

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

Room 450, State Capitol, Utah State Capitol Complex

February 5, 2010

**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 Absent:** Rep. Kevin Garn

**Staff Present:** Bryant Howe, Assistant Director  
Rosemary Young, Committee Secretary

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

Rep. Dunnigan called the meeting to order at 2:02 p.m.

**MOTION:** Rep. Painter moved to approve the minutes of meetings held Feb.2 and Feb 3, 2010. The motion passed unanimously with Rep. Clark absent for the vote.

**H.B. 222** Land Use Meeting Notice (*Rep. T. Beck*)

Rep. Beck explained the bill to the committee.

**MOTION:** Rep. Gibson moved to transmit H.B. 222 with a favorable recommendation. The motion passed unanimously with Rep. Biskupski, Rep. Clark, Rep. Duckworth, and Rep. Froerer absent for the vote.

**MOTION:** Rep. Webb moved to place H.B. 222 on the Consent Calendar. The motion passed unanimously with Rep. Biskupski, Rep. Clark, Rep. Duckworth, and Rep. Froerer absent for the vote.

**H.B. 118** Economic Development Incentives Modifications (*Rep. W. Harper*)

**MOTION:** Rep. Hansen moved to amend H.B. 118 as follows:

1. *Page , Line 121 through Page 5, Line 125:*

- 121 (5) (a) (i) At the end of each fiscal year, the unrestricted, undesignated General  
Fund  
122 balance after the transfers of surplus of General Fund revenues described in this  
Subsection  
123 (5)(a) shall be earmarked to the Industrial Assistance Fund in an amount equal to 120% of  
any  
124 credit that has accrued under this part.  
125 (ii) The earmark under Subsection (5)(a)(i) shall be capped at \$50,000,000, at  
which time no subsequent contributions may be made and any interest accrued above  
the \$50,000,000 cap shall be deposited into the General Fund.  
= (b) The earmark required by [~~this~~] Subsection (5)(a) shall be made after the transfer of

The motion passed unanimously with Rep. Biskupski, Rep. Clark, and Rep. Froerer absent for the vote.

Rep. Harper introduced the bill and explained it to the committee assisted by Spencer Eccles, Executive Director of the Governor's Office of Economic Development. Tom Bingham, Utah Manufacturers Association, spoke in favor of the bill.

**MOTION:** Rep. Duckworth moved to transmit H.B. 118 with a favorable recommendation. The motion passed unanimously with Rep. Clark absent for the vote.

**H.B. 188** Workers' Compensation Benefits - Social Security Offset (*Rep. W. Harper*)

**MOTION:** Rep. Painter moved to amend H.B. 188 as follows:

1. *Page 10, Line 304 through Page 11, Line 310:*

- 304 (a) the status of cases for which the Employers' Reinsurance Fund pays permanent  
total  
305 disability compensation;  
306 (b) the process the Labor Commission follows to facilitate the implementation of the  
307 Merrill decision { by the Workers' Compensation Fund and private insurers } ;

- 308            (c) the effect, if any, of implementing the Merrill decision on:  
309            (i) the Employers' Reinsurance Fund;  
310            (ii) assessments related to workers' compensation under Sections 34A-2-202 and

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

Rep. Harper introduced the bill and explained it to the committee.

**MOTION:** Rep. Biskupski moved to transmit H.B. 188 with a favorable recommendation. The motion passed unanimously with Rep. Clark absent for the vote.

**MOTION:** Rep. Biskupski moved to place H.B. 188 on the Consent Calendar. The motion passed unanimously with Rep. Clark absent for the vote.

**S.B. 37**            Impact Fee Revisions (*Sen. W. Niederhauser*) (Rep. M. Morley)

Sen. Niederhauser introduced the bill and explained it to the committee. Lincoln Shurtz, Utah League of Cities and Towns, and Mike Ostermiller, Utah Property Rights Coalition and Utah Association of Realtors, spoke in favor of the bill.

**MOTION:** Rep. Morley moved to transmit S.B. 37 with a favorable recommendation. The motion passed unanimously with Rep. Clark and Rep. Gibson absent for the vote.

**MOTION:** Rep. Kiser moved to place S.B. 37 on the Consent Calendar. The motion passed unanimously with Rep. Clark and Rep. Gibson absent for the vote.

**H.B. 227**            Licensing Eligibility (*Rep. S. Sandstrom*)

Rep. Sandstrom introduced the bill and explained it to the committee. The following individuals spoke in favor of the bill:

Ronald Mortensen	Utah Coalition on Illegal Immigration
Peter Cannon	Davis County 9/12 Project
Charlene Booth	Citizen

The following individuals spoke against the bill:

Lincoln Shurtz	Utah League of Cities and Towns
Joe Reyna	Republican Hispanic Assembly

Antonella Packard  
Richard Jaramillo

Latin American Chamber of Commerce  
Hispanic Legislative Task Force

**MOTION:** Rep. Painter moved to adjourn. The motion passed unanimously with Rep. Biskupski, Rep. Clark, Rep. Duckworth, Rep. Froerer, Rep. Gibson, and Rep. Hansen absent for the vote.

Rep. Dunnigan adjourned the meeting at 3:37 p.m.

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Rep. James Dunnigan, Chair