

Approved:

03/27/2012

MINUTES OF THE HOUSE COMMERCE & ECONOMIC DEVELOPMENT COMMITTEE

The meeting was called to order by Chairman Anthony Brown at 1:30 p.m. on February 1, 2012, in Room 785 of Docking State Office Building.

All members were present except:

Representative Virgil Peck Absent

Committee staff present:

Chuck Reimer, Revisor

Ken Wilke, Revisor

Reed Holwegner, Research

Raney Gilliland, Research

Joyce Bishop, Committee Assistant

Conferees appearing before the Committee:

Others attending:

See attached list.

Chairperson Brown asked for introduction of bills, and there were none. He reminded committee members they have until Friday to introduce bills in this committee.

Chairperson Brown opened the floor for action on **HB 2515–Competitive Bid Protection Act.**

Representative Mike Slattery moved, seconded by Representative Dennis Hedke, to pass **HB 2515** favorably from committee.

Representative Slattery moved, seconded by Representative Louis Ruiz, a substitute motion to amend **HB 2515** (Attachment 1).

Following committee discussion, the committee stood at ease while it was determined if it was necessary to divide the question.

Chairperson Brown reconvened the committee at 1:40 PM.

The Slattery motion to amend failed on a voice vote. Representatives Slattery, Ruiz, Stan Frownfelter, Gail Finney, and Annie Tietze voted no.

Representative Marvin Kleeb moved, seconded by Representative Hedke, a substitute motion to amend **HB 2515** (Attachment 2).

CONTINUATION SHEET

The minutes of Commerce & Economic Development Committee at 1:30 PM, on February 1, 2012, in Room 785 of the Docking State Office Building

Representative Kleeb requested, with Representative Hedke's consent, to withdraw and resubmit his amendment.

Chairperson Brown announced the committee would stand at ease until 2:20 PM.

Chairperson Brown reconvened the committee action on **HB 2515**.

Representative Gene Suellentrop moved, seconded by Representative Slattery, a substitute motion to amend **HB 2515** (Attachment 3). The motion passed.

Representative Slattery moved, seconded by Representative Frownfelter, to amend the previously adopted amendment contained in (Attachment 3) by adding the word "governmental" before "agent", on page 1, line 26. The motion passed.

Representative Scott Schwab moved, seconded by Representative Rick Billinger, to pass **HB 2515** favorably as amended.

Representative Schwab moved a substitute motion to pass **HB 2515** favorably from committee and to grant the Revisor the ability to change the bill's language as discussed.

Chairperson Brown ruled the motion out of order. He explained the committee needed to be clear on what it was recommending to the full House.

Representative Slattery moved, seconded by Representative Les Osterman, a substitute motion to amend **HB 2515** with the following: On page 1 line 7, page 1 line 20, and page 3 line 3, strike "units" and replace with "entities". Also add the following language to subsection (b): "Nothing in this section shall prohibit any bidder, contractor, subcontractor, construction manager, design builder or material supplier of any tier from voluntarily entering into agreements described in paragraph 1 of subsection (a)." The motion passed.

Representative Schwab moved, seconded by Representative Billinger, to pass **HB 2515** favorably from committee as amended. The motion passed. Representatives Frownfelter, Ruiz, Slattery, and Tietze voted no.

Chairperson Brown adjourned the meeting at 2:50pm.

CONTINUATION SHEET

The minutes of Commerce & Economic Development Committee at 1:30 PM, on February 1, 2012, in Room 785 of the Docking State Office Building