

**MINUTES OF THE
HOUSE GOVERNMENT OPERATIONS STANDING COMMITTEE
Room 20, House Building
February 5, 2014**

Members Present: Rep. Jack Draxler, Chair
Rep. Ken Ivory, Vice Chair
Rep. Rebecca Chavez-Houck
Rep. Keith Grover
Rep. John Mathis
Rep. Mike Noel
Rep. Lee Perry
Rep. Kraig Powell

Members Absent: Rep. Janice Fisher

Staff Present: Mr. Brian Bean, Policy Analyst
Ms. Becky Paulson, Committee Secretary
Ms. Linda Error, Committee Secretary

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

Vice Chair Ivory called the meeting to order at 4:06 p.m and conducted the meeting.

MOTION: Rep. Draxler moved to approve the minutes of the February 4, 2014 meeting. The motion passed unanimously with Rep. Noel and Rep. Powell absent for the vote.

H.B. 244 Voting and Voter Registration Amendments (Rep. J. Anderegg)

This bill was not considered.

H.B. 262 Local Governing Body Voting Amendments (Rep. K. Powell)

This bill was not considered.

H.B. 283 Nonprofit Entity Receipt of Government Money (Rep. R. Menlove)

The bill was explained by Rep. Menlove.

Spoke for the bill: Stan Summers, Box Elder County
Chris Bray, CEO, Utah Nonprofits Association

Spoke against the bill: Stuart Ralphs, Executive Officer, Legal Aid Society
Christine Arthur, Certified Public Accountant

Spoke to the bill: Van Christensen, Financial Audit Director, Utah State Auditor's Office.

MOTION: Rep. Perry moved to replace HB283 with 1st Substitute HB283. The motion passed unanimously with Rep. Powell absent for the vote.

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

1. *Page 1, Lines 16 through 18:*

- 16 • imposing requirements on a nonprofit entity's receipt of state
 money; and
17 { ~~• requiring reporting to the Utah Public Finance website; and~~ }
18 • authorizing a state entity to seek return of state money if the nonprofit entity

2. *Page 2, Line 34:*

34 { ~~63J-9-203, Utah Code Annotated 1953~~ }

3. *Page 6, Lines 165 through 170:*

165 { ~~Section 6. Section 63J-9-202 is enacted to read:~~
166 ~~63J-9-202. Utah Public Finance Website reporting.~~
167 ~~In accordance with 63A-3-402, a state entity shall report on the Utah Public~~
 Finance
168 Website the state money provided to a nonprofit entity in accordance with this
 part. }
169 Section { ~~7~~ } 6 . Section { ~~63J-9-203~~ } 63J-9-202 is enacted to read:
170 { ~~63J-9-203~~ } 63J-9-202 Nonprofit entity's return of state money.

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

MOTION: Rep. Perry moved to pass the bill out favorably as amended.

SUBSTITUTE MOTION: Rep. Ivory moved to amend the bill as follows:

1. *Page 5, Line 147 through Page 6, Line 164:*

147 ~~Subsection (3)(b)~~ { ~~3~~ }
148 ~~(4) before the state money is released to the nonprofit entity, the nonprofit entity~~
149 submits to the state entity:

- 150 ~~—(a) a form signed by the board members that certifies that the board members:~~
151 ~~—(i) have read and understand the nonprofit entity's bylaws; and~~
152 ~~—(ii) have had explained to them the benefit of insurance covering the activities of~~
~~the~~
153 ~~board; and~~
154 ~~—(b) (i) a form signed by the chief executive officer, executive director, or board~~
155 ~~president that certifies that the board understands basic board responsibilities;~~
~~including:~~
156 ~~—(A) determining the mission of the nonprofit entity;~~
157 ~~—(B) hiring and, if needed, dismissing the chief executive officer or executive~~
~~director;~~
158 ~~—(C) planning and evaluating;~~
159 ~~—(D) recruiting and orienting new board members;~~
160 ~~—(E) assessing board performance;~~
161 ~~—(F) providing financial oversight;~~
162 ~~—(G) ensuring integrity and accountability; or~~
163 ~~—(H) ensuring adequate resources; or~~
164 ~~—(ii) a standard of ethics document adopted by the nonprofit entity; } .~~

The substitute motion passed unanimously with Rep. Grover absent for the vote.

The committee then voted on the original motion to pass the bill out favorably. The motion passed with Rep. Noel voting in opposition. Rep. Grover was absent for the vote.

H.B. 274 Committee Subpoena Powers Amendment (Rep. J. Bird)

The bill was explained by Rep. Bird.

MOTION: Rep. Mathis moved to pass the bill out favorably. The motion passed unanimously with Rep. Grover and Rep. Perry absent for the vote.

H.B. 282 Amendments to Election Laws (Rep. K. Powell)

MOTION: Rep. Powell moved to replace HB282 with 1st Substitute HB282. The motion passed unanimously with Rep. Grover and Rep. Perry absent for the vote.

The substitute bill was explained by Rep. Powell with the assistance of Luke Searle, student, Wasatch High School.

Spoke for the bill: Jenn Gonnely, League of Women Voters

Mark Thomas of the Lieutenant Governor's Office answered questions from the committee.

MOTION: Rep. Noel moved to pass 1st Substitute HB282 out favorably. The motion passed unanimously with Rep. Grover and Rep. Perry absent for the vote.

H.B. 302 Voting Records Amendments (*Rep. L. Perry*)

This bill was not considered.

H.B. 311 Budgeting Amendments (*Rep. B. Wilson*)

This bill was not considered.

MOTION: Rep. Noel moved to adjourn the meeting. The motion passed unanimously with Rep. Grover and Rep. Perry absent for the vote.

Chair Draxler adjourned the meeting at 5:35 p.m.

Rep. Jack Draxler, Chair