

**MINUTES OF THE
GOVERNMENT OPERATIONS INTERIM COMMITTEE**
Wednesday, October 24, 2001 – 9:00 a.m. – Room 405 State Capitol

Members Present:

Sen. John W. Hickman, Senate Chair
Sen. Ron Allen
Sen. Millie M. Peterson
Rep. Eli H. Anderson
Rep. Ron Bigelow
Rep. DeMar “Bud” Bowman
Rep. Don E. Bush
Rep. Neil A. Hansen
Rep. Neal B. Hendrickson
Rep. Bradley A. Winn
Rep. Peggy Wallace

Members Excused:

Sen. Lyle W. Hillyard
President Al Mansell
Rep. Craig W. Buttars, House Chair

Staff Present:

Mr. John Q. Cannon, Research Analyst
Mr. John L. Fellows, Associate General Counsel
Ms. Alicia M. Laughlin, 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 Hickman called the meeting to order at 9:12 a.m.

2. Committee Business

MOTION: Rep. Hansen moved to approve the minutes of the September 12, 2001 minutes. The motion passed unanimously with Sen. Allen absent for the vote.

3. Election Campaign Fund Checkoff Monies

Mr. John Fellows, Associate General Counsel, Office of Legislative Research and General Counsel, introduced draft legislation to the committee addressing statutory changes to sections governing the distribution of funds to political parties from monies received from the checkoff on Utah state income tax forms. Committee discussion followed.

Mr. Todd Taylor, Executive Director, Utah Democratic Party, spoke in favor of the legislation.

MOTION: Rep. Bush moved to adopt the draft legislation "Election Campaign Fund Checkoff Monies" as a committee bill. The motion passed unanimously with Sen. Allen absent for the vote.

4. Utah Substance Abuse and Anti-Violence Coordinating Council Proposal

Mr. Marvin Dodge, Administrator, Utah Substance Abuse and Anti-Violence Coordinating Council (USAAV) and Mr. Ron Gordon, Staff Attorney, presented the council's proposal to modify statutory requirements for subcommittees to the committee and highlighted specific changes. Committee discussion followed.

MOTION: Rep. Bowman moved that staff review the proposal, incorporate the changes into draft legislation, and present the legislation for committee action at the November meeting. The motion passed unanimously.

5. Boards and Commissions

Mr. John Cannon, Research Analyst, Office of Legislative Research and General Counsel, explained draft legislation to eliminate or modify statutory language governing various boards and commissions in Utah. Committee discussion followed.

Draft Legislation: "Repeal of National Guard Advisory Board"

Mr. Cannon explained draft legislation that would eliminate Section 39-1-61 of the code relating to the National Guard Advisory Board. Committee members discussed the legislation, including a possible change to the long title.

MOTION: Sen. Peterson moved to adopt draft legislation "Repeal of National Guard Advisory Board," as a committee bill with the following change: On line five delete, "Militia and Armories Title" and insert "provisions governing the National Guard." The motion passed unanimously.

Draft Legislation: "Repeal of Environmental Quality Coordinating Committee"

Mr. Cannon explained draft legislation that would eliminate Section 19-1-107 of the code relating to the Environmental Quality Coordinating Committee. Committee discussion followed.

MOTION: Rep. Bigelow moved to adopt draft legislation "Repeal of Environmental Quality Coordinating Committee" as a committee bill. The motion passed unanimously.

Draft Legislation: "Repeal of State Advisory Planning Committee"

Mr. Cannon explained draft legislation that would eliminate Section 63-28-5 of the code relating to the State Advisory Planning Committee. Committee discussion followed.

MOTION: Rep. Wallace moved to adopt draft legislation "Repeal of State Advisory Planning Committee" as a committee bill. The motion passed unanimously.

Draft Legislation: "Repeal of Utah Occupational Safety and Health Advisory Council"

Mr. Cannon explained draft legislation that would eliminate Section 34A-6-106 of the code and modify other sections relating to the Utah Occupational Safety and Health Advisory Council. Committee discussion followed.

MOTION: Rep. Bush moved to adopt draft legislation "Repeal of Utah Occupational Safety and Health Advisory Council" as a committee bill. The motion passed unanimously.

