

Senate Judiciary Committee
Thursday, April 7, 2005
12:00 p.m. – Room 112 Capitol

In Attendance

Senator Betzold
Senator Chaudhary
Senator Hann
Senator Limmer
Senator Marty
Senator Neuville
Senator Ortman
Senator Rest
Senator Skoglund

Senator Betzold called the meeting to order at 12:34 p.m.
A quorum was present

Senator Skoglund presented SF 2066: Dog and bird fighting criminal penalties

Senator Skoglund **MOVED** oral amendment to SCS2066CE1

Page 4, lines 30-36: Delete

Page 5, lines 1-15: Delete

ADOPTED

Senator Skoglund **MOVED** SF 2066 as amended be recommended to pass and be re-referred to the committee on Crime Prevention- **ADOPTED**

Senator Ortman presented SF 1416: Class actions certification interlocutory appeal and class member damages requirement
Handout #1

Temporarily laid over

Senator Murphy presented SF 415 (Sams) Defining the responsibilities of ski area operators and skiers

Witness:

- Lee Nelson, Welch Ski Village- President (support)

Temporarily laid over

Senator Ranum presented SF 1438: Crime victim's employer retaliation protection
Handout # 3, # 4, # 5

Witness:

- Lana Stevens, Minnesota Coalition for Battered Women (support)

Senator Ortman **MOVED** oral amendment

Page 2, lines 8-10: Delete "Total damages recoverable under this subdivision shall not exceed lost wages for six weeks."

Page 3, lines 3-5: Delete "Total damages recoverable under this subdivision shall not exceed lost wages for six weeks."

Page 4, lines 18-19: Delete "Total damages recoverable under this subdivision shall not exceed lost wages for six weeks."

ADOPTED

Senator Neuville **MOVED** oral amendment-

Page 1, line 17: After "child" insert "or unless impracticable"

Page 1, line 18: Delete "reasonable" and insert "48 hours"

Parallel amendments on Page 2, lines 22-25, and Page 3, lines 35-36 (Please contact Harry Walsh to get exact language as the committee only adopted the "concept")

ADOPTED

Senator Ortman **MOVED** SF 1438 as amended be recommended to pass and be re-referred to the committee on Jobs, Energy & Community Development- **ADOPTED**

Senator Stumpf presented SF 917: Positive Alternatives Act
Handout # 6

Witness:

- Andrea Rau, Minnesota Citizens Concerned for Life (support)

Senator Marty **MOVED** A12 (handwritten amendment)- **ADOPTED**

Senator Neuville **MOVED** SF 917 as amended be recommended to pass and be re-referred to the committee on Finance- **ADOPTED**

Senator Murphy presented SF 415: (Sams) Defining the responsibilities of ski area operators and skiers

Senator Skoglund **MOVED** A1 as an author's amendment- **ADOPTED**

Senator Skoglund **MOVED** oral amendment-
Page 3, line 6: Delete "uphill"

ADOPTED

Senator Skoglund **MOVED** oral amendment-

Page 3, line 22-23: Delete ". Chair lifts need not include foot-rests or passenger restrain devices"

ADOPTED

Senator Chaudhary **MOVED** oral amendment-

Page 3, line 10: After "." Delete everything up to Page 4, line 2

ADOPTED

Witnesses:

- Jim Zouk, attorney (oppose)
- Dan O'Fallon (oppose)

Senator Ortman **MOVED** to lay SF 415 on the table- **ADOPTED**

Senator Hann presented SF 631: Prohibiting actions against certain persons for weight gain

Senator Hann **MOVED** A2 amendment- **ADOPTED**

Handout #7

Witness:

- Tom Day, Hospitality Minnesota (support)

Senator Rest chairs

Senator Betzold **MOVED** oral amendment to A2-

Page 1, lines 5-6: Delete

Page 1, lines 3-4: Delete the head note and insert [WEIGHT GAIN CIVIL LIABILITY]

ADOPTED

Senator Betzold **MOVED** oral amendment to A2-

Page 2: Delete the effective date (Section 2)

ADOPTED

Senator Betzold chairs

Witness:

- Joel Carlson, Minnesota Trial Lawyers Association (concerns)

Senator Marty **MOVED** A05-0518 amendment-
The bill is temporarily laid over

Witness for SF 1416:

- Mike Rothman, attorney

The committee is in recess 3:53 p.m.

The committee reconvened at 6:43 p.m.

