, under the proposed Ethics and Policy Committee. This is the one Committee elected by the entire body.

In answer to questions from the Committee, **Rep. Barbieri** explained each Caucus will be able to determine its own process for electing Committee members. He stated these rules will need further work to address matters of confidentiality and probable cause, as examples. He said enforcement is not part of what the Ethics and Policy Committee would do. It is the role of the House body to determine this.

**Chairman Chaney** explained it has been the intent to hear and consider memorials and resolutions on the same day, so a motion was in order.

**MOTION:** **Rep. Kerby** made a motion to send **HR 11** to the floor with a **DO PASS** recommendation.

**Rep. Barbieri** further explained the process for recusal in matters of conflict of interest. **Rep. Gannon** requested the Committee consider further clean up of the rule as it relates to alternates.

**Chairman Chaney** stated approval of resolutions requires a majority vote in Committee, but will need a two-thirds majority vote on the floor.

**ROLL CALL  
VOTE:** **Chairman Chaney** called for a roll-call vote on the motion to send **HR 11** to the floor with a **DO PASS** recommendation. **Motion carried by a vote of 15 AYE, 2 NAY, 1 Absent/Excused.** Voting in favor of the motion: **Reps. Monks, Kerby, Amador, Zito, Zollinger, Ehardt, Scott, Goesling, Hartgen, Marshall, Ricks, Troy, Young, Gannon and McCrostie.** Voting in opposition to the motion: **Chairman Chaney and Rep. Wintrow.** **Rep. Davis was Absent/Excused.** **Reps. Barbieri and Dixon** will sponsor the bill on the floor.

**S 1319:** **Chairman Chaney** returned the bill to the committee for consideration. This bill pertains to dangerous dogs and penalties.

**MOTION:** **Rep. Marshall** made a motion to **HOLD S 1319** in committee. Speaking to the motion, Rep. Marshall explained it was a matter of lack of time to fully review the need for change before voting.

**VOTE ON MOTION:** **Chairman Chaney** called for a vote on the motion. **Motion carried by voice vote.** **Rep. Goesling** requested to be recorded as voting **NAY**.

**S 1292:** **Chairman Chaney** returned the bill to Committee for consideration. This bill relates to motorcycling profiling.

**MOTION:** **Rep. Zollinger** made a motion to send **S 1292** to the floor with a **DO PASS** recommendation.

**Chairman Chaney** stated his intent to vote nay on the bill due to issues regarding the fourth amendment and federal law protections.

**ROLL CALL VOTE:** **Rep. McCrostie** requested a roll call vote on the motion to send **S 1292** to the floor with a **DO PASS** recommendation. **Motion carried by a vote of 11 AYE, 6 NAY, 1 Absent/Excused.** **Voting in favor** of the motion: **Reps. Monks, Kerby, Amador, Zito, Zollinger, Ehardt, Scott, Goesling, Hartgen, Ricks** and **Troy**. **Voting in opposition** to the motion: **Reps. Marshall, Young, Gannon, McCrostie, Wintrow** and **Chairman Chaney**. **Rep. Davis was Absent/Excused.** **Rep. Anderst** will sponsor the bill on the floor.

**ADJOURN:** There being no further business to come before the Committee, the meeting adjourned at 2:00 p.m.

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Representative Chaney  
Chair

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Wendy Carver-Herbert  
Secretary