Draft Legislation: "Repeal of Human Resource Advisory Committee"

Mr. Cannon explained draft legislation that would eliminate Section 67-19-6.5 of the code relating to the Human Resource Advisory Committee. Committee discussion followed.

MOTION: Rep. Bowman moved to adopt draft legislation "Repeal of Human Resource Advisory Committee" as a committee bill. The motion passed unanimously.

Draft Legislation: "Repeal of Health Benefit Plan Committee"

Mr. Cannon explained draft legislation that would eliminate Section 31A-22-613.5 of the code relating to the Health Benefit Plan Committee. He indicated that the Access to Health Care and Coverage Task Force will review this item at its next meeting.

MOTION: Sen. Peterson moved to continue on to the next agenda item. The motion passed unanimously.

Draft Legislation: "Repeal of Investment Advisory Committee"

Mr. Cannon explained draft legislation that would eliminate certain parts of Section 51-7-12.5 of the code relating to the Investment Advisory Committee. Committee discussion followed.

MOTION: Rep. Winn moved to adopt draft legislation "Repeal of Investment Advisory Committee" as a committee bill. The motion passed unanimously.

Draft Legislation: "Repeal of Medical Examiner Committee"

Mr. Cannon explained draft legislation that would eliminate Section 26-4-3 and amend Section 26-4-2 of the code relating to the Medical Examiner Committee. Committee discussion followed.

MOTION: Rep. Hansen moved to adopt draft legislation "Repeal of Medical Examiner Committee" as a committee bill. The motion passed unanimously.

Draft Legislation: "Repeal of Local Government Information Technology Review Committee"

Mr. Cannon explained draft legislation that would amend Section 63A-6-105 of the code relating to the Local Government Information Technology Review Committee. Committee discussion followed.

MOTION: Rep. Hendrickson moved to adopt draft legislation "Repeal of Local Government Information Technology Review Committee" as a committee bill. The motion passed unanimously.

Draft Legislation: "Revisions to Senate Advise and Consent Powers"

Mr. Fellows distributed draft legislation "Revisions to Senate Advise and Consent Powers" and explained that it would modify language governing advise and consent to make it uniform throughout the code. He also identified three sections with language that is in conflict with section 67-1-1.5. Committee discussion followed.

MOTION: Rep. Bigelow moved to modify Section 31A-2-102 in order to be consistent with section 67-1-1.5 of the code. The motion passed unanimously.

Mr. Fellows explained that Section 54-1-1.6 relates to the Governor's power to appoint a Pro temp Public Service Commissioner. He indicated that the current statute does not require Senate consent for the appointment of a commissioner pro temp. Committee discussion followed.

MOTION: Rep. Bigelow moved to modify Section 54-1-1.6 in order to be consistent with Section 61-1-1.5. The motion passed unanimously.

Mr. Fellows explained that Section 67-1-3 does not require the consent of the Senate to fill the vacancy. He recommended that the committee be consistent by cross referencing to Section 67-1-1.5 of the code. Committee discussion followed.

MOTION: Rep. Bigelow moved to modify Section 67-1-3 by cross referencing to Section 67-1-1.5. The motion passed unanimously.

MOTION: Sen. Allen moved to adopt draft legislation "Revisions to Senate Advise and Consent Powers" as amended as a committee bill. The motion passed unanimously.

Chair Hickman assigned the following committee members to sponsor the following bills:

- Sen. Millie Peterson Repeal of National Guard Advisory Board
- Rep. Ron Bigelow Repeal of Environmental Quality Coordinating Committee
- Rep. Peggy Wallace Repeal of State Advisory Planning Committee
- Rep. Don Bush Repeal of Utah Occupational Safety and Health Advisory Council
- Rep. DeMar Bowman Repeal of Human Resource Advisory Committee
- Rep. Brad Winn Repeal of Investment Advisory Committee
- Rep. Neil Hansen Repeal of Medical Examiner Committee
- Rep. Neal Hendrickson Repeal of Local Government Information Technology Review Committee
- Sen. Ron Allen Revisions to Senate Advise and Consent Powers

6. Adjourn

MOTION: Rep. Peterson moved to adjourn the meeting. The motion passed unanimously with Rep. Bigelow and Rep. Bowman absent for the vote. Chair Hickman adjourned the meeting at 10:02 a.m.

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