

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

Room 405 State Capitol

February 10, 2004

Members Present: Rep. Katherine M. Bryson, Chair
Rep. Michael Morley, Vice Chair
Rep. J. Stuart Adams
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

Members Excused: Rep. Jackie Biskupski

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

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

Rep. Morley called the meeting to order at 4:13 p.m.

MOTION: Rep. D. Clark moved to approve the minutes of the February 6, 2004 meeting. The motion passed unanimously, with Rep. Bryson, Rep. Dunnigan, Rep. Ferry, and Rep. Hansen absent for the vote.

S.B. 88 Uniform Building Standards Act - Manufactured Housing Amendments
(Sen. L. Hillyard)

Rep. Adams explained the bill, assisted by Dale Zabriskie, Utah Manufactured Housing Association.

Spoke for the bill: Craig Jackson, Director, Division of Occupational and Professional Licensing

MOTION: Rep. Buttars moved to pass the bill out favorably. The motion passed unanimously, with Rep. Bryson absent for the vote.

S.B. 111 Mechanics' Liens Amendments (Sen. S. Jenkins)

Sen. Jenkins explained the bill.

MOTION: Rep. Adams moved to pass the bill out favorably. The motion passed unanimously, with Rep. Bryson absent for the vote.

MOTION: Rep. Hansen moved that **2nd Substitute S.B.111** be placed on the consent calendar. The motion passed unanimously, with Rep. Bryson absent for the vote.

MOTION: Rep. D. Clark moved that the committee saunter for 5 minutes. The motion passed unanimously, with Rep. Bryson absent for the vote.

Rep. Morley reconvened the meeting at 4:35 p.m.

H.B. 160 Mortgage Act Amendments (Rep. W. Harper)

MOTION: Rep. Buttars moved to delete in title and body **H.B. 160** and replace it with **2nd Substitute H.B. 160**. The motion passed unanimously, with Rep. Bryson, Rep. Dunnigan, and Rep. Ferry absent for the vote.

Rep. Harper explained the bill. (handout)

Spoke for the bill: Sarah Wilhelm, Utah Issues (handout)

Spoke against the bill: Kay Ashton, Utah Mortgage Lending Association
Chris Kyler, Utah Association of Realtors
Al Bingham, citizen

MOTION: Rep. Adams moved to proceed to the next item on the agenda.

SUBSTITUTE

MOTION: Rep. Hansen moved to pass the bill out favorably. The motion failed, with Rep. Bryson, Rep. D. Clark, Rep. Duckworth, and Rep. Hansen voting in favor.

The original motion to proceed to the next item on the agenda passed, with Rep. Bryson, Rep. Dunnigan, and Rep. Ferry voting in opposition.

S.B. 129 Community Associations (Sen. M. Waddoups)

Rep. Dunnigan moved to amend the bill as follows:

1. *Page 8, Line 244 through Page 9, Line 247:*

- 244 (1) An encumbrancer holding a lien on a lot may pay any unpaid assessment due
 with
245 respect to the ~~[[unit]]~~ lot .
246 (2) Upon a payment described in Subsection (1), the encumbrancer has a lien on the
247 ~~[[unit]]~~ lot for the amounts paid.

The motion to amend passed unanimously.

Sen. Waddoups explained the bill.

Spoke for the bill: Rolf Berger, citizen

MOTION: Rep. D. Clark moved to pass the bill out favorably as amended. The motion passed unanimously.

H.B. 122 Private Investigator Amendments (Rep. M. Dayton)

Rep. Dayton explained the bill, assisted by John Tinsley, owner, Tinsley Private Investigators.

Spoke for the bill: Mel Ashton, Private Investigators Association of Utah

MOTION: Rep. S. Clark moved to pass the bill out favorably.

SUBSTITUTE

MOTION: Rep. D. Clark moved to pass the bill out favorably with the following amendments:

1. *Page 1, Lines 15 through 16:*

- 15 ▶ provides that an apprentice private investigator may not directly obtain
 protected
16 information from the Utah State Tax Commission Motor Vehicle Division or Driver
 License Division within the

2. *Page 6, Lines 176 through 178:*

- 176 (C) obtain information from the Utah State Tax Commission Motor Vehicle
 Division or Driver License Division
177 within the Department of Public Safety, except the apprentice may utilize such
 information for

178 a legitimate business need under the direct supervision of a licensed agency.

The motion to amend and pass the bill out favorably passed unanimously, with Rep. Bryson absent for the vote.

H.B. 221 Use of Credit Information for Insurance (*Rep. P. Wallace*)

This bill was not considered.

MOTION: Rep. Kiser moved to adjourn the meeting.

Rep. Morley adjourned the meeting at 5:50 p.m.

Rep. Katherine Bryson, Chair