

**MINUTES OF THE
PUBLIC UTILITIES & TECHNOLOGY STANDING COMMITTEE
Room 223 - State Capitol Building
February 15, 2001**

MEMBERS PRESENT: Rep. John E. Swallow, Chair
Rep. Doug Aagard, Vice Chair
Rep. Sheryl L. Allen
Rep. Ralph Becker
Rep. Chad E. Bennion
Rep. Gary F. Cox
Rep. Brent H. Goodfellow
Rep. Ty McCartney
Rep. Gordon E. Snow
Rep. Stephen H. Urquhart
Rep. Martin R. Stephens
Rep. David Ure

STAFF PRESENT: Richard North, Research Analyst
Louise Russell, Committee Secretary

VISITORS: List of visitors on file

Chair John E. Swallow called the meeting to order at 4:20 p.m.

MOTION: Rep. Cox moved to approve the minutes of February 9, 2001. The motion passed unanimously with Reps. Allen, Becker, Bennion, Goodfellow, Stephens and Ure absent for the vote.

**H.B. 149 Municipal Cable Television and Public Telecommunications Services Act
(G. Curtis)**

Rep. Curtis introduced the bill and explained it to the committee with the assistance of Mayor Billings, Provo City.

David Irvine, Eagle Mountain, addressed clarifying questions to committee members.

The following spoke in favor of the bill:

Steve Clark, Provo
Jerry Fenn, Utah Rural Telecommunication Association
Wes Quinton, Utah Taxpayers Association
Steve Proper, AT&T
Lynn Beecher, Quick Internet
Art Brothers, Beehive Telephone Company
Robin Riggs, Qwest

The following spoke against the bill:

David Irvine, Town of Eagle Mountain
Steve Densley, Provo, Chamber of Commerce
Mark Hathaway, Provo City Council
Rondo Fehlberg, Switchpoint Network
John Updike, Provo Businessman
Joshua Barneck, Sionics

MOTION: Rep. Bennion moved to amend the bill as follows:

1. Page 7, Line 188: After line 188 insert:
"(4) For the time period beginning on the effective date of this chapter and ending on December 31, 2001, a municipality that operated a cable television service as of January 1, 2001 is exempt from Subsection 10-18-301(d)."

The motion passed unanimously with Rep. Stephens absent for the vote.

MOTION: Rep. Allen moved to amend the bill as follows:

1. Page 2, Line 55: After line 55 insert:
"A city which has provided public telecommunication services for at least 2 years prior to the effective date of this chapter is exempt from the provisions thereof."

Rep. Allen withdrew her motion after further discussion to the amendment.

MOTION: Rep. Cox moved to pass the bill out favorably as amended. Rep. Swallow called the previous question. The motion passed with Rep. Aagard voting in opposition to the motion and Rep. Stephens absent for the vote.

MOTION: Rep. Cox moved to adjourn the meeting. The motion passed unanimously with Reps. Stephens and Ure absent for the vote.

Chair Swallow adjourned the meeting at 6:05 p.m.