

**MINUTES OF THE
HOUSE JUDICIARY STANDING COMMITTEE MEETING
Room 20, West Office Building
February 28, 2013**

MEMBERS PRESENT: Rep. Kay L. McIff, Chair
Rep. Lee B. Perry, Vice Chair
Rep. Patrice Arent
Rep. LaVar Christensen
Rep. Brian M. Greene
Rep. Craig Hall
Rep. Eric K. Hutchings
Rep. Brian S. King
Rep. V. Lowry Snow

STAFF PRESENT: Ms. Chelsea Lloyd, Policy Analyst
Ms. Linda Black, Committee Secretary

NOTE: A list of visitors and a copy of handouts are filed with the committee minutes.

Chair McIff called the meeting to order at 7:45 a.m.

Chair McIff turned the chair over to Rep. Perry.

H.B. 338 Alimony Revisions (*Rep. K. McIff*)

Rep. McIff presented the bill to the committee.

Spoke to the bill: Mr. Stewart Ralphs Legal Aid Society of Salt Lake
Mr. Bill Duncan Sutherland Institute

Spoke in favor of
the bill: Ms. Laura Bunker United Families of Utah

MOTION: Rep. Christensen moved to proceed to the next item on the agenda. The motion passed unanimously.

H.B. 196 Judgment by Confession Amendments (*Rep. E. Tanner*)

Rep. Tanner presented the bill to the committee and distributed a handout.

Rep. Hutchings moved to replace H.B. 196 with 1st Substitute H.B. 196, "Judgement By Confession Amendments." The motion passed unanimously, with Rep. Christensen and Rep. McIff absent for the vote.

MOTION: Rep. Arent moved to proceed to the next item on the agenda. The motion passed

unanimously, with Rep. Christensen and Rep. McIff absent for the vote.

H.B. 314 Parent-time Amendments (*Rep. V. Peterson*)

Rep. V. Peterson presented the bill to the committee, with the assistance of Mr. Stewart Raphs, Legal Aid Society of Salt Lake.

Spoke to the bill: Ms. Dalane England
Ms. Elisa Seegmiller

Spoke in opposition
to the bill: Ms. Dani Hartvigsen

MOTION: Rep. Hall moved to pass the bill out favorably. The motion passed, with Rep. Christensen, Rep. Hutchings, and Rep. Perry voting in opposition and Rep. McIff absent for the vote.

H.B. 327 Probate Amendments (*Rep. V. L. Snow*)

Rep. Snow presented the bill to the committee with the assistance of Mr. Michael Jensen.

Spoke to the bill: Ms. Michelle Morris
Mr. Rick Schwermer Utah Courts

MOTION: Rep. King moved to pass the bill out favorably. The motion passed with Rep. Arent and Rep. Christensen absent for the vote.

H.B. 331 Property Damage Claims (*Rep. V. L. Snow*)

Rep. Snow presented the bill to the committee.

MOTION: Rep. Arent moved to amend the bill as follows:

1. *Page 2, Lines 54 through 57:*

- 54 (a) any liability decision in {~~the~~} an original small claims
{~~court~~} action is nonbinding in any
55 {~~subsequent~~} separate legal action for bodily injury; and
56 (b) no additional property damage claims can be brought in any
{~~subsequent~~} separate legal action
57 for bodily injury.

The motion passed unanimously, with Chair McIff absent for the vote.

Spoke in favor
of the bill: Mr. Steve Sullivan
 Mr. Phil Dyer
 Rep. Mike McKell District 66

Spoke to the bill: Mr. Rick Schwermer

Spoke in opposition
to the bill: Mr. Chris Purcell State Farm Insurance

MOTION: Rep. Arent moved to pass the bill out favorably. The motion passed unanimously.

H.B. 338 Alimony Revisions (*Rep. K. McIff*)

Rep. McIff reintroduced the bill, and further discussion was heard.

MOTION: Rep. Snow moved to pass the bill out favorably. The motion passed, with Rep. Arent and Rep. King voting in opposition.

H.B. 143 Mobile Home Property Rights Amendments (*Rep. L. Christensen*)

The bill was not considered in the meeting.

MOTION: Rep. Arent moved to adjourn the meeting. The motion passed unanimously.

Vice Chair Perry adjourned the meeting at 9:58 a.m.

Kay L. McIff, Chair