

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

Room 405 State Capitol

January 20, 2004

Members Present: Rep. Katherine M. Bryson, Chair
Rep. Mike Morley, Vice Chair
Rep. J. Stuart Adams
Rep. Jackie Biskupski
Rep. Craig W. Buttars
Rep. David Clark
Rep. Stephen D. Clark
Rep. Carl W. Duckworth
Rep. Jim Dunnigan
Rep. Ben C. Ferry
Rep. Neil A Hansen
Rep. Todd E. Kiser
Rep. R. Curt Webb

Staff Present: Mark Steinagel, Policy Analyst
Linda Error, Committee Secretary

Note: A list of visitors and a copy of handouts are filed with committee minutes.

Rep. Bryson called the meeting to order at 8:10 a.m..

Rep. Bryson called for an introduction of committee members.

H.B. 12 Requirements for Recording Certain Real Estate Documents (*Rep. D. Clark*)

This bill was not considered in this meeting.

H.B. 195 Consumer Protection Amendments (*Rep. S. Allen*)

Rep. Biskupski moved to delete in title and body **H.B. 195** and replace it with **1st Substitute H.B. 195**. The motion passed unanimously, with Rep. D. Clark and Rep. S. Clark absent for the vote.

Rep. Hansen moved to amend the bill as follows:

1. Page 9, line 262 After "institution" insert ":(A)"

2. Page 9, line 262: After "7-1-103;" insert "or (B) that is regulated or supervised by the Federal Depository Insurance Corporation and the National Credit Union Association;"

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

Rep. Allen explained the bill, assisted by Francine Giani, Director, Consumer Protection Agency and Ron Stromberg, Director, Adult Protective Services. (handout given)

Spoke for the bill: Rob Ence, State Director, AARP (handout given)
Kent Nelson, Chief Investigator, Consumer Protection Agency

MOTION: Rep. Hansen moved to pass the bill out favorably as amended.

SUBSTITUTE

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

1. Page 8 line 233 delete "\$5,000" and insert "\$2,500"

MOTION: Rep. Buttars moved to end the debate. The motion passed unanimously.

The substitute motion passed, with Rep. Duckworth and Rep. Hansen voting in opposition.

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

1. Page 6, line 178 through page 7, line 182 Delete lines 178-182

SUBSTITUTE

MOTION: Rep. Adams moved to leave in lines 178-182 and insert clarifying language. Following committee discussion Rep. Adams withdrew the substitute motion.

SUBSTITUTE

MOTION: Rep. Ferry moved to proceed to the next item on the agenda. The motion passed unanimously.

H.B. 52 Individual Deferred Annuities - Nonforfeiture Amendments (*Rep. J. Dunnigan*)

Rep. Dunnigan explained the bill, assisted by John Coomans, Utah Insurance Department and Tomasz Serbinowski, Utah Insurance Department.

Spoke for the bill: Mike Stevens, Utah Life Insurance Association
Chris Pursell, State Farm Insurance

MOTION: Rep. Kiser moved to pass the bill out favorably. The motion passed unanimously.

H.B. 187 Viatical Settlement Act (*Rep. J. Dunnigan*)

Rep. Dunnigan explained the bill, assisted by Mickey Braun, Assistant Commissioner, Utah State Insurance Department.

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

H.B. 193 Commission on Criminal and Juvenile Justice (*Rep. M. S. Lawrence*)

This bill was not considered in this meeting.

MOTION: Rep. Ferry moved to adjourn the meeting. The motion passed unanimously.

Rep. Bryson adjourned the meeting at 10:00 a.m.

Rep. Katherine Bryson, Chair