

**MINUTES OF THE
HOUSE POLITICAL SUBDIVISIONS
STANDING COMMITTEE**
Room 223 - State Capitol Building
February 5, 1998

COMMITTEE MEMBERS: Rep. David Ure, Chair
Rep. DeMar "Bud" Bowman, Vice Chair
Rep. Brian R. Allen
Rep. Craig W. Buttars
Rep. Blake D. Chard
Rep. Marda Dillree
Rep. David L. Gladwell
Rep. Patricia Larsen
Rep. Richard L. Walsh

MEMBER ABSENT: Rep. John B. Arrington

STAFF PRESENT: Joseph Wade, Research Analyst
Karen Holt, Committee Secretary

VISITORS: (List filed with committee minutes.)

The meeting was called to order by Chairman Ure at 8:12 a.m.

Motion: Rep. Gladwell made a motion to approve the minutes of February 3, 1998. The motion passed unanimously with Rep. Allen, Dillree and Larsen absent for the vote.

S.B. 86 Administrative Rules Amendments (H. Stephenson)

Senator Stephenson introduced the bill.

Motion: Rep. Walsh made a motion to pass S.B. 86 out favorably. The motion passed unanimously with a vote of **7-0-3**, with Rep. Allen and Dillree absent for the vote.

S.B. 85 Reauthorization of Administrative Rules (H. Stephenson)

Senator Stephenson introduced the bill.

Motion: Rep. Buttars made a motion to pass S.B. 85 out favorably. The motion passed unanimously with a vote of **7-0-3**, with Rep. Allen and Dillree absent for the vote.

H.B. 114 Snow College South *(B. Johnson)*

Motion: Rep. Gladwell made a motion to hold the bill until the next committee meeting.

Substitute Motion: Rep. Chard made a motion to delete in title and body H.B. 114 and to replace it with Substitute H.B. 114. The motion passed unanimously with Rep. Allen and Dillree absent for the vote.

Motion: Rep. Gladwell made a motion to hold the bill until the next committee meeting. The motion passed unanimously with a vote of **7-0-3**, with Rep. Allen and Dillree absent for the vote.

S.B. 16 Transfer of Agricultural Land Within City *(R. Muhlestein)*

Senator Muhlestein introduced the bill.

Motion: Rep. Gladwell made a motion to pass S.B. 16 out favorably. The motion passed unanimously with a vote of **9-0-1**.

Motion: Rep. Chard made a motion to place S.B. 16 on the Consent Calendar. The motion passed unanimously with a vote of **9-0-1**.

S.B. 94 Amendments to Special Districts *(R. Evans)*

Senator Evans introduced the bill.

Motion: Rep. Gladwell made a motion to adopt the following amendment:

Page 1, Line 9: Delete "DELIVER PROOF OF" and insert "OBTAIN"

Substitute Motion: Rep. Buttars made a motion to adopt the following amendments:

Page 1, Line 9: After "REQUIRING" insert "CERTAIN" and delete "DELIVER PROOF OF" and insert "OBTAIN"

The substitute motion to amend passed unanimously with Rep. Allen absent for the vote.

Motion: Rep. Dillree made a motion to passed S.B. 94 out favorably as amended. The motion passed unanimously with a vote of **8-0-2**, with Rep. Allen absent for the vote.

H.B. 116 Restriction on State Employees *(J. Tanner)*

Rep. Tanner introduced the bill.

Motion: Rep. Dillree made a motion to adopt the following amendments:

1. Page 1, Line 18: After "(1)" delete "A" and insert "Except as provided in subsection (3), a" and after "public employee" insert ", during the performance of the employee or officer's duties, within the scope of employment, or under color of authority,"
2. Page 1, Line 24: Delete lines 24 and 25 and insert "(3) This section does not apply to:
(a) public officers or public employees intercepting communications as provided in Title 77, Section 23a, Interception of Communications;
(b) peace officers as defined in Title 77, Chapter 1a, Peace Officer Designation; and
(c) employees of public agencies and public safety agencies providing emergency telephone services as provided in Title 69, Chapter 2, Emergency Telephone Service Law."

The motion to amend passed unanimously with a vote of **8-0-2**, with Rep. Allen absent for the vote.

Ferris Grow, law enforcement officer, spoke for the bill.

Doug Borba, Executive Director of the State Dept. of Commerce, spoke against the bill.

Wayne Shepherd, Utah Law Enforcement Legislative Committee, spoke to the bill.

Motion: Rep. Larsen made a motion to pass H.B. 116 out favorably as amended. The motion passed with a vote of **6-2-2**, with Rep. Bowman, Dillree, Gladwell, Larsen, Ure and Walsh voting yes, and Rep. Buttars and Chard voting no, with Rep. Allen absent for the vote.

Motion: Rep. Chard made a motion to adjourn. The vote was unanimous. The meeting adjourned at 9:08 a.m.

David Ure
Committee Chair