Senator Lourey presented SF 1710: Child protection, child care, and child and family support provisions
Handout #8

Witnesses:

- David Thompson, Department of Human Services (Article 1- support)
- Kris Johnson, Department of Human Services (Article 2- support)
- Waylan Campbell, Department of Human Services (Article 4)
- Paula Maccabe, Our Children, Our Future (support)

Senator Rest **MOVED** A3 amendment- **ADOPTED**

Senator Marty **MOVED** SF 1710 as amended be recommended to pass and be re-referred to the committee on Finance- **ADOPTED**

Senator Ortman presented SF 1416: Class action certification
See Handout #1

Witnesses:

- Mike Rothman, Winthrop & Weinstein (support)
- Joel Carlson, Minnesota Trial Lawyers Association (concerns)

Senator Ortman **MOVED** SF 1416 be recommended to pass and be re-referred to the committee on Finance-

A division is requested 5-4

ADOPTED

Senator Hann presented SF 631: Prohibiting actions against certain persons for weight gain (A2 has been adopted and Senator Marty has **MOVED** the A05-0518 amendment)
Handout #9

A05-0518 amendment is **WITHDRAWN**

Witnesses:

- Buzz Anderson, Minnesota Retailer's Association (support)
- Tom Day, Hospitality Association (support)

Senator Hann **MOVED** SF 631 as amended be recommended to pass-
Senator Neuville **MOVED** A3 amendment- **ADOPTED**

A division is requested on the motion to pass-
The motion is **ADOPTED** on a vote of 5-4

Senator Neuville presented SF 630: Child support provisions
Handout #10, #11

Senator Neuville **MOVED** the committee engrossment CE1- **ADOPTED**

Senator Neuville **MOVED** A34 as modified-
Amendment to A34: Page 4, lines 7-8: Delete
Amendment to CE1: Page 29, line 30: Delete

ADOPTED

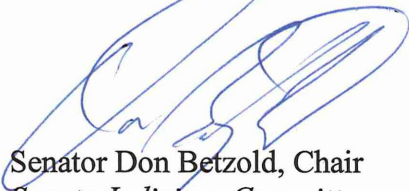
Witnesses:

- Pamela Waggoner, Minnesota Bar Association
- Molly Olson, Center for Parental Responsibility- Executive Director
- Jim Huntsman
- William Braun
- Diane Anderson, Cooperative Parenting Coalition
- Terry Nyblom, Handout
- Mike Dittberner, MN Academy of Matrimonial Lawyers
- Jen Peterson, ACES
- Steve Mangen
- Cindy Sebesta
- John Wood

Senator Neuville **MOVED** SF 630 as amended be recommended to pass and be re-referred to the committee on Finance- **ADOPTED**

The meeting adjourned at 9:10 p.m.

Respectfully submitted,



Senator Don Betzold, Chair
Senate Judiciary Committee



Rebecca Olson, Legislative Assistant
Senate Judiciary Committee

Senate Judiciary Committee

April 7, 2005

12:00 Room 112

Agenda

*heard
amended
pass to Jobs* SF 1438 (Ranum) Crime victims' employer retaliation protection

*heard
amended
Tabled* SF 415 (Sams) A bill for an act relating to civil liability; defining the responsibilities of ski area operators and skiers.

Lee Nelson Welch Village

*heard
amended
pass to Finance* SF 917 (Sams) Positive Alternatives Act

Mike Bolen

*heard
(see evening)* SF 1416 (Ortman) Class actions certification interlocutory appeal and class member damages requirement.

Mike Rothman

*heard
(see evening)* SF 631 (Hann) Prohibiting actions against certain persons for weight gain.

Tom Day hospitality MN

*heard
amended
pass to Crime* SF 2066 (Skoglund) Dog and bird fighting criminal penalties

Bill Stephenson St. Paul Animal Control

Senate Judiciary Committee

April 7, 2005

6:30 Room 112

Agenda

heard amended Pass to Finance SF 1710 (Lourey) Child protection, child care and child and family support provisions modifications.

Jen Peterson, Aces

heard amended pass SF 631 (Hann) Prohibiting actions against certain persons for weight gain.

Tom Day hospitality MN

heard pass to Finance SF 1416 (Ortman) Class actions certification interlocutory appeal and class member damages requirement.

Mike Rothman

heard amended pass to Finance SF 630 (Neuville) Marriage dissolution and child support and custody provisions modifications and recodification; Minnesota Child Support Act

Pamela J. Waggoner Minnesota State Bar Association Family Law Section

Molly Olson, Center for Parental Responsibility

Jim Huntsman

Al Kilgore

heard SF 1900 (Berglin) Marriage dissolution and child support and custody provisions modifications and recodification; Minnesota Child Support Act

Diane Anderson

Terry Nyblom

Kim Wetland

Jim Huntsman

Pat Reimer

Michael Dittberner, Matrimonial Attorney's

Diane Anderson

Jo Beld

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Jen Peterson, Aces

SF 631 (Hann) Prohibiting actions against certain persons for weight gain.

Tom Day hospitality MN

SF 1416 (Ortman) Class actions certification interlocutory appeal and class member damages requirement.

Mike Rothman

SF 630 (Neuville) Marriage dissolution and child support and custody provisions modifications and recodification; Minnesota Child Support Act

Pamela J. Waggoner Minnesota State Bar Association Family Law Section

Molly Olson, Center for Parental Responsibility

Jim Huntsman

Al Kilgore

SF 1900 (Berglin) Marriage dissolution and child support and custody provisions modifications and recodification; Minnesota Child Support Act

Diane Anderson

Terry Nyblom

Kim Wetland

Jim Huntsman

Pat Reimer

Michael Dittberner, Matrimonial Attorney's

Diane Anderson

Jo Beld