

MINUTES OF THE HOUSE FEDERAL & STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairperson Doug Mays at 1:40 p.m. on March 13, 2002 in Room 313-S of the Capitol.

All members were present except: Representative Melany Barnes, Excused
Representative Candy Ruff, Excused

Committee staff present: Mary Torrence, Revisor of Statutes
Russell Mills, Legislative Research Analyst
Shelia Pearman, Committee Secretary

Others attending: See attached list

Chairman Mays requested review of HB 2736. Representative Cook offered a balloon amendment and made the motion to adopt the amendment. Representative Powell seconded the motion. The motion passed.

During discussion, Representative Rehorn made a motion to allow for injunctive relief in Sec. 3. Representative Powell seconded the motion. The motion passed.

Representative Edmonds made a motion to decrease the penalty to \$100,000. Representative Benlon seconded the motion. During discussion, Representative Burroughs made a substitute motion that the penalty per instance not be more than the wrongful death cap (currently \$250,000). Representative Gilbert seconded the motion. The motion carried 11-9.

Representative Edmonds offered a motion to change the penalty to be not less than \$100,000 but not more than the wrongful death cap. Representative Novascone seconded the motion. The motion passed.

Representative Dahl made a motion to change language to "caused to be shipped or knowingly received". Representative Rehorn seconded the motion. The motion passed.

Representative Cook made the motion to move HB 2736 favorable for passage as amended. Representative Powell seconded the motion. The motion carried.

Chairman Mays requested review of HB 2737. Representative Cook made a motion to recommend HB 2737 favorable for passage. Representative Williams seconded the motion.

During discussion, Representative Benlon made a motion to eliminate lines 17-18. Representative Cox seconded the motion. Representative Edmonds offered a substitute motion to eliminate lines 17-29. Representative Benlon seconded the motion. The motion carried. HB 2737 was passed favorable as amended 12-7 with Representative Benlon requesting to be recorded in opposition.

Chairman Mays requested review of HB 2195. Representative Benlon distributed a substitute for HB 2195 permitting Sunday Sales of CMB to be a local option decision by the voters. She made a motion to adopt the Substitute HB 2195. Representative Cox seconded the motion. Discussion included the following items: Representative Powell made a motion to ban all alcohol and CMB sales on Sunday. Representative Dahl seconded the motion. The motion failed 7-12.

Representative Wilson made a conceptual motion to amend Sunday hours to open at 1 p.m. Representative McLeland seconded the motion. The motion failed.

Representative McLeland made a motion to permit closing time be determined by local option. Representative Hutchins seconded the motion. The motion failed. Representative Edmonds made a motion to table the Substitute for HB 2195. Representative Dahl seconded the motion. The motion failed 8-12.

Representative Benlon made the motion to recommend the Substitute HB 2195 favorable for passage. Representative Cox seconded the motion. The motion carried 11-7 with Representatives Hutchins and Freeborn recorded in opposition and Representative Rehorn in favor.

The meeting adjourned at 3:15 p.m. with the next meeting scheduled for March 14, 2002.