

**MINUTES OF THE
HOUSE ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES
STANDING COMMITTEE**

Monday, February 13, 2017 • 9:00 a.m. • 20 House Building

Members Present:

Rep. Rebecca P. Edwards, Chair
Rep. John R. Westwood, Vice Chair
Rep. Carl R. Albrecht
Rep. LaVar Christensen
Rep. A. Cory Maloy
Rep. Carol Spackman Moss
Rep. Angela Romero

Rep. Scott D. Sandall
Rep. Christine F. Watkins
Rep. Mike Winder

Staff Present:

Mr. Ryan M. Hunter, Policy Analyst
Mr. Steve Benard, Committee Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at le.utah.gov.

Vice Chair Westwood called the meeting to order at 9:01 a.m.

MOTION: Rep. Watkins moved to approve the minutes of February 8. The motion passed with a vote of 6-0-4.

Yeas:

Rep. C. Albrecht
Rep. L. Christensen
Rep. R. Edwards
Rep. A. Maloy
Rep. C. Watkins
Rep. J. Westwood

Nays:

Abs:

Rep. C. Moss
Rep. A. Romero
Rep. S. Sandall
Rep. M. Winder

1. H.B. 242 Family and Medical Leave Amendments (*Pitcher, D.*)

Rep. Dixon M. Pitcher presented the bill with assistance from Ms. Stephanie Pitcher.

Ms. Abby Osborne, Salt Lake Chamber, spoke to the bill.

Ms. Nadia Bowman spoke in favor of the bill.

Mr. Connor Benjamin spoke in opposition to the bill.

Ms. Erin Jemison, YWCA Utah, spoke in favor of the bill.

Mr. David Davis, Utah Retail Merchants Association, spoke in opposition to the bill.

Dr. Claudia Geist, University of Utah, spoke in favor of the bill.

MOTION: Rep. Sandall moved to amend H.B. 242 with Amendment #1.

1. Page 1, Lines 13 through 14:

13 ▶ provides that a state-eligible employer is subject to { ~~the~~ certain
provisions of the Family and
14 Medical Leave Act; and

2. Page 2, Lines 37 through 38:

37 (2) "FMLA" means the Family and Medical Leave Act, 29 U.S.C. Sec. 2601, et seq.
(3) "FMLA leave" means the type of leave to which an eligible employee is
entitled under the FMLA.
38 { ~~(3)~~ (4) (a) "State-eligible employer" means a public or private person
who employs at least

3. Page 2, Lines 43 through 44:

43 Subsection { ~~(3)~~ (4) (a) to an employee of the person described in Subsection
{ ~~(3)~~ (4) (a); and
44 (ii) any successor in interest of a person described in Subsection { ~~(3)~~ (4)
= (a).

4. Page 2, Lines 48 through 50:

48 { ~~The~~ (1) Except as provided in Subsection (2), the provisions of the
FMLA apply to each state-eligible employer as if the
49 state-eligible employer were an employer as defined in 29 U.S.C. Sec. 2611.
(2) (a) For a state-eligible employer with no more than 39 employees, each eligible
employee is entitled to six workweeks of FMLA leave during any 12-month
period.
(b) For a state-eligible employer with at least 40 and no more than 49 employees,
each eligible employee is entitled to nine workweeks of FMLA leave during any
12-month period.

50 Section 4. Section **34-52-301** is enacted to read:

5. Page 2, Line 54:

54 employer for a violation of this section or the FMLA in accordance with the
provisions of the FMLA.

Rep. Sandall's motion to amend passed with a vote of 10-0-0.

<u>Yeas:</u>	<u>Nays:</u>	<u>Abs:</u>
Rep. C. Albrecht		
Rep. L. Christensen		
Rep. R. Edwards		
Rep. A. Maloy		
Rep. C. Moss		
Rep. A. Romero		
Rep. S. Sandall		
Rep. C. Watkins		
Rep. J. Westwood		
Rep. M. Winder		

MOTION: Rep. Sandall moved to hold H.B. 242. The motion passed with a vote of 7-3-0.

<u>Yeas:</u>	<u>Nays:</u>	<u>Abs:</u>
Rep. C. Albrecht	Rep. R. Edwards	
Rep. L. Christensen	Rep. C. Moss	
Rep. A. Maloy	Rep. A. Romero	
Rep. S. Sandall		
Rep. C. Watkins		
Rep. J. Westwood		
Rep. M. Winder		

MOTION: Rep. Winder moved to adjourn. The motion passed with a vote of 10-0-0.

<u>Yeas:</u>	<u>Nays:</u>	<u>Abs:</u>
Rep. C. Albrecht		
Rep. L. Christensen		
Rep. R. Edwards		
Rep. A. Maloy		
Rep. C. Moss		
Rep. A. Romero		
Rep. S. Sandall		
Rep. C. Watkins		
Rep. J. Westwood		
Rep. M. Winder		

Vice Chair Westwood adjourned the meeting at 9:55 a.m.

Rep. Rebecca P. Edwards, Chair