

**MINUTES OF THE HOUSE BUSINESS AND LABOR
STANDING COMMITTEE
Room 445, State Capitol
February 16, 2016**

Members Present: Rep. Val L. Peterson, Chair
Rep. John Knotwell, Vice Chair
Rep. Jacob L. Anderegg
Rep. Susan Duckworth
Rep. James A. Dunnigan
Rep. Gage Froerer
Rep. Brad King
Rep. Derrin Owens
Rep. Dixon M. Pitcher
Rep. Marc K. Roberts
Rep. Mike Schultz
Rep. Jon E. Stanard
Rep. R. Curt Webb
Rep. Brad R. Wilson

Staff Present: Mr. Joseph T. Wade, Policy Analyst
Ms. Rosemary Young, Committee Secretary

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

Vice Chair Knotwell called the meeting to order at 2:05 p.m.

MOTION: Rep. Stanard moved to approve the minutes of the February 11, 2016 meeting. The motion passed unanimously with Rep. Anderegg, Rep. Dunnigan, Rep. Froerer, Rep. Owens, Rep. Schultz, and Rep. Peterson absent for the vote.

H.B. 273 Condominium Association Amendments (Rep. K. Powell)

Rep. Powell explained the bill using a power-point presentation.

MOTION: Rep. Duckworth moved to amend H.B. 273 as follows:

1. Page 1, Lines 12 through 15:

12 ▶ allows an association of unit owners to enact a rule, for a unit that a unit owner
13 leases for a term of less than ~~{three months}~~ 30 days, that
 ~~{limits}~~ imposes a reasonable limit on the number of individuals that
14 may use the common areas and facilities as the rental unit tenant's guest or as the
15 unit owner's guest.

2. Page 2, Lines 33 through 35:

33 (iii) for a unit that a unit owner leases for a term of less than ~~{three~~

34 months} 30 days impose a reasonable limit on the
35 number of individuals that may use the common areas and facilities as the rental unit
tenant's
36 guest or as the unit owner's guest.

3. *Page 2, Lines 46 through 48:*

46 (B) for a unit that a unit owner leases for a term of less than ~~{three~~
months} 30 days impose a reasonable limit on the
47 number of individuals that may use the common areas and facilities as the rental unit
tenant's
48 guest or as the unit owner's guest; or

The motion passed unanimously with Rep. Anderegg, Rep. Dunnigan, Rep. Schultz, and Rep. Peterson absent for the vote.

MOTION: Rep. Froerer moved to pass out favorably H.B. 273. The motion passed unanimously with Rep. Anderegg and Rep. Dunnigan absent for the vote.

MOTION: Rep. Froerer moved to place H.B. 273 on the Consent Calendar. The motion passed unanimously with Rep. Anderegg and Rep. Dunnigan absent for the vote.

2nd Sub. H.B. 316 Building Code Review and Adoption Amendments (Rep. B. Wilson)

Rep. Wilson explained the bill and distributed 3 handouts: "State Code Adoption Summary", "Utah No. 10 in nation for 'green' buildings", and "Do you live in an energy efficient state? (infographic)."

Spoke for the bill: Gary Crane Utah League of Cities and Towns
Bryce Bird Division of Air Quality
Taz Biesinger Utah Homebuilders Association

Spoke to the bill: Coy Porter State Fire Marshall

Spoke against the bill: Jim Nielson citizen
David Brems GSBS Architects
Ed Blake Habitat for Humanity
Bryan Romney Utah Code Officials
Brent Ursenbach Energy and Mechanical Code Official

Two handouts in opposition to the bill were distributed: "American Chemistry Council" and "National Electrical Manufacturers Association."

Representative Schultz declared a conflict of interest.

MOTION: Rep. Schultz moved to replace 2nd Sub. H.B. 316 with 4th Substitute H.B. 316. The motion passed unanimously with Rep. Dunnigan absent for the vote.

MOTION: Rep. Roberts moved to amend 4th Sub. H.B. 316 as follows:

1. *Page 4, Line 101:*

101 15A-6-102, Utah Code Annotated 1953
= 15A-6-201, Utah Code Annotated 1953

2. *Page 100, Line 2873:*

2873 2018.

Section 43. Section 15A-6-201 is enacted to read:
15A-6-201. Polyurethane insulated concrete forms.
(1) Notwithstanding any other provision of this title, a governing body in the state that issues a building permit may not:
(a) deny issuing a building permit to a project solely because the project uses polyurethane insulated concrete form block that complies with Subsection (2); or
(b) require a project to surface flame retardants on polyurethane insulated concrete form block that has a flame spread that is less than or equal to 25.
(2) A project may use polyurethane insulated concrete form block if:
(a) the polyurethane insulated concrete form block is manufactured using expanded polyurethane foam that:
(i) has a flame spread index that is less than or equal to 50;
(ii) has a smoke index that is less than 350; and
(iii) is capable of withstanding fluid pressure created by fresh concrete;
and
(b) the project is designed and stamped by a structural engineer licensed in the state. =

RENUMBER REMAINING SECTIONS ACCORDINGLY

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

MOTION: Rep. Froerer moved to pass out favorably 4th Sub. H.B. 316. The motion passed with Rep. Duckworth and Rep. King voting in opposition and Rep. Dunnigan absent for the vote.

H.B. 292 Deferred Deposit Lending and Identity Theft Amendments (Rep. B. Daw)

Rep. Daw explained the bill.

