

MINUTES OF THE SENATE COMMITTEE ON COMMERCE.

The meeting was called to order by Chairperson Senator Karin Brownlee at 8:30 a.m. on March 20, 2001 in Room 123-S of the Capitol.

All members were present except:

Committee staff present: April Holman, Legislative Research Department
Bob Nugent, Revisor of Statutes
Lea Gerard, Secretary

Conferees appearing before the committee:

Others attending: See attached sheet.

Senator Jordan moved to approve minutes of the March 6th, March 7th, March 8th, March 9th and March 12th, 2001 meetings. Senator Steineger seconded the motion. Motion carried

The Committee proceeded to work **SB 306** with the proposed balloon amendment (Attachment 1).

Senator Jenkins moved, seconded by Senator Jordan, that on SB 306 the Committee reconsider action previously taken on the second balloon amendment on Page 6, specifically the “as mutually agreed” language. Motion carried.

When the Committee successfully moved to reconsider their action Friday, they considered the proposed amendment by Senator Barone on Page 6, Line 5, “Any such fee shall be established in such amount as may be mutually agreed upon as to recover the reasonable and just costs the city incurs for such fixture and must be applicable to all users of the right-of-way”. Motion failed.

Senator Barone requested to have his vote recorded as yes in favor of the motion.

Senator Emler moved, seconded by Senator Jenkins that the balloon amendments be adopted on Page 6, Line 5 and Line 9 to strike the language “without costs”. Motion carried.

Senator Emler moved, seconded by Senator Kerr that SB 306, Page 7, Lines 7 and 8 to strike the language “as” and “as possible”. Motion carried.

Senator Emler moved, seconded by Senator Barone to adopt the amendments on Page 7, Line 9, Paragraph (f). Motion carried.

Senator Kerr moved, seconded by Senator Brungardt that the balloon amendment on Page 7, subsection (g) be amended on the fifth line adding the language “functional equivalence in” after the word its and adopt as amended. Motion carried.

Meeting adjourned at 9:35 a.m.

Next meeting scheduled March 21, 2001 at 8:00 a.m.