

MINUTES OF THE SENATE BUSINESS & LABOR STANDING COMMITTEE

Room 215 Senate Building
Wednesday, February 20, 2013

Members Present: Sen. Curtis S. Bramble, Chair
Sen. Gene Davis
Sen. Deidre M. Henderson
Sen. David P. Hinkins
Sen. Karen Mayne
Sen. Todd Weiler

Members Absent: Sen. John L. Valentine

Staff Present: Mr. Bryant R. Howe, Assistant Director
Ms. Karen Allred, Committee Secretary

A list of visitors and a copy of handouts are filed with the committee minutes.

Chair Bramble called the meeting to order at 4:15p.m.

Approval of Minutes

MOTION: Sen. Henderson moved to approve the minutes of February 19. The motion passed unanimously with Sen. Davis and Sen. Weiler absent for the vote.

S.B. 173 Residential Construction Contract Amendments (*J. S. Adams*)

Sen. Adams introduced and explained the bill.

MOTION: Sen. Mayne moved to transmit **S.B. 173** favorably. The motion passed unanimously with Sen. Weiler absent for the vote.

MOTION: Sen. Hinkins moved to place **S.B. 173** on the Consent Calendar. The motion passed unanimously with Sen. Weiler absent for the vote.

1st Sub. S.B. 59 Workers' Compensation Coordination of Benefits Amendments
(*K. Mayne*)

MOTION: Sen. Davis moved to transmit **1st Sub. S.B. 59** favorably. The motion passed unanimously with Sen. Weiler absent for the vote.

MOTION: Sen. Hinkins moved to place **1st Sub. S.B. 59** on the Consent Calendar. The motion passed unanimously with Sen. Weiler absent for the vote.

S.B. 99 Labor Amendments (*W. Harper*)

MOTION: Sen. Henderson moved to adopt **1st Sub. 99**. The motion passed unanimously.

Sen. Harper introduced and explained the bill.

Spoke in favor of the bill: Richard Burke, Utah Association for Justice

MOTION: Sen. Davis moved to transmit **1st Sub. S.B. 99** favorably. The motion passed unanimously.

S.B. 102 Contractor Licensing Amendments (*W. Harper*)

MOTION: Sen. Davis moved to adopt **1st Sub. S.B. 102**. The motion passed unanimously.

Sen. Harper introduced and explained the bill.

Spoke in favor of the bill: Dana Farmer, Executive Director, Office, Plumbing and Heating Contractors

MOTION: Sen. Mayne moved to transmit **1st Sub. S.B. 102** favorably. The motion passed unanimously.

S.B. 143 Mortgage and Financial Affairs Amendments (*W. Harper*)

MOTION: Sen. Henderson moved to adopt **1st Sub. S.B. 143**. The motion passed unanimously.

Sen. Harper introduced and explained the bill.

Spoke in favor of the bill: Marlon Bates, Attorney

MOTION: Sen. Henderson moved to transmit **1st Sub. S.B. 143** favorably. The motion unanimously.

MOTION: Sen. Mayne moved that the committee reconsider its action to place **1st Sub. S.B. 59** on the Consent Calendar. The motion unanimously.

MOTION: Sen. Bramble moved to transmit **1st Sub. S.B. 59** favorably without the "Consent" motion. The motion passed unanimously.

S.B. 186 Insurance Transactions Amendments (*L. Robles*)

MOTION: Sen. Weiler moved to adopt the following amendments:

1. *Page 2, Line 39:*

39 from an English language policy that complies with this title.

(4) If an insurance policy, endorsement, or rider is provided in a language other than English, it shall be accompanied by:
(a) the corresponding English language version; and
(b) a disclaimer in both English and the other language that states that the foreign language version is provided only as an accommodation or courtesy to the customer and the English language version shall control the resolution of any dispute or complaint.

The motion passed unanimously.

Sen. Robles introduced and explained the bill.

Spoke in favor of the bill: Chris Purcell, State Farm
Jerry Clondine, Attorney, Association for Justice

MOTION: Sen. Davis moved to transmit **S.B. 186** favorably as amended.. The motion passed unanimously.

Chair Bramble relinquished the Chair to Sen. Mayne.

S.B. 201 Public Use Trails Amendments (*C. Bramble*)

Sen. Bramble introduced and explained the bill.

Spoke in favor of the bill: Marlon Bates, Attorney
Rob Jolley, Attorney, Wasatch Front Regional Council
Chris McCandless, Jordan River Commission
Laura Hansen, Executive Director, Jordan River Commission
Stan Porter, Sandy City Councilman

Spoke in opposition to the bill: Sterling Brown, Utah Farm Bureau

MOTION: Sen. Davis moved to transmit **S.B. 201** favorably. The motion passed with Sen. Henderson voting in opposition and Sen. Hinkins absent for the vote.

H.B. 101 Homeowners Association Amendments (*J. Stanard*)

MOTION: Sen. Henderson moved to adopt **1st Sub. H.B. 101**. The motion passed unanimously with Sen. Hinkins absent for the vote.

Rep. Stanard introduced and explained the bill.

MOTION: Sen. Henderson moved to transmit **1st Sub. H.B. 101** favorably. The motion passed unanimously.

MOTION: Sen. Weiler moved to place **1st Sub. H.B. 101** on the Consent Calendar. The motion passed unanimously with Sen. Hinkins absent for the vote.

H.J.R. 4 Joint Resolution on Remote Sales (*S. Eliason*)

MOTION: Sen. Weiler moved to adopt the following amendment:

1. Page 1, Lines 16 through 19:

- 16 ▶ urges the United States Congress to act to authorize states, subject to the
 enactment
- 17 of any necessary state laws, and subject to principles established in the
 resolution, to require all retailers whose sales to consumers in the
- 18 state exceed a minimum threshold to collect applicable sales taxes on the sales in
- 19 the state.

The motion passed unanimously with Sen. Hinkins absent for the vote.

MOTION: Sen. Davis moved to transmit **H.J.R. 4** favorably as amended. The motion passed unanimously.

Chair Bramble adjourned the meeting at 5:17 p.m.