

**MINUTES OF THE HOUSE
NATURAL RESOURCES, AGRICULTURE, & ENVIRONMENT
STANDING COMMITTEE**

Room W125, West Office Building, State Capitol Complex

February 2, 2007

Members Present: Rep. Roger E. Barrus, Chair
Rep. Kerry Gibson, Vice Chair
Rep. Sylvia Andersen
Rep. Mel Brown
Rep. Jack Draxler
Rep. Carl Duckworth
Rep. James Gowans
Rep. Neal Hendrickson
Rep. John Mathis
Rep. Mike Noel
Rep. Patrick Painter
Rep. Phil Riesen
Rep. Richard Wheeler

Members Absent: Rep. Glenn Donnelson
Rep. Steve Sandstrom

Staff Present: Brian Allred, Policy Analyst
Carrie Griffith, Committee Secretary

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

Rep. Barrus called the meeting to order at 2:07 p.m.

MOTION: Rep. Noel moved to approve the minutes of the January 31, 2007 meeting. The motion passed unanimously with Rep. Andersen, Rep. Painter, and Rep. Wheeler absent for the vote.

S.B. 47 Department of Agriculture Amendments (Sen. M. Dayton) (Rep. P. Painter)

Sen. Dayton explained the bill to the committee.

Spoke for the bill: Kyle Stevens, Deputy Commissioner, Department of Agriculture and Food

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

1. Page 37, Line 1123:

1123 (2) The [~~Soit~~] Conservation Commission shall be comprised of ~~{12}~~ 15
members [as

2. Page 37, Lines 1133 through 1134:

1133 executive director's designee; ~~{and}~~

(f) the chair and the vice chair of the State Grazing Advisory Board created in
Section 4-20-1.5;

(g) the president of the County Weed Supervisors Association; and

1134 ~~{f}~~ (h) seven district supervisors who provide district representation on
the commission on

The motion passed unanimously, with Rep. Andersen, Rep. Painter and Rep. Wheeler
absent for the vote.

MOTION: Rep. Gibson moved to pass out the bill favorably as amended. The motion passed
unanimously with Rep. Andersen, Rep. Painter and Rep. Wheeler absent for the vote.

H.B. 145 Farmers Market Exemptions (Rep. R. Menlove)

Rep. Menlove explained the bill to the committee.

Spoke for the bill: Todd Bingham, Utah Farm Bureau Federation

Spoke against the bill: Kyle Lamalfa, organizer of Farmer's Market in SLC--Rose Park area

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

MOTION: Rep. Gowans moved to place the bill on the consent calendar. The motion passed
unanimously.

H.B. 300 Fireworks Display Fee Amendment (Rep. R. Menlove)

Rep. Menlove explained the bill to the committee.

Spoke for the bill: Ron Morris, State Fire Marshal

MOTION: Rep. Gibson moved to pass the bill out favorably. The motion passed with Rep. Brown, Rep. Gowans and Rep. Hendrickson voting in opposition.

S.B. 48 Amendments to Coal Mining and Reclamation (Sen. M. Dmitrich) (Rep. B. King)

Sen. Dmitrich explained the bill to the committee.

Spoke for the bill: David Litvin, President Utah Mining Association

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

S.B. 94 Use of Mineral Lease Funds by Special Service Districts (Sen. M. Dmitrich) (Rep. J. Mathis)

Sen. Dmitrich explained the bill to the committee.

Spoke for the bill: David Litvin, President Utah Mining Association

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

Rep. Barrus relinquished the chair to Rep. Gibson.

H.B. 351 Revolving Loan Fund for Certain Energy Efficient Projects (Rep. R. Barrus)

Rep. Barrus explained the bill to the committee.

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

1. Page 5, Lines 135 through 137:

135 Section 4. Appropriation.

136 There is appropriated **from the General Fund** for fiscal year 2007-08 only,
\$5,000,000 to the Energy Efficiency

137 Fund to capitalize the fund.

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

Spoke for the bill: David Litvin, President Utah Mining Association
Bruce Williams, Davis School District
Ray Timothy, Utah State Office of Education

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

Rep. Barrus resumed the chair.

S.B. 47 Department of Agriculture Amendments (*Sen. M. Dayton*) (Rep. P. Painter)

MOTION: Rep. Gibson moved to reconsider the committee's actions on S.B. 47. The motion passed unanimously with Rep. Riesen absent for vote.

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

1. *Page 7, Lines 198 through 200:*

198 (2) [~~Unless otherwise provided by statute, the~~] The department {~~may~~} by
following the
199 procedures and requirements of Section 63-38-3.2, ~~may~~ adopt a schedule of fees
assessed for
200 services provided by the department. [~~The fee shall be reasonable and fair, and shall be~~

2. *Page 34, Lines 1042 through 1045:*

1042 The department may waive any or all examination requirements [~~which~~] {~~that~~
may be}
1043 specified {~~by~~} in [~~regulation~~] rule for noncommercial, commercial, and private
applicators through
1044 a reciprocal agreement with another state whose examination requirements and standards
for
1045 licensure are substantially similar to those of Utah.

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

MOTION: Rep. Gibson moved to pass the bill out favorably as amended. The motion passed unanimously with Rep. Riesen absent.

H.B. 192 Revoking Authority to Use State Lands as a Bird Refuge (*Rep. B. Ferry*)

Rep. Ferry explained the bill to the committee. (handout)

Spoke against the bill: Amy Defreese, Utah Rivers Council
Wayne Martinson, National Audubon Society

Spoke for the bill: Mike Styler, Department of Natural Resources

MOTION: Rep. Mathis moved to pass the bill out favorably. The motion passed unanimously with Rep. Andersen and Rep. Riesen absent for the vote.

MOTION: Rep. Gibson moved to adjourn the meeting. The passed passed unanimously with Rep. Andersen and Rep. Riesen absent for the vote.

The meeting adjourned at 3:31 p.m.

Rep. Roger E. Barrus, Chair