Spoke for the bill: Kip Cashmore Utah Consumer Lenders Association
 Wendy Gibson Utah Consumer Lenders Association

MOTION: Rep. Anderegg moved to replace H.B. 292 with 2nd Substitute H.B. 292. The motion passed unanimously.

MOTION: Rep. Pitcher moved to pass out favorably 2nd Sub. H.B. 292. The motion passed with Rep. Roberts voting in opposition.

S.B. 119 Debt Collection Amendments (*Sen. L. Hillyard*)

Sen. Hillyard explained the bill assisted by Jacob Franklin, Office of State Debt Collection, and Richard Beckstead, Department of Administrative Services/Finance.

MOTION: Rep. Webb moved to replace S.B. 119 with 1st Substitute S.B. 119.

SUBSTITUTE MOTION: Rep. Anderegg moved to pass out favorably S. B. 119. The motion passed unanimously.

H.B. 177 Mortgage Lending Amendments (*Rep. J. Stanard*)

Rep. Stanard explained the bill.

MOTION: Rep. Anderegg moved to replace H.B. 177 with 1st Substitute H.B. 177. The motion passed unanimously with Rep. Dunnigan absent for the vote.

MOTION: Rep. Schultz moved to pass out favorably 1st Sub. H.B. 177. The motion passed unanimously with Rep. Dunnigan absent for the vote.

MOTION: Rep. Stanard moved to place 1st Sub. H.B. 177 on the Consent Calendar. The motion passed unanimously with Rep. Dunnigan absent for the vote.

H.B. 297 Bail Bond Amendments (*Rep. E. Hutchings*)

Rep. Hutchings explained the bill.

Spoke for the bill: Wayne Carlos Utah Bail Bond Association
 Gary Walton Beehive Bail Bonds

Spoke to the bill: David Walsh Salt Lake County District Attorney

Spoke against the bill: Brent Johnson Utah State Courts

MOTION: Rep. Webb moved to amend H.B. 297 as follows:

1. *Page 5, Lines 132 through 137:*

132 (f) enter the bench warrant {~~;~~
133 ~~(i)~~} on the statewide warrant system {~~;~~and
134 ~~(ii) with the National Crime Information Center, if the offense is a felony~~} .
135 (2) A bond shall be exonerated if the bench warrant is not entered on the statewide
136 warrant system {~~or a felony bench warrant is not entered with the National Crime~~
~~Information~~
137 ~~Center under Subsection (1)(f)~~} .

2. *Page 7, Lines 199 through 200:*

199 The surety is entitled to obtain the exoneration of its bond without motion {~~prior~~
~~to~~
200 ~~judgment~~} by providing written proof to the court and the prosecutor that:

The motion passed unanimously with Rep. Dunnigan, Rep. Owens, Rep. Stanard, Rep. Peterson, and Rep. Wilson absent for the vote.

MOTION: Rep. Anderegg moved to pass out favorably H.B. 297. The motion passed with Rep. Roberts voting in opposition and Rep. Dunnigan, Rep. Owens, and Rep. Wilson absent for the vote.

H.B. 112 Continuing Education for Contractor Licensing Amendments (Rep. S. Sandall)

Rep. Sandall explained the bill.

Spoke for the bill: Taz Biesinger Utah Homebuilders Association
Dennis Lloyd Workers Compensation Fund

Spoke against the bill: Brent Ursenbach Rocky Mountain Gas Association

MOTION: Rep. Stanard moved to replace H.B. 112 with 1st Substitute H.B. 112. The motion passed unanimously with Rep. Dunnigan, Rep. Owens, and Rep. Wilson absent for the vote.

MOTION: Rep. Schultz moved to pass out favorably 1st Sub. H.B. 112. The motion passed unanimously with Rep. Dunnigan, Rep. Owens, and Rep. Wilson absent for the vote.

S.B. 127 Labor Commission Amendments (Sen. K. Mayne)

Sen. Mayne explained the bill assisted by Jaceson Maughan, Utah Labor Commission.

MOTION: Rep. Duckworth moved to pass out favorably S.B. 127. The motion passed unanimously with Rep. Dunnigan, Rep. Owens, Rep. Pitcher, and Rep. Wilson absent for the vote.

MOTION: Rep. Peterson moved to place S.B. 127 on the Consent Calendar. The motion passed unanimously with Rep. Dunnigan, Rep. Owens, Rep. Pitcher, and Rep. Wilson absent for the vote.

H.B. 304 Online Prescribing and Dispensing of Medical Devices (*Rep. V. Peterson*)

Rep. Peterson explained the bill.

Spoke for the bill: Jay Magure 1-800-Contacts
Evelyn Everton Americans for Prosperity Utah

Spoke against the bill: Michelle McOmber Utah Medical Association
Craig Poulter Utah Optometric Association
Dr. William Bogus optometrist
Kory Holdaway Novartis Pharmaceuticals

MOTION: Rep. Roberts moved to replace H.B. 304 with 1st Substitute H.B. 304. The motion passed unanimously with Rep. Dunnigan and Rep. Wilson absent for the vote.

MOTION: Rep. Stanard moved to hold the bill.

SUBSTITUTE MOTION: Rep. Froerer moved to pass out favorably 1st Sub. H.B. 304. The motion passed with Rep. Stanard and Rep. Webb voting in opposition and Rep. Dunnigan and Rep. Wilson absent for the vote.

MOTION: Rep. King moved to adjourn. The motion passed unanimously with Rep. Dunnigan and Rep. Wilson absent for the vote.

Vice Chair Knotwell adjourned the meeting at 5:22 p.m.