

COMMITTEE MINUTES for JUDICIARY

Date: March 05, 2009 **Place:** Rm 102, Supreme Court Consult Rm

Convended: 3/5/2009 4:10 PM **Recessed:** **Reconvended:** **Adjourned:** 3/5/2009 7:35 PM

Present: Representatives Swaim-CH, Palmer-VC, Anderson-RM, Baudler, Ford, Heaton, Helland, Horbach, Huser, Kaufmann, Lensing, Mertz, Oldson, Olson, R., Olson, T., Schulte, Schultz, Smith, Struyk, Wessel-Kroeschell, Willems

Absent: None

Excused: None

Revised Minutes- Revisions made to HF 266.

The House Judiciary Committee was called to order at 4:10 P.M. in Room 102 by Chairperson Swaim.

Roll was taken, Chairperson Swaim declared a quorum was present and the minutes from the previous meeting were approved as previously distributed.

Chairperson Swaim distributed and assigned the following bills:

HSB 261- Swaim-Ch, Huser, Anderson

HF 497- Smith-Ch, Wessel-Kroeschell, Schulte

HF 546- Olson, R.-Ch, Wessel-Kroeschell, Schulte

HF 549- Wessel-Kroeschell-Ch, Olson, T., Kaufmann

HF 553- Lensing-Ch, Olson, R., Baudler

HF 564- Smith-Ch, Schultz, Willems

SF 199- Lensing-Ch, Wessel-Kroeschell, Helland

Next, Chairperson Swaim recognized Representative T. Olson for opening comments on HSB 82. Following opening comments and committee discussion, Chairperson Swaim recognized Representative T. Olson for opening comments on Amendment 301 to HSB 82. After opening comments, Representative T. Olson moved passage of Amendment 301. The amendment passed by a voice vote. Chairperson Swaim then recognized Representative T. Olson for final comments on HSB 82, as amended. Representative T. Olson then moved passage of HSB 82, as amended. HSB 82 passed the Judiciary Committee 20-0 with 1 absent. Chairperson Swaim announced that HSB 82, having received sufficient votes for passage, would pass to the Floor of the House as a committee bill.

Next, Chairperson Swaim recognized Representative Lensing for opening comments on HSB 169. After opening comments and committee discussion, Chairperson Swaim recognized Representative Lensing for final comments on HSB 169. Representative Lensing then moved passage of HSB 169. HSB 169 passed the Judiciary Committee 20-0 with 1 absent. Chairperson Swaim announced that HSB 169 having received sufficient votes for passage, would pass to the Floor of the House as a committee bill.

Next, Chairperson Swaim recognized Representative Palmer for opening remarks on HF 266. After opening remarks and committee discussion, Chairperson Swaim recognized Representative Palmer for final comments on HF 266. Representative Palmer then moved passage of HF 266. HF 266 passed the Judiciary Committee 20-0 with 1 absent. Chairperson Swaim announced that HF 266 having received sufficient votes for passage, would pass to the Floor of the House as a house file.

Next, Chairperson Swaim recognized Representative Wessel-Kroeschell for opening remarks on HSB 240. After opening remarks and committee discussion, Chairperson Swaim recognized Representative Wessel-Kroeschell for final comments on HSB 240. Representative Wessel-Kroeschell then moved passage of HSB 240. HSB 240 passed the Judiciary Committee 21-0. Chairperson Swaim

announced that HSB 240 having received sufficient votes for passage, would pass to the Floor of the House as a committee bill.

Next, Chairperson Swaim recognized Representative T. Olson for opening remarks on HSB 211. After opening remarks and committee discussion, Chairperson Swaim recognized Representative T. Olson for final comments on HSB 211. Representative T. Olson then moved passage of HSB 211. HSB 211 passed the Judiciary Committee 21-0. Chairperson Swaim announced that HSB 211 having received sufficient votes for passage, would pass to the Floor of the House as a committee bill.

Republicans and Democrats went to caucus.

Upon reconvening, Chairperson Swaim recognized Representative Palmer for opening remarks on HSB 80. After opening remarks and committee discussion, Chairperson Swaim recognized Representative Palmer for opening remarks on amendment 704 to HSB 80. After opening comments, Representative Palmer moved passage of Amendment 704. The amendment passed by voice vote. Chairperson Swaim then recognized Representative Palmer for final comments on HSB 80, as amended. Representative Palmer then moved passage of HSB 80, as amended. HSB 80 passed the Judiciary Committee 12-9. Those voting aye were: Representative Swaim, Representative Palmer, Representative Ford, Representative Huser, Representative Lensing, Representative Mertz, Representative Oldson, Representative Olson, R., Representative Olson, T., Representative Smith, Representative Wessel-Kroeschell, Representative Willems. Those voting nay were: Representative Anderson, Representative Baudler, Representative Heaton, Representative Helland, Representative Horbach, Representative Kaufmann, Representative Schulte Representative Schultz, Representative Struyk. Chairperson Swaim announced that HSB 80, having received sufficient votes for passage, would pass to the Floor of the House as a committee bill.

There being no further business to come before the committee, motion was made by Representative R. Olson for the committee to arise.

The committee adjourned at 7:35 P.M.

Representative Kurt Swaim

Josh Swaim, Committee Secretary