

MINUTES

HOUSE JUDICIARY, RULES & ADMINISTRATION COMMITTEE

- DATE:** Friday, March 01, 2019
- TIME:** 1:30 pm OR Upon Adjournment
- PLACE:** Room EW42
- MEMBERS:** Chairman Dayley, Vice Chairman Chaney, Representatives Kerby, Amador, Zito, Zollinger, Ehardt, Scott, Goesling, Hartgen, Marshall, Ricks, Troy (Maurin), Young, Gannon, McCrostie (Nash), Wintrow, Davis
- ABSENT/
EXCUSED:** Representatives Scott, Wintrow
- GUESTS:** Quinn Perry, ISBA; Mike Munger, Office of School Safety
Chairman Dayley called the meeting to order at 12:41 p.m.
- H 209:** **Rep. Goesling** presented **H 209**, which is a rewrite bill for **H 115**. Rep. Goesling explained the changes, which included removing the word "arrested" from line 23 at the Committee's request. He explained a technical correction was made to line 23, which changed 19-901 to 19-902. He briefly explained this bill came about as a result of a threat made in the Moscow School district and law enforcement was unable to hold or arrest the suspect because they did not witness the action. This caused great stress on the children, parents and school district. With the addition of I.C. § 18-3302I to this section of code, an officer may make an arrest with or without warrant when someone threatens school violence.
- MOTION:** **Rep. Chaney** made a motion to send **H 209** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Zito** requested to be recorded as voting **NAY**. **Rep. Goesling** will sponsor the bill on the floor.
- HR 3:** **Rep. Moyle** presented **HR 3**, which is a rewrite of the House rule pertaining to pairing on roll call votes. This rule makes it clear and concise about how pairing works. It is easier to read and understand. In answer to a question from the Committee, Rep. Moyle stated the pair is broken if a member of the pair asks or answers a question, or debates.
- MOTION:** **Rep. McCrostie** made a motion to send **HR 3** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Moyle** will sponsor the bill on the floor.
- HR 4:** **Rep. Moyle** presented **HR 4**. This is a new rule to clarify the process for handling a Governor's veto. The process is laid out in the Constitution, but it isn't clearly provided for in House rules. The new rule states there are five actions that can be taken in addition to a vote on the question, "Shall House Bill ____ pass, the Governor's veto notwithstanding?" Rep. Moyle stated the options are to adjourn, recess, lay it on table, postpone to a time certain, or hold at the desk. He explained this will now be in the rules, so everyone plays by the same rules. In answer to questions from the Committee, Rep. Moyle explained the vote is the action to be taken unless one of the five listed motions are made. Additionally, the rule states, "House bill" because a vetoed bill goes back to the house of origin for a possible override vote. He also stated a vetoed bill cannot return to a Committee because it is not in the Constitution, and it states the question put forth by the Chair is used instead of Speaker because the rule was modeled after the Senate rule.
- MOTION:** **Rep. Marshall** made a motion to send **HR 4** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Moyle** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the Committee, the meeting adjourned at 1:06 p.m.

Representative Dayley
Chair

Wendy Carver-Herbert
Secretary