

**MINUTES OF THE
HOUSE REVENUE AND TAXATION
STANDING COMMITTEE**

Room 445, State Capitol

March 10, 2015

Members Present: Rep. Daniel McCay, Chair
Rep. Jeremy A. Peterson, Vice Chair
Rep. Rich Cunningham
Rep. Brian M. Greene
Rep. Eric K. Hutchings
Rep. Ken Ivory
Rep. Brian S. King
Rep. John Knotwell
Rep. Mike K. McKell
Rep. Douglas V. Sagers
Rep. Jon E. Stanard

Members Absent: Rep. Joel K. Briscoe
Rep. Gage Froerer

Staff Present: Leif G. Elder, Policy Analyst
An Bradshaw, Secretary

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

Vice Chair Peterson called the meeting to order at 8:19 a.m.

MOTION: Rep. Ivory moved to approve the minutes of the March 3, March 5, and March 6, 2015 meetings. The motion passed unanimously with Rep. Cunningham, Rep. King, Rep. McCay, Rep. McKell, and Rep. Stanard absent for the vote.

S.B. 192 Sales and Use Tax Revisions (*Sen. W. Harper*)

Sen. Harper explained the bill to the committee.

Chair McCay assumed the chair.

Spoke for the bill: Dave Davis, Utah Food Industry Association and Utah Retail Merchants Association

Spoke to the bill: Gary Thorup, counsel, eBay

Spoke against the bill: George Chapman, citizen

MOTION: Rep. Hutchings moved to adopt 1st Sub. S.B. 192. The motion passed unanimously with Rep. Cunningham and Rep. Stanard absent for the vote.

MOTION: Rep. Knotwell moved to hold the bill.

SUBSTITUTE MOTION: Rep. Hutchings moved to pass the bill out favorably. The motion failed with Rep. Cunningham, Rep. Hutchings, Rep. Peterson, and Rep. Sagers voting in favor and Rep. Stanard absent for the vote.

SUBSTITUTE MOTION: Rep. Knotwell moved to move on to the next item on the agenda. The motion passed unanimously with Rep. Stanard absent for the vote.

H.B. 71 Sales Tax Rebate Amendments (*Rep. S. Eliason*)

Rep. Eliason explained the bill to the committee. "HB 71 Analysis" was distributed to the committee.

Spoke for the bill: Billy Hesterman, Utah Taxpayers Association

Spoke against the bill: Kate Bradshaw, Utah Food Industry Association and Utah Retail Merchants Association

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

1. Page 4, Lines 113 through 115:

113 (5) (a) Subject to Subsections (5)(b) through (d), a seller that voluntarily collects
and
114 remits a tax in accordance with Subsection 59-12-107(2)(c)(i) may retain an amount equal
to
115 [~~18%~~] ~~{35%}~~ 40% of any amounts the seller would otherwise remit to the
commission:

The motion passed with Rep. Greene voting in opposition and Rep. Peterson absent for the vote.

MOTION: Rep. Cunningham moved to send the bill to the Rules Committee for interim study. The motion passed unanimously with Rep. Hutchings voting in opposition and Rep. Peterson absent for the vote.

MOTION: Rep. Cunningham moved to adjourn. The motion passed unanimously with Rep. Peterson absent for the vote.

Chair McCay adjourned the meeting at 9:31 a.m.

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