

**MINUTES OF THE
SENATE HEALTH AND ENVIRONMENT STANDING COMMITTEE
FEBRUARY 17, 1998, 4:00 P. M.
ROOM 414, STATE CAPITOL**

Members Present: Sen. Robert Muhlestein
 Sen. John P. Holmgren
 Sen. LeRay McAllister
 Sen. Robert Montgomery
 Sen. Millie A. Peterson
 Sen. Robert Steiner

Staff Present: Brian Allred, Research Analyst
 Karen Allred, Committee Secretary

List of others present on file:

Chair Muhlestein called the meeting to order at 4:30 p.m.

MOTION: Senator Peterson moved to approve the minutes of February 13, 1998.

The motion passed unanimously.

1. H.C.R. 6 Nuclear Waste Storage Opposition Resolution (*R. Becker*)

Representative Becker presented the bill.

Speaking in favor of the bill: Christopher Robinson, Skull Valley land owner, Adrienne Gardner, citizen, Suzanne Winters, State Science Advisor, Governors Office of Planning and Budget, Paula Plant, Utah PTA.

Speaking against the bill: Bill Peterson, Engineer for Box Elder County, Steven Barrowes, PHD Physicist, Robert Fisher, citizen, Rex Allen, Executive Secretary, Skull Valley Goshute Indians, L.D.Bear, Chairman, Skull Valley Goshutes.

Speaking to the bill: Dianne Nielson, Executive Director, Department of Environmental Quality.

MOTION: Senator Montgomery moved to pass the bill out favorably.

The motion passed with Senators, Muhlestein, McAllister, Montgomery, Peterson, and Steiner voting for the bill and Senator Holmgren voting against the bill.

2. S.B. 153 Assisted Living Facilities (*M. Dmitrich*)

Senator Dmitrich distributed 1st Sub. S.B. 153.

MOTION: Senator McAllister moved to adopt 1st Sub. S.B. 153.

The motion passed unanimously.

John Hansen, President, Utah Assisted Living Association, explained the bill.

Senator Dmitrich distributed and explained the following amendments to 1st Sub. S.B.153:

1. Page 1, Line 5: Delete "CREATING" and insert "COMBINING ASSISTED LIVING FACILITIES AND RESIDENTIAL ASSISTED LIVING FACILITIES INTO"
2. Page 2, Line 20: After "(5)" insert "(a)" and after "means" insert:
": (i) a type I assisted living facility, which is a residential facility that provides assistance with activities of daily living and social care to two or more residents who:
(A) require protected living arrangements; and
(B) are capable of achieving mobility sufficient to exit the facility without the assistance of another person; and
(ii) a type II assisted living facility, which is"
3. Page 2, Line 20: Reinstate "with" and delete "constructed for the purpose"
4. Page 2, Line 21: Delete "of providing" and reinstate "that provides an" and delete "at which the owner or operator of the facility"
5. Page 2, Line 22: Delete line 22
6. Page 2, Line 23: Reinstate "supportive personal and health care" and delete "shall be"
7. Page 2, Line 25: After "services." insert "(b)" and after "resident" insert "in a type I or type II assisted living facility"
8. Page 5, Lines 13-18: Delete lines 13-18

MOTION: Senator Peterson moved to adopt the amendments.

The motion passed unanimously, with Senator Holmgren absent for the vote.

Speaking in favor of the bill: Deb Wynkoop-Green, Director of Health Licensing,
Nanette Lewis, Utah Assisted Living Association.

MOTION: Senator Peterson moved to pass the substitute bill out favorably.

The motion passed unanimously, with Senator Holmgren absent for the vote.

Senator Muhlestein declared a conflict of interest.

MOTION: Senator Montgomery, who was absent for the vote, requested and moved that he be recorded as a yes vote of 1st Sub. S.B. 153.

The motion passed unanimously, with Senator Holmgren absent for the vote.

3. H.B. 112 Underground Storage Tank Assurance Amendments (*B. Wright*)

Representative Wright explained the bill.

Speaking in favor of the bill: Lee Peacock, Utah Petroleum Association, Paul Ashton, Service Station owner.

MOTION: Senator Peterson moved to pass the bill out favorably.

The motion passed unanimously, with Senator Holmgren absent for the vote.

4. H.B. 113 Underground Storage Tank Program Amendments (*B. Wright*)

Representative Wright explained the bill.

MOTION: Senator Montgomery moved to pass the bill out favorably.

The motion passed unanimously, with Senator Holmgren absent for the vote.

MOTION: Senator Peterson to adjourn.

The motion passed unanimously, with Senator Holmgren absent for the vote, and the meeting adjourned at 5:35 p.m.

Sen. Robert Muhlestein,
Committee Chair

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