COMMITTEE MINUTES for JUDICIARY

Date: March 12, 2009 Place: Rm 102, Supreme Court Consult Rm

Convened: 3/12/2009 Recessed: **Reconvened: Adjourned:** 3/12/2009

> 2:40 PM 3:25 PM

Present: Representatives Swaim-CH, Palmer-VC, Anderson-RM, Baudler, Ford, Heaton, Helland,

Horbach, Huser, Lensing, Mertz, Oldson, Olson, R., Olson, T., Schulte, Schultz, Smith,

Struyk, Wessel-Kroeschell, Willems

Absent: None

Representative Kaufmann **Excused:**

The House Judiciary Committee was called to order at 2:40 P.M. in Room 102 by Chairperson Representative 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:

HF 640- Anderson-Ch, Swaim, Palmer

HF 642- Wessel-Kroeschell-Ch, Lensing, Schultz

HF 643- Olson, T.-Ch, Lensing, Baudler HF 649- Wessel-Kroeschell-Ch, Smith, Struyk HF 660- Olson, R.-Ch, Helland, Willems

HF 662- Palmer-Ch, Kaufmann, Willems

HF 663- Palmer-Ch, Kaufmann, Willems

HF 664- Olson, R.-Ch, Baudler, Wessel-Kroeschell

SF 285- Palmer-Ch, Schulte, Smith

SF 320- Ford-Ch, Kaufmann, Willems

Next, Chairperson Swaim recognized Representative Lensing for opening remarks on HSB 91. Following opening comments and committee discussion, Chairperson Swaim recognized Representative Schulte for opening remarks on Amendment 701 to HSB 91. After opening comments, Representative Schulte moved passage of Amendment 701. The amendment passed by voice vote. Chairperson Swaim then recognized Representative Lensing for final comments on HSB 91, as amended. Representative Lensing then moved passage of HSB 91, as amended. HSB 91 passed the Judiciary Committee 19-1 with 1 absent. Those voting nay were: Representative Baudler. Chairperson Swaim announced that HSB 91, having received sufficient votes for passage, would pass to the Floor of the House as a committee bill.

Next, Chairperson Swaim recognized Representative R. Olson for opening remarks on HSB 172. Following opening comments and committee discussion, Chairperson Swaim recognized Representative R. Olson for opening remarks on Amendment 502 to HSB 172. After opening comments, Representative R. Olson moved passage of Amendment 502. The amendment passed by voice vote. Chairperson Swaim then recognized Representative R. Olson for final comments on HSB 172, as amended. Representative R. Olson then moved passage of HSB 172, as amended. HSB 172 passed the Judiciary Committee 14-6 with 1 absent. Those voting age 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, Representative Heaton, Representative Struyk. Those voting nay were: Representative Anderson, Representative Baudler, Representative Helland, Representative Horbach, Representative Schulte, Representative Schultz. Chairperson Swaim announced that HSB 172, having received sufficient votes for passage, would pass to the Floor of the House as a committee bill.

Next, Chairperson Swaim recognized Representative Huser for opening comments

on HSB 263. Following opening comments and committee discussion, Chairperson Swaim recognized Representative Huser for opening remarks on Amendment 201 to HSB 263. After opening comments, Representative Huser moved passage of Amendment 201. The amendment passed by voice vote. Chairperson Swaim then recognized Representative Huser for final comments on HSB 263, as amended. Representative Huser then moved passage of HSB 263, as amended. HSB 263 passed the Judiciary Committee 20-0 with 1 absent. Chairperson Swaim announced that HSB 263, having received sufficient votes for passage, would pass to the Floor of the House as a committee bill.

The Democrats and Republicans went to caucus.

Upon reconvening, by unanimous consent, consideration of HSB 101 was deferred.

By unanimous consent, consideration of HF 600 was deferred.

Upon reconvening, Chairperson Swaim recognized Representative Anderson for opening remarks on HF 640. Following opening remarks and committee discussion, Chairperson Swaim recognized Representative Anderson for opening comments on Amendment 301 to HF 640. After opening comments, Representative Anderson moved passage of Amendment 301. The amendment passed by voice vote. Chairperson Swaim then recognized Representative Anderson for final comments on HF 640, as amended. Representative Anderson then moved passage of HF 640, as amended. HF 640 passed the Judiciary 20-0 with 1 absent. Chairperson Swaim announced that HF 640, 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 Mertz for the committee to arise.

The committee adjourned at 3:25 P.M.

Representative Kurt Swaim	
Josh Swaim, Committee Secretary	