

**MINUTES OF THE
BUSINESS AND LABOR INTERIM COMMITTEE**

Wednesday, September 12, 2001 – 9:00 a.m. – Room 403 State Capitol

Members Present:

Sen. Dan R. Eastman, Senate Chair
Rep. Katherine M. Bryson, House Chair
Sen. Curtis S. Bramble
Sen. Gene Davis
Sen. Parley G. Hellewell
Rep. Gerry A. Adair
Rep. Roger E. Barrus
Rep. Cindy Beshear
Rep. Jackie Biskupski
Rep. David Clark
Rep. Carl W. Duckworth
Rep. Ben C. Ferry

Rep. Thomas Hatch
Rep. Brad King
Rep. Karen W. Morgan
Rep. Brent D. Parker

Members Absent:

Sen. L. Steven Poulton
Sen. Ed P. Mayne
Rep. Greg J. Curtis

Staff Present:

Ms. Mary Catherine Perry, Research Analyst
Ms. Patricia Owen, Associate General Counsel
Ms. Jennifer Markham, Legislative Secretary

Note: A list of others present and a copy of materials can be found at <http://www.image.le.state.ut.us/imaging/history.asp> or contact the Office of Legislative Research and General Counsel.

1. Call to Order

Chair Eastman called the meeting to order at 9:12 a.m.

MOTION: Rep. Parker moved to approve the minutes of the July 18, 2001 meeting. The motion passed unanimously with Sen. Davis, Sen. Mayne, Sen. Poulton, Rep. Beshear, Rep. Barrus, Rep. Curtis, Rep. Duckworth, and Rep. Hatch absent for the vote.

2. Committee Business

Ms. Mary Catherine Perry, Research Analyst, OLRGC (Office of Legislative Research and General Counsel), provided an overview of the Legislative Oversight and Sunset Act and distributed a summary of the act to committee members.

Chair Eastman informed the committee that all legislators planning to bring bills to the committee for consideration at the November 14 interim meeting should have their bills completed by October 24.

3. Update on Recent Litigation

Ms. Patricia Owen, Associate General Counsel, ORLCG, provided an update on litigation related to the residency requirement for certain trustees.

Mr. Earl Dorius, Manager, Licensing and Compliance, Department of Alcoholic Beverage Control, provided a summary of recent litigation regarding Utah's advertising laws for alcoholic beverages and the Alcohol Beverage Commission's subsequent actions. A copy of the guidelines, "Department of Alcoholic Beverage Control Liquor Laws," was included in the September Monthly Interim Information Packet.

Committee discussion followed.

4. Marketing and Distribution of Prescription Drugs

Chair Eastman summarized the bill he sponsored last year that would allow pharmacies to provide a three-month supply of maintenance drugs. He stated that many insurance carriers require three-month supplies of maintenance drugs to be provided by mail order companies. He discussed the possibility of sponsoring a bill that would allow local pharmacies to compete if they wanted to match the mail order price.

Mr. Micky Braun, Assistant Commissioner, Department of Insurance, provided results of an informal survey of insurance providers that have mail order plans and the costs of mail order as compared to retail.

Mr. John T. Nielson, Senior Counsel, IHC (Intermountain Health Care), explained they have exclusive contracts with mail order companies because that allows the lowest price.

Mr. Ben Johnson, IHC Pharmacy Contract Manager, discussed some of the concerns with offering the same price for retail and mail order prescriptions.

Mr. Terry Killilea, Assistant V.P., Pharmacy Services, Blue Cross Blue Shield, explained that their mail order program evolved from employee requests. He described this program as a benefit the employers choose to offer, and the mail order companies may increase their price if they do not have an exclusive contract.

Ms. Helen Goddard, Director, Division of Aging and Adult Services discussed this issue's impact on senior citizens.

Committee discussion followed.

5. Business Recruiting in Utah

Mr. David Winder, Executive Director, Department of Community and Economic Development, discussed the national business recruiting program for Utah and Olympic related activities and provided examples of Olympic related activities and plans to have business receptions held in the cities where the Olympic torch stops. He said events are planned during the Olympics that local companies can use to build relationships. He outlined the "One Thousand Days" plan to be used following the Olympics to visit companies and form trade missions.

Mr. Rod Linden, Director, Alliance (Utah Technology Alliance), provided an overview of the Utah Technology Alliance, formerly the Utah Silicon Valley Alliance, and distributed a handout to committee members. Mr. Linden discussed the recruiting effort in key areas. He distributed a press kit from the Alliance.

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Mr. Christopher Roybal, President/CEO, EDCU (Economic Development Corporation of Utah), provided a history of EDCU, its partnership with the Department of Community and Economic Development, and its corporate recruiting. He stated that there had been an increase in the number of inquiries over last year.

Committee discussion followed.

6. Adjourn

MOTION: Sen. Bramble moved to adjourn the meeting. The motion passed unanimously with Sen. Davis, Rep. Biskupski, Rep. Hatch, Rep. King, and Rep. Morgan absent for the vote.

Chair Eastman adjourned the meeting at 11:45 a.m.

