



<http://le.utah.gov>

Utah State Legislature

Senate • Utah State Capitol Complex • Suite W115

PO Box 145115 • Salt Lake City, Utah 84114-5115
(801) 538-1035 • fax (801) 538-1414

House of Representatives • Utah State Capitol Complex • Suite W030

PO Box 145030 • Salt Lake City, Utah 84114-5030
(801) 538-1029 • fax (801) 538-1908

September 7, 2012

Speaker Rebecca Lockhart, Chair
President Michael G. Waddoups, Vice-Chair
Legislative Management Committee
Utah State Capitol Complex
Salt Lake City, Utah 84114

Subject: Rulemaking of the Title and Escrow Commission

Dear Speaker Lockhart and President Waddoups:

In its September 4, 2012 meeting, the Administrative Rules Review Committee received a report from the Title and Escrow Commission regarding its recent administrative rulemaking efforts.

During the discussion of a draft administrative rule presented, the committee questioned whether, in carrying out its responsibilities, the Title and Escrow Commission is fulfilling the proper role of government. The following questions were raised:

1. Are state title and escrow statutes too restrictive?
2. Are title and escrow statutes regulating beyond those measures needed to protect citizens?
3. Do title and escrow statutes reflect the proper role of government when regulating an industry?

The committee voted unanimously to request that the Legislative Management Committee assign to the Business and Labor Interim Committee a review of current statutes regarding the functions of the Title and Escrow Commission to determine whether changes should be made to assure that the Commission fulfills the role envisioned by the Legislature.

Thank you for your consideration of this important matter.

Sincerely,


Howard A. Stephenson, Senate Chair
Administrative Rules Review Committee


Curtis Oda, House Chair
Administrative Rules Review Committee