

**MINUTES OF THE  
HOUSE GOVERNMENT OPERATIONS STANDING COMMITTEE  
ROOM W010, WEST OFFICE BUILDING, STATE CAPITOL COMPLEX  
February 9, 2007**

MEMBERS PRESENT:      Rep. Glenn Donnelson, Chair  
                                 Rep. John Mathis, Vice Chair  
                                 Rep. Douglas Aagard  
                                 Rep. DeMar "Bud" Bowman  
                                 Rep. Lorie Fowlke  
                                 Rep. Keith Grover  
                                 Rep. Neil Hansen  
                                 Rep. Neal B. Hendrickson  
                                 Rep. Eric Hutchings  
                                 Rep. Curt Oda  
                                 Rep. Larry Wiley

STAFF PRESENT:            Benjamin N. Christensen, Policy Analyst  
                                 Karen Mitchell, Committee Secretary

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

Rep. Donnelson called the meeting to order at 3:04 p.m.

MOTION:    Rep. Aagard moved to approve the minutes of the February 7, 2007 meeting. The motion passed unanimously with Rep. Fowlke, Rep. Grover, Rep. Hendrickson, Rep. Hutchings and Rep. Oda absent for the vote.

**H.B. 426      Change to Department of Veterans' Affairs (Rep. G. Hughes)**

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

*1. Page 25, Lines 763 through 768:*

763            71-9-1. Contract to provide assistance to veterans and their widows and children.  
764            The {~~adjutant general of the National Guard through the~~} [Division]  
                  Department of  
765            Veterans' Affairs is authorized to contract with the American Legion, the Disabled  
                  American  
766            Veterans, and the Veterans of Foreign Wars of the United States, as organized in this state,  
                  to  
767            provide, especially in the outlying areas of the state, assistance to veterans, their widows,  
                  and  
768            children as follows:

The motion to amend the bill passed unanimously with Rep. Fowlke, Rep. Grover, Rep. Hendrickson, Rep. Hutchings and Rep. Oda absent for the vote.

Rep. Hughes explained the bill to the committee.

Spoke for the bill: Terry Schow, Director Division Veteran Affairs  
Bill Christoffersen, American Legion  
Johnnie Janes, State Veterans Advisory Board  
Col. Scott Olsen, Utah National Guard

MOTION: Rep. Oda moved to pass the bill out favorably. The motion passed unanimously with Rep. Fowlke, Rep. Grover and Rep. Hutchings absent for the vote.

MOTION: Rep. Hendrickson moved to place the bill on the consent calendar. The motion passed unanimously with Rep. Bowman, Rep. Hutchings and Rep. Mathis absent for the vote.

**H.B. 395 Waivers of Immunity - Exceptions (Rep. G. Hughes)**

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

1. *Page 2, Lines 48 through 55:*

48 (c) intentionally or knowingly:  
49 (i) fabricated evidence; **or**  
50 (ii) with a conscious disregard for the rights of others, failed to disclose  
51 {~~exculpatory~~}  
52 evidence that:  
53 (A) was known to the person, official, or institution; and  
54 (B) was known by the person, official, or institution to be relevant to an issue or  
55 matter  
54 of inquiry in a judicial or administrative proceeding {~~or~~  
55 —(~~iii) obtained testimony by duress or undue influence~~} .

2. *Page 4, Lines 98 through 105:*

98 (v) the employee intentionally or knowingly:  
99 (A) fabricated evidence; **or**  
100 (B) with a conscious disregard for the rights of others, failed to disclose  
101 {~~exculpatory~~}  
101 evidence that:

- 102            (I) was known to the employee; and  
103            (II) was known by the employee to be relevant to an issue or matter of inquiry in a  
104    judicial or administrative proceeding {~~or~~  
105    —(C) obtained testimony by duress or undue influence} .

The motion to amend the bill passed unanimously with Rep. Bowman, Rep. Fowlke, Rep. Grover, Rep. Hutchings and Rep. Mathis absent for the vote.

Rep. Hughes explained the bill to the committee.

Spoke to the bill:        Roger Livingston, Director Division of Risk Management

Spoke for the bill:     Robert Alsop, Attorney  
                                 Joyce Kinmont, Utah Families (handout)  
                                 Duane Betournay, Deputy Director DCFS  
                                 Paul Mero, Southerland Institute

Spoke against the bill:        David Gessel, Utah Hospital Assn.

MOTION:        Rep. Oda moved to pass the bill out favorably. The motion passed unanimously with Rep. Bowman absent for the vote.

**S.B. 133        Local School Board Public Hearing Requirements (*Sen. P. Jones*)**

Sen. Jones explained the bill to the committee.

Spoke for the bill:        Bruce Parker, citizen  
                                 Jann McConkie, citizen

MOTION:        Rep. Wiley moved to pass the bill out favorably. The motion passed unanimously with Rep. Bowman and Rep. Hutchings absent for the vote.

MOTION:        Rep. Hansen moved to place the bill on the consent calendar. The motion passed unanimously with Rep. Bowman and Rep. Hutchings absent for the vote.

**H.B. 348        County Government Reform (*Rep. M. Brown*)**

MOTION:        Rep. Oda moved to delete in title and body **H.B.348** and replace it with **1st Sub. H.B. 348**. the motion passed unanimously with Rep. Bowman and Rep. Hutchings absent for the vote.

Rep. Brown explained the substitute bill to the committee.

MOTION: Rep. Hansen moved to pass the bill out favorably. The motion passed with Rep. Bowman and Rep. Rep. Hutchings absent for the vote.

**H.B. 341 Attorney General Crime Violence Prevention Special Revenue Fund (*Rep. P. Neuenschwander*)**

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

Spoke to the bill: Paul Murphy, Attorney Generals Office

MOTION: Rep. Oda moved to pass the bill out favorably. The motion passed unanimously with Rep. Bowman and Rep. Hutchings absent for the vote.

**S.C.R. 5 Resolution Opposing Divine Strake (*Sen. G. Davis*)**

Sen. Davis explained S.C.R. 5 to the committee.

MOTION: Rep. Hansen moved to pass the resolution out favorably. The motion passed unanimously with Rep. Bowman and Rep. Hutchings absent for the vote.

MOTION: Rep. Oda moved to place the resolution on the consent calendar. The motion passed with Rep. Bowman and Rep. Hutchings absent for the vote.

MOTION: Rep. Hendrickson moved to adjourn. The motion passed unanimously with Rep. Bowman and Rep. Hutchings absent for the vote.

Rep. Donnelson adjourned the meeting at 5:00 p.m.

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Rep. Glenn Donnelson, Chair