

MINUTES
HOUSE JUDICIARY, RULES, & ADMINISTRATION COMMITTEE

DATE: Wednesday, March 25, 2015

TIME: 1:30 or Upon Adjournment

PLACE: Room EW42

MEMBERS: Chairman Wills, Vice Chairman Dayley, Representatives Luker, McMillan, Perry, Sims, Malek, Trujillo, McDonald, Cheatham, Kerby, Nate, Scott, Gannon, McCrostie, Nye, Wintrow

**ABSENT/
EXCUSED:** Representative(s) Kerby, Gannon, Perry

GUESTS: Mike Snowball; Holly Koole, IPAA.

Chairman Wills called the meeting to order at 2:40 PM.

S 1135aa: **Jared Larsen** presented **S 1135aa** pertaining to mechanics liens for materials and labor. This bill aims to overturn a line of Supreme Court decisions known as Parkwest Two. A mechanic or material man has the ability to place a lien for the material or labor completed, but has not been recovered. The lien is placed on the property as long as the requirement for listing the name of the owner or reputed owner is met. In Parkwest Two, it was determined the creditor did not substantially comply with this requirement, which resulted in the lien not being attached to the property and the obligation not being repaid. This bill removes the requirement for a trustee to be listed.

Rep. Sims invoked Rule 38 stating a possible conflict of interest but that she would be voting on the legislation.

MOTION: **Rep. McCrostie** made a motion to send **S 1135aa** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. McCrostie** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:47 PM.

Representative Wills
Chair

Katie Butcher
Secretary