

**MINUTES OF THE HOUSE  
BUSINESS AND LABOR  
STANDING COMMITTEE**

Monday, February 4, 2002 – 8:00 a.m. – Room 405 State Capitol

**Members Present:**

Rep. Katherine M. Bryson, Chair  
Rep. Ben C. Ferry, Vice Chair  
Rep. Gerry A. Adair  
Rep. Roger E. Barrus  
Rep. Jackie Biskupski  
Rep. Afton B. Bradshaw  
Rep. David Clark  
Rep. Stephen D. Clark  
Rep. Greg J. Curtis  
Rep. Neil A. Hansen  
Rep. Thomas Hatch  
Rep. Brad King  
Rep. Karen W. Morgan  
Rep. Brent D. Parker

**Members Absent:**

Rep. Carl W. Duckworth

**Staff Present:**

Ms. Mary Catherine Perry, Research Analyst  
Ms. Pam Bryson, House Secretary

**Note:** A list of others present will be filed with committee minutes.

Vice Chair Ben Ferry called the meeting to order at 8:08 a.m.

**MOTION:** Rep. Biskupski moved to approve the minutes of the January 30, 2002 meeting. The motion passed unanimously with Rep. Adair, Rep. Bradshaw, Rep. Bryson, Rep. S. Clark, and Rep. Morgan absent for the vote.

**H.B. 276      Assessment on Title Insurers (*Tom Hatch*)**

Rep. Hatch introduced the bill.

**MOTION:** Rep. Hatch moved to amend the bill as follows:

1. Page 2, Line 47:                    After "assessed" insert "up to"

The motion passed unanimously with Rep. Bradshaw and Rep. S. Clark absent for the vote.

**MOTION:** Rep. Biskupski moved to pass the bill out favorably as amended. The motion passed unanimously with Rep. Bradshaw absent for the vote.

**MOTION:** Rep. Hatch moved that **H.B. 276** be placed on the consent calendar. The motion passed unanimously with Rep. Bradshaw absent for the vote.

Vice Chair Ben Ferry relinquished the chair to Chair Katherine Bryson.

**H.C.R. 2      Resolution Supporting Businesses (Greg Curtis)**

Rep. Curtis introduced the resolution.

**MOTION:** Rep. King moved to pass the resolution out favorably. The motion passed unanimously.

**MOTION:** Rep. Curtis moved that **H.C.R. 2** be placed on the consent calendar. The motion passed unanimously.

**1<sup>st</sup> Sub. H.B. 279      Professional Employer Organization Licensing Act Amendments (Greg Curtis)**

Rep. Curtis introduced the bill.

**MOTION:** Rep. Curtis moved to move to the next item on the agenda. The motion passed unanimously.

**H.B. 90      Truth in Advertising Amendments (Scott Daniels)**

Rep. Daniels introduced the bill.

**MOTION:** Rep. Adair moved to delete in title and body **H.B. 90** and replace it with **1<sup>st</sup> Sub. H.B. 90 Truth in Advertising Amendments (S. Daniels)**. The motion passed unanimously with Rep. Bradshaw absent for the vote.

**MOTION:** Rep. Hansen moved to pass the substitute bill out favorably. The motion passed unanimously with Rep. Bradshaw absent for the vote.

**MOTION:** Rep. Curtis moved to move back to **1<sup>st</sup> Sub. H.B. 279 Professional Employer Organization Licensing Act Amendments**. The motion passed unanimously with Rep. Bradshaw absent for the vote.

**1<sup>st</sup> Sub. H.B. 279      Professional Employer Organization Licensing Act Amendments (Greg Curtis)**

Spoke to the bill:      Butch Johnson, National Association of Professional Employer Organizations  
                                 Ted Boyer, Department of Commerce

**MOTION:** Rep. Curtis moved to amend the bill as follows:

1.    Page 8, Line 235:      After "plan:" delete "and"
2.    Page 9, Line 249:      After "trend" delete "¿" and insert "¿"

3. Page 9, Line 249: After line 249 insert:  
"(5) provide to the division a statement from the PEO's third party administrator or actuary indicating the run-out, the change in life count, the medical trend, and the statutory liability of the plan, where the plan's statutory liability is the run-out increased by the change in life count, then increased by the medical trend; and  
(6) provide an audited financial statement evidencing that the PEO's plan has excess reserves of at least 50% of its statutory liability held in the plan trust as of the end of the fiscal year of the PEO, and if the excess reserves are not met, the PEO may supplement the proof that it has come into compliance with the requirement."

The motion passed unanimously with Rep. Hansen and Rep. Morgan absent for the vote.

**MOTION:** Rep. D. Clark moved to pass the bill out favorably as amended. The motion passed unanimously with Rep. Morgan absent for the vote.

**H.B. 96            Licensure of Geologists (*Ralph Becker*)**

Rep. Becker introduced the bill with the assistance of Darlene Batatian, Salt Lake County Geologist.

Spoke to the bill:            Dean Armstrong, Utah Council of Professional Geologists  
   Craig Jackson, Division of Occupational/Professional Licensing

Spoke for the bill:            Jack Barnett, Geologist, Barnett Intermountain Water

**MOTION:** Rep. Morgan moved to pass the bill out favorably. The motion passed with Rep. Adair voting in opposition, and Rep. Curtis and Rep. Hatch absent for the vote.

**3<sup>rd</sup> Sub. H.B. 205            Construction Services Commission (*Stephen Clark*)**

Rep. S. Clark introduced the bill.

Spoke against the bill:    Ken Gardner, Utah AFL-CIO

Spoke for the bill:            Todd Bingham, Associated Builders and Contractors

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**MOTION:** Rep. S. Clark moved to delete in title and body **3<sup>rd</sup> Sub. H.B. 205** and replace it with **4<sup>th</sup> Sub. H.B. 205 Construction Services Commission (S. Clark)**. The motion passed unanimously with Rep. Curtis and Rep. Hatch absent for the vote.

**MOTION:** Rep. Adair moved to adjourn the meeting. The motion passed with Rep. D. Clark, Rep. S. Clark, Rep. Parker, and Rep. Ferry voting in opposition. Rep. Curtis and Rep. Hatch were absent for the vote.

Chair Katherine Bryson adjourned the meeting at 8:25 a.m.

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Chair, Rep. Katherine Bryson