

**MINUTES OF THE HOUSE BUSINESS AND LABOR  
STANDING COMMITTEE  
Room 450, State Capitol  
March 5, 2013**

**Members Present:** Rep. Jim Dunnigan, Chair  
Rep. Dixon Pitcher, Vice Chair  
Rep. Jake Anderegg  
Rep. Johnny Anderson  
Rep. Jim Bird  
Rep. Derek Brown  
Rep. Spencer Cox  
Rep. Susan Duckworth  
Rep. Gage Froerer  
Rep. Jeremy Peterson  
Rep. Marc Roberts  
Rep. Jon Stanard  
Rep. Mark Wheatley  
Rep. Larry Wiley

**Members Absent:** Rep. Dana Layton  
Rep. Brad Wilson

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

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

Vice Chair Pitcher called the meeting to order at 8:11a.m.

**MOTION:** Rep. Froerer moved to approve the minutes of the March 1, 2013 meeting. The motion passed unanimously with Rep. Anderegg, Rep. Brown, Rep. Cox, Rep. Duckworth, and Rep. Wheatley absent for the vote.

**H.B. 376 Public Funds and Accounts Amendments (*Rep. E. Hutchings*)**

**MOTION:** Rep. Bird moved to replace H.B. 376 with 1st Substitute H.B. 376. The motion passed unanimously with Rep. Anderegg, Rep. Brown, Rep. Cox, Rep. Duckworth, and Rep. Wheatley absent for the vote.

Rep. Hutchings explained the bill to the committee. Jason Perry, University of Utah spoke in favor of the bill.

**MOTION:** Rep. Wiley moved to transmit 1st Substitute H.B. 376 with a favorable recommendation. The motion passed unanimously with Rep. Anderegg, Rep. Brown, Rep. Cox, and Rep. Wheatley absent for the vote.

**MOTION:** Rep. Bird moved to place 1st Substitute H.B. 376 on the Consent Calendar. The motion passed unanimously with Rep. Anderegg, Rep. Brown, Rep. Cox, and Rep. Wheatley absent for the vote.

**H.B. 132 Antidiscrimination Amendments (*Rep. L. Wiley*)**

Rep. Wiley distributed a handout and explained the bill to the committee assisted by Kelsey Eller, a dietitian. Rebecca Batty spoke in favor of the bill. Karen Clark, citizen, and Connor Boyack of the Libertas Institute spoke in opposition to the bill.

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

**SUBSTITUTE MOTION:** Rep. Duckworth moved to transmit H.B. 132 with a favorable recommendation. The motion failed with Rep. Duckworth, Rep. Wheatley, Rep. Wiley, and Rep. Pitcher voting in favor.

The original motion passed unanimously.

**S.B. 21 Unincorporated Business Entities (*Sen. L. Hillyard*)**

Sen. Hillyard presented the bill assisted by Russell K. Smith of Durham, Jones & Pinegar Law Firm. Jimmy Anderson, an attorney, spoke to the bill.

**MOTION:** Rep. Brown moved to transmit S.B. 21 with a favorable recommendation. The motion passed unanimously.

**MOTION:** Rep. Brown moved to place S.B. 21 on the Consent Calendar. The motion passed unanimously.

**H.C.R. 10 Concurrent Resolution on the Patient Protection and Affordable Care Act and State Health Care Reform (*Rep. K. Ivory*)**

**MOTION:** Rep. Anderegg moved to amend H.C.R. 10 as follows:

1. *Page 2, Line 42:*

42 employment in the state;

Whereas hundreds of Utah medical device companies will be subject to the ACA's excise tax on manufacturers and importers of certain medical devices, without regard for company profitability;

Whereas, the tax will threaten the viability of many firms and have a chilling effect on the very innovation needed to drive down health care costs and support economic growth in this state;

2. *Page 3, Lines 73 through 75:*

{ ~~73 WHEREAS, Utah families who lose employer-sponsored coverage under the  
ACA may  
74 find exchange plans unaffordable because federal premium and cost sharing  
subsidies are based  
75 on 70/30 plans for single, not family, coverage; }~~

3. *Page 3, Line 88:*

88 hospitals that serve a disproportionate number of low-income individuals;  
= Whereas, Utah families will suffer if medical facilities close or medical  
practitioners leave their professions in response to the financial strain created by  
shrinking provider payments under the ACA;

4. *Page 4, Lines 115 through 117:*

115 WHEREAS, implementation of the ACA will tend to ~~{-completely}~~ destroy the  
private  
116 market for health insurance and move families, insurers, and health care providers ever  
closer  
117 to a single-payer system of federally controlled health care;

The motion passed unanimously.

Rep. Ivory explained the resolution to the committee.

**MOTION:** Rep. Peterson moved to transmit H.C. R. 10 with a favorable recommendation.  
The motion passed unanimously with Rep. Bird absent for the vote.

**MOTION:** Rep. Roberts moved to adjourn. The motion passed unanimously with Rep. Bird  
absent for the vote.

Vice Chair Pitcher adjourned the meeting at 9:32 a.m.