

**MINUTES OF THE
SENATE REVENUE AND TAXATION STANDING COMMITTEE
FEBRUARY 17, 1998
ROOM 416, STATE CAPITOL BUILDING**

Members Present: Sen. Howard Nielson, Chair
 Sen. Mike Dmitrich
 Sen. George Mantes
 Sen. Robert Montgomery
 Sen. Steven Poulton
 Sen. Howard Stephenson
 Sen. Michael Waddoups

Members Excused: Sen. Leonard Blackham
 Sen. Lyle Hillyard

Staff Present: Bryant Howe, Research Analyst
 Nadine Woodhead, Secretary

List of Others Present on File:

Chair Nielson called the meeting to order at 8:10 a.m.

MOTION: Sen. Stephenson moved to approve the minutes of February 12, 1998.

The motion passed unanimously.

1. **SB 156 SALES TAX FOR ARTS AND RECREATION** (*D. Buhler*)

Sen. Buhler presented the bill to the committee with the following amendments.

1. Page 1, Line 26: Delete line 26 and renumber the remaining sections accordingly
2. Page 2, Line 10: After "county" delete "arts" and insert "cultural"
3. Page 2, Line 17: After "dance" delete "; and"
4. Page 2, Lines 18 and 19: Delete lines 18 and 19

MOTION: Sen. Dmitrich moved to adopt the amendments.

The motion passed unanimously with Sen. Mantes absent for the vote.

Julie Peck, Salt Lake County, spoke in favor of the bill.

MOTION: Sen. Montgomery moved to pass the bill with a favorable recommendation.

The motion passed unanimously.

MOTION: Sen. Buhler moved to place the bill on the Consent Calendar.

The motion passed unanimously.

2. **SB 175 STATE SETTLEMENT AGREEMENT** (*L. Beattie*)

Sen. Beattie presented the bill to the committee with the assistance of Gay Taylor, Legislative Counsel.

MOTION: Sen. Montgomery moved to pass the bill with a favorable recommendation.

The motion passed unanimously.

3. **SB 209 TAX EXPENDITURES FOR ZOOLOGICAL FACILITIES** (*L. Poulton*)

MOTION: Sen. Poulton presented the bill to the committee and moved to amend as follows:

1. Page 4, Line 12: After "recreational" delete "and zoological"
2. Page 4, Line 15: After "zoological" insert "facilities and"
3. Page 5, Line 20: After "recreational" delete "and"
4. Page 5, Line 21: At the beginning of line 21 delete "zoological"
5. Page 5, Line 22: After "zoological" insert "facilities and"

The motion passed unanimously.

Craig Dinsmore, Utah Hogle Zoo, spoke in favor of the bill.

MOTION: Sen. Poulton moved to pass the bill with a favorable recommendation and

place it in the Consent Calendar.

The motion passed unanimously.

4. **SB 52 PROPERTY TAX RESTRICTION** (*L. Poulton*)

MOTION: Sen. Poulton moved to amend the bill and then withdrew the motion.

Sen. Poulton presented the bill to the committee with the assistance of Doug Bates, State Office of Education.

Steve Peterson, School Board Assn., Brent Gardner, Utah Assn. Of Counties, and Jim Eldredge, UEA, spoke to the bill.

David Spatafore, Utah League of Cities, spoke against the bill.

Wes Quinton, Utah Taxpayers Assn., spoke in favor of the bill.

MOTION: Sen. Stephenson moved to amend the bill as follows:

1. Page 1, Line 8: After "PROVIDING" delete "AN EFFECTIVE DATE" and insert "FOR RETROSPECTIVE OPERATION"
2. Page 5, Line 11: Delete "**Effective date**" and insert "**Retrospective operation**"
3. Page 5, Line 12: After "This act" delete "takes effect on" and insert "has retrospective operation to" and after "January 1," delete "1999" and insert "1998"

The motion passed unanimously.

MOTION: Sen. Poulton moved to pass the bill, as amended, with a favorable recommendation.

Sen. Stephenson declared a conflict of interest.

The motion passed with Sens. Nielson, Poulton, Stephenson and Waddoups, voting in favor, and Sens. Dmitrich, Mantes and Montgomery voting against.

5. **SB 49 EMINENT DOMAIN VALUATION** (*P. Suazo*)

Sen. Suazo presented the bill to the committee.

Milt Saathoff, Utah Seniors, Craig Call, Private Property Ombudsman, Sheldon Buckalew, citizen, and Tom Warne, UDOT, spoke in favor of the bill.

Gary Crane, League of Cities, spoke against the bill.

Ken Nye, DFCM, spoke to the bill.

MOTION: Sen. Dmitrich moved to pass the bill with a favorable recommendation.

The motion passed with Sens. Dmitrich, Poulton, Stephenson and Waddoups voting in favor, Sens. Nielson and Montgomery, voting against, and Sen. Mantes absent for the vote.

MOTION: Sen. Montgomery moved to adjourn.

The motion passed unanimously with Sen. Mantes absent for the vote.

The meeting adjourned at 9:45 a.m.

Sen. Howard Nielson
Committee Chair

Minutes of the Senate Revenue and Taxation Standing Committee
February 17, 1998
Page 5

Minutes of the Senate Revenue and Taxation Standing Committee
February 17, 1998
Page 6

Minutes of the Senate Revenue and Taxation Standing Committee
February 17, 1998
Page 7