

ETHICS COMMITTEE

MINUTES

Representative Mary Murphy, Chair, called the second meeting to order at 9:47 a.m. on Tuesday, June 2, 2009 in the Basement Hearing Room of the State Office Building.

The Committee Legislative Assistant noted the roll.

Members present:

MURPHY, Mary, Chair
SMITH, Steve, Vice Chair
HOLBERG, Mary Liz
SIMON, Steve
LIEBLING, Tina, Alternate
SHIMANSKI, Ron, Alternate

Chair Murphy called the meeting to order at 9:47 a.m.

A quorum was present.

Representative Smith moved adoption of the minutes
THE MOTION PREVAILED

Representative Murphy explained the purpose of the day's probable cause hearing

Representative Emmer testified to the ethics complaint filed concerning Representative Gardner

Representative Buesgens testified to the ethics complaint filed concerning Representative Gardner

Representative Emmer answered questions from the committee

Representative Buesgens answered questions from the committee

Representative Gardner testified to the ethics complaint filed concerning himself

Representative Hortman testified to the ethics complaint filed concerning Representative Gardner

Representative Winkler testified to the ethics complaint filed concerning Representative Gardner

Representative Gardner answered questions from the committee

Representative Hortman answered questions from the committee

Representative Winkler answered questions from the committee

Representative Buesgens answered questions from the committee

Representative Emmer responded to comments made by Representative Gardner

Representative Buesgens responded to comments made by Representative Gardner

Representative Smith moved that the committee recess to executive session

Representative Gardner responded to comments made by Representative Emmer and Representative Buesgens

Representative Smith renewed his motion that the committee recess to executive session
THE MOTION PREVAILED

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The Ethics Committee reconvened at 1:46 p.m.

Representative Murphy moved that the committee adopt the following statement regarding the complaint:

"Pursuant to Rule 9 of the House Committee on Ethics Rules of Procedure, a majority of the committee finds that this matter is appropriate for informal reconciliation. As Rep. Gardner acknowledged before the House Ethics Committee on June 2, 2009, he did not exercise sound judgment by making statements about his colleagues that were not respectful and courteous and he did not show respect to the House of Representatives. A majority of the committee recommends that Rep. Gardner make an oral apology to the House at the earliest possible date."

Representative Smith testified to the motion

Representative Simon testified to the motion

Representative Holberg testified to the motion

Jeff Diebel, House Research, answered questions from the committee

Representative Simon testified to the motion


Representative Murphy renewed her motion that the committee adopts the statement regarding the complaint

THE MOTION PREVAILED

The meeting was adjourned at 1:52 p.m.



Representative Mary Murphy, Chair
Ethics Committee



Philip Chen, Committee Legislative Assistant
Ethics Committee