

## MINUTES OF THE HOUSE COMMITTEE ON JUDICIARY

The meeting was called to order by Chairperson Michael R. O'Neal at 3:30 p.m. on March 9, 2000 in Room 313-S of the Capitol.

All members were present except:

Representative Tim Carmody - Excused  
Representative John Edmonds - Excused  
Representative Jonathan Wells - Excused

Committee staff present:

Jerry Ann Donaldson, Legislative Research Department  
Jill Wolters, Office of Revisor of Statutes  
Cindy O'Neal, Committee Secretary

Conferees appearing before the committee:

Senator John Vratil  
Melissa Wangemann, Legal Counsel, Secretary of State

Hearings on **SB 629 - Information required on annual reports and nondisclosure of amount of annual franchise tax by certain business entities**, were opened.

Senator John Vratil explained that the proposed bill would make confidential the amount of franchise taxes to be paid. It would protect corporate information. (Attachment 1)

Hearings on **SB 629** were closed.

Hearings on **SB 483 - Service of process on corporations, limited liability companies and limited partnerships**, were opened.

Melissa Wangemann, Legal Counsel, Secretary of State, appeared on behalf of the Secretary of State, and explained that the bill would create uniform standards that would allow the Secretary of State's office to assist with service of process. (Attachment 2)

Hearings on **SB 483** were closed.

Hearings on **SB 529 - Execution of corporate documents**, were opened.

Melissa Wangemann, Legal Counsel, Secretary of State, requested this bill so it would eliminate the requirement that documents must be notarized. This change would make the filing process more efficient and uniform with other business entities. (See Attachment 2)

Hearings on **SB 529** were closed.

### **HB 2697 - Recodification of Chapter 61, civil procedure for limited actions**

Representative Loyd made the motion adopt the balloon amendment (Attachment 3). Representative Gregory seconded the motion. The motion carried.

Representative Loyd made the motion to allow service of process by fax, first class mail and e-mail. Representative Gregory seconded the motion. The motion carried.

Representative Loyd made the motion to add "shall forthwith" on page 22 (c)(2). Representative Powell seconded the motion. The motion carried.

Representative Powell made the motion that an employer shall not unreasonably impede or impair the service of process of an employee who a judgement has been order against him. Representative Long seconded the motion. The motion carried.

CONTINUATION SHEET

Representative Crow made the motion to change the cap from \$25,000 back to \$10,000. Representative Ruff seconded the motion. The motion carried 8-5.

Representative Loyd made the motion to report **Substitute for HB 2697** favorably for passage. Representative Powell seconded the motion. The motion failed 6-8.

The committee meeting adjourned at 5:30 p.m. The next meeting was scheduled for March 13, 2000.