

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

Room 450, State Capitol, Utah State Capitol Complex  
February 25, 2009

**Members Present:** Rep. Jim Dunnigan, Chair  
Rep. Patrick Painter, Vice Chair  
Rep. Jackie Biskupski  
Rep. Stephen Clark  
Rep. Susan Duckworth  
Rep. Gage Froerer  
Rep. Francis Gibson  
Rep. Neil Hansen  
Rep. Brian King  
Rep. Todd Kiser  
Rep. Michael Morley  
Rep. Brent Wallis  
Rep. Curt Webb

**Members Excused:** Rep. Kevin Garn

**Staff Present:** Allison Nicholson, Policy Analyst  
Linda Error, Committee Secretary

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

Rep. Dunnigan called the meeting to order at 4:15 p.m.

**MOTION:** Rep. Wallis moved to approve the minutes of the February 23, 2009 meeting. The motion passed unanimously, with Rep. Gibson, Rep. King, Rep. Painter, and Rep. Webb absent for the vote.

**H.B. 145 Workplace Drug Testing Programs (*Rep. T. Beck*)**

**MOTION:** Rep. Clark moved to adopt 1st Substitute H.B. 145. The motion passed unanimously, with Rep. Gibson, Rep. King, Rep. Morley, Rep. Painter, and Rep. Webb absent for the vote.

Rep. Beck presented the bill to the committee.

Spoke for the bill: Tom Bingham, Utah Manufacturers Association

**MOTION:** Rep. Wallis moved to pass the bill out favorably. The motion passed, with Rep. Kiser and Rep. Morley voting in opposition. Rep. Gibson, Rep. King, Rep. Painter, and Rep. Webb were absent for the vote.

**H.B. 308      Workers' Compensation - Motor Carriers (Rep. D. Ipson)**

Rep. Ipson presented the bill to the committee.

MOTION:      Rep. Wallis moved to adopt 1st Substitute H.B. 308. The motion passed unanimously, with Rep. Gibson, Rep. King, and Rep. Painter absent for the vote.

Spoke to the bill:      Dennis Lloyd, Workers Compensation Fund of Utah  
Richard Burke, Utah Association for Justice

Spoke for the bill:      David Creer, Utah Trucking Association  
Tom Bingham, Utah Manufacturers Association

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

Rep. Dunnigan relinquished the chair to Rep. Painter.

**H.B. 342      Disproportionate Rental Fee Amendments (Rep. G. Froerer)**

Rep. Froerer presented the bill to the committee with the assistance of Lincoln Shurtz, Utah League of Cities and Towns.

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

1.    Page 1, Line 22:

{ ~~22~~ → adds "enforcement of municipal ordinances" to the definition of municipal services; }

2.    Page 4, Lines 99 through 111:

- 99            (b) As used in this Subsection (5):
- 100           (i) "Municipal services" [~~include~~] includes:
- 101            (A) public utilities; [~~or~~] and
- 102            (B) services for:
- 103            (I) police;
- 104            (II) fire;
- 105            (III) storm water runoff;
- 106            (IV) traffic control;
- 107            (V) parking;

- 108 (VI) transportation;  
109 (VII) beautification; {+} or {+}  
110 (VIII) snow removal {+} . {+} {+;or  
**111 —(IX) enforcement of municipal ordinances. }**

The motion to amend passed unanimously, with Rep. Gibson absent for the vote.

Spoke for the bill: Paul Smith, Utah Apartment Association

MOTION: Rep. Clark moved to pass the bill out favorably. The motion passed unanimously, with Rep. Gibson and Rep. Dunnigan absent for the vote.

**S.B. 140 Financial Institutions Disclosure of Records (Sen. M. Dayton)**

Sen. Dayton presented the bill to the committee with the assistance of John Holliday, Office of the Attorney General.

MOTION: Rep. Morley moved to pass the bill out favorably. The motion passed unanimously, with Rep. Gibson, Rep. Kiser, and Rep. Dunnigan absent for the vote.

**H.B. 349 Heavy Beer Amendments (Rep. C. Oda)**

Rep. Oda presented the bill to the committee with the assistance of Mike Sonntag, Utah Beer Wholesalers Association.

MOTION: Rep. Froerer moved to pass the bill out favorably. The motion passed, with Rep. Morley and Rep. Webb voting in opposition. Rep. Kiser and Rep. Dunnigan were absent for the vote.

**H.B. 409 Education Building Projects Zoning Exemption Amendments (Rep. C. Wimmer)**

This bill was not heard.

**H.B. 356 Barber, Cosmetologist/barber, Esthetician, Electrologist, and Nail Technician Licensing Act Amendments (Rep. M. Newbold)**

This bill was not heard.

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**MOTION:** Rep. Hansen moved to adjourn the meeting. The motion passed unanimously, with Rep. Kiser and Rep. Dunnigan absent for the vote.

Rep. Painter adjourned the meeting at 5:25 p.m.

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Rep. James Dunnigan, Chair