

**2013 HOUSE JUDICIARY**


**HB 1244**

# 2013 HOUSE STANDING COMMITTEE MINUTES

House Judiciary Committee  
Prairie Room, State Capitol

HB 1244  
January 28, 2013  
Job 17813

☐ Conference Committee



## Explanation or reason for introduction of bill/resolution:

Filling a vacancy in a legislative office and resignation of a member of the legislative assembly.

## Minutes:

**Chairman Koppelman** opened the hearing.

**Rep. Kretschmar** introduced the bill.

**Rep. Paur:** Does this bill remove the petition ability for a special election?

**Rep. Kretschmar:** Under the current proposed bill, that power is given to the governor.

**Rep. Klemin:** What happens if, because of the timing requirements for a special election, we are going into session without a district being represented?

**Rep. Kretschmar:** The special election could be done within about eight weeks.

**Rep. Klemin:** We could be well into the session before that district had any representation.

**Rep. Brabandt:** What is the cost of a special election?

**Rep. Kretschmar:** I don't know. It would vary based on the district.

**Rep. Larson:** Is that expense born by the county that the district is in?

**Rep. Kretschmar:** Yes, it would be.

**Al Jaeger, Secretary of State:** A minimum of 60 days is needed for a special election. There needs to be a process ahead of time for the parties to select candidates and have campaigns. The timing of the election is very important. Currently, after the session is over, the people have the right to petition and could force a special election.

**Chairman** closed the hearing.

# 2013 HOUSE STANDING COMMITTEE MINUTES

**House Judiciary Committee**  
Prairie Room, State Capitol

HB 1244  
January 30, 2013  
Job 17967

☐ Conference Committee



## **Explanation or reason for introduction of bill/resolution:**

Filling a vacancy in a legislative office and resignation of a member of the legislative assembly.

## **Minutes:**



**Chairman Koppelman** called the meeting to order.

**Rep Hogan** moved to Do Not Pass.

**Rep Brabandt** seconded.

## **Roll Call Vote:**

Yes: 9

No: 5

Absent: 0

Carried by Rep Karls.

**Chairman** closed the meeting.

Date: 1-30-13  
Roll Call Vote #: 1

2013 HOUSE STANDING COMMITTEE

ROLL CALL VOTES

BILL/RESOLUTION NO. HB 1244

House Judiciary Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken: ☐ Do Pass ☒ Do Not Pass ☐ Amended ☐ Adopt Amendment

☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Rep. Hogan Seconded By Rep. Brabandt

| Representatives               | Yes | No | Representatives   | Yes | No |
|-------------------------------|-----|----|-------------------|-----|----|
| Chairman Kim Koppelman        | /   |    | Rep. Lois Delmore |     | /  |
| Vice Chairman Lawrence Klemin | /   |    | Rep. Ben Hanson   | /   |    |
| Rep. Randy Boehning           | /   |    | Rep. Kathy Hogan  | /   |    |
| Rep. Roger Brabandt           | /   |    |                   |     |    |
| Rep. Karen Karls              | /   |    |                   |     |    |
| Rep. William Kretschmar       |     | /  |                   |     |    |
| Rep. Diane Larson             | /   |    |                   |     |    |
| Rep. Andrew Maragos           |     | /  |                   |     |    |
| Rep. Gary Paur                | /   |    |                   |     |    |
| Rep. Vicky Steiner            |     | /  |                   |     |    |
| Rep. Nathan Toman             |     | /  |                   |     |    |
|                               |     |    |                   |     |    |
|                               |     |    |                   |     |    |
|                               |     |    |                   |     |    |

Total (Yes) 9 No 5

Absent 0

Floor Assignment Rep. Karls

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

**HB 1244: Judiciary Committee (Rep. K. Koppelman, Chairman)** recommends **DO NOT PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1244 was placed on the Eleventh order on the calendar.