

**MINUTES OF THE HOUSE
PUBLIC UTILITIES & TECHNOLOGY STANDING COMMITTEE
Room 450, Capital Building
February 9, 2015**

Members Present: Rep. Ken Ivory, Chair
Rep. Steve Handy, Vice Chair
Rep. Patrice Arent
Rep. Scott Chew
Rep. Kay Christofferson
Rep. Becky Edwards
Rep. Justin Miller
Rep. Earl Tanner

Members Absent: Rep. Brad Dee
Rep. Keith Grover
Rep. Keven Stratton

Staff Present: Mr. Richard North, Policy Analyst
Ms. Kathy Gessel, Committee Secretary

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

Vice Chair Handy called the meeting to order at 3:52 p.m.

MOTION: Rep. Arent moved to approve the minutes of the February 4, 2015 meeting. The motion passed unanimously with Rep. Ivory absent for the vote.

H.B. 206 Local District Service Amendments (Rep. L. Perry)

Rep. Perry explained the bill and provided a handout pertaining to H.B. 206.

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

1. Page 2, Lines 30 through 33:

30 (3) Notwithstanding Subsection (2), a local district may not suspend furnishing any
31 commodity, service, or facility to a customer if discontinuance of the service is requested
 by a
32 private third party {~~that is not the customer~~} , including an individual, a private
 business, or a
33 nonprofit organization ~~, that is not the customer~~ .

The motion to amend passed unanimously.

Spoke to the bill: Matthew Gwynn, citizen

Spoke for the bill: LeGrand Bitter, Utah Association of Special Districts

MOTION: Rep. Edwards moved to pass the bill out favorably. The motion passed unanimously.

H.B. 214 Misrepresentation of Telephone and Text Identification (Rep. D. Lifferth)

Rep. Lifferth explained the bill.

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

1. *Page 1, Lines 16 through 17:*

- 16 ▶ provides that a violation is a class B misdemeanor; ~~{-and-}~~
17 ▶ provides that the recipient of the call or text may bring a civil action for damages ; and
 ▶ provides that an Internet service provider or hosting company, a provider of public telecommunications services, or a text message service that transmits, routes, or otherwise manages data without selecting the content is not subject to these prohibitions .

2. *Page 3, Lines 63 through 64:*

- 63 message, or text message made in violation of this section, a criminal action initiated by a
64 prosecuting attorney, or both.

(7) This section does not apply to an Internet service provider or hosting company, a provider of public telecommunications services, or a text message service by reason of the fact that the Internet service provider, hosting company, text message service, or provider of public telecommunications services:
(i) transmits, routes, or provides connections for material without selecting the material;
(ii) stores or delivers the material at the direction of a user; or
(iii) provides a caller or text message identification service.

The motion to amend passed unanimously.

Spoke for the bill: Tara Thue, AT&T
Brian Redd, Department of Public Safety

MOTION: Rep. Christofferson moved to pass the bill out favorably.

SUBSTITUTE

MOTION: Rep. Arent moved to hold the bill. The motion passed unanimously with Rep. Chew absent for the vote.

MOTION: Rep. Ivory moved to adjourn the meeting. The motion passed unanimously.

Vice Chair Handy adjourned the meeting at 4:40 p.m.

Rep. Ken Ivory, Chair