

**MINUTES OF THE
HOUSE BUSINESS AND LABOR
STANDING COMMITTEE**

Friday, February 17, 2017 • 8:00 am • 445 State Capitol

Members Present:

Rep. James A. Dunnigan, Chair
Rep. Marc K. Roberts, Vice Chair
Rep. Susan Duckworth
Rep. Gage Froerer
Rep. Adam Gardiner
Rep. Timothy D. Hawkes
Rep. John Knotwell
Rep. Mike K. McKell
Rep. Jeremy A. Peterson
Rep. Jon E. Stanard

Rep. R. Curt Webb
Rep. Mark A. Wheatley
Rep. Brad R. Wilson

Members Absent:

Rep. Mike Schultz

Staff Present:

Ms. M'kynzi E. Newbold, Policy Analyst
Ms. Linda Service, 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.

Chair Dunnigan called the meeting to order at 8:06 a.m.

1. H.B. 157 Homeowners Association Revisions (*Knotwell, J.*)

Rep. Knotwell explained the bill assisted by Mr. Mike Ostermiller, Utah Association of Realtors.

Mr. John Morris, speaking on behalf of CAI Legislative Action Committee, spoke in opposition to the bill.

Ms. Cindy Spillane, HOA manager, spoke in favor of the bill.

Mr. Ted McBride, Community Associations Institute, Utah Chapter, spoke in opposition to the bill.

Mr. Taz Biesinger, Utah Home Builders Association, spoke in favor of the bill.

Mr. Bob Fairless, HOA member, spoke in opposition to the bill.

MOTION: Rep. Gardiner moved to replace H.B. 157 with 1st Substitute H.B. 157.
The motion passed with a vote of 12-0-2.

Yeas:

Rep. S. Duckworth
Rep. J. Dunnigan
Rep. G. Froerer
Rep. A. Gardiner
Rep. T. Hawkes
Rep. J. Knotwell
Rep. J. Peterson
Rep. M. Roberts
Rep. J. Stanard
Rep. R. Webb
Rep. M. Wheatley
Rep. B. Wilson

Nays:

Abs:

Rep. M. McKell
Rep. M. Schultz

MOTION: Rep. Froerer moved to pass 1st Substitute H.B. 157 out favorably. The motion passed with a vote of 10-2-2.

Yeas:

Rep. J. Dunnigan
Rep. G. Froerer
Rep. A. Gardiner
Rep. T. Hawkes
Rep. J. Knotwell
Rep. J. Peterson
Rep. M. Roberts
Rep. J. Stanard
Rep. R. Webb
Rep. B. Wilson

Nays:

Rep. S. Duckworth
Rep. M. Wheatley

Abs:

Rep. M. McKell
Rep. M. Schultz

MOTION: Rep. Roberts moved to approve the minutes of the February 15, 2017 meeting. The motion passed with a vote of 8-0-6.

Yeas:

Rep. J. Dunnigan
Rep. G. Froerer
Rep. A. Gardiner
Rep. J. Peterson
Rep. M. Roberts
Rep. J. Stanard
Rep. M. Wheatley
Rep. B. Wilson

Nays:

Abs:

Rep. S. Duckworth
Rep. T. Hawkes
Rep. J. Knotwell
Rep. M. McKell
Rep. M. Schultz
Rep. R. Webb

Rep. Roberts assumed the chair.

2. H.B. 336 Health Reform Amendments (*Dunnigan, J.*)

Rep. Dunnigan explained the bill assisted by Ms. Tanji Northrup, Utah Insurance Department.

Ms. Eliana White, SelectHealth, spoke in favor of the bill.

Mr. Steve Foxley, Regence Bluecross Blueshield, spoke in favor of the bill.

Mr. Kelly Atkinson, Utah Health Insurance Association, spoke in favor of the bill.

Mr. Travis Wood, Utah Health Plans, spoke in favor of the bill.

MOTION: Rep. Stanard moved to amend H.B. 336 with Amendment #2:

1. *Page 1, Line 19:*

19 employer health insurance exchange known as Avenue H { ~~by January 1, 2018~~ } ;

2. *Page 65, Line 1999:*

1999 ~~or (H)]~~ or, in the case of a large employer, any other health benefit { ~~plan product~~ }
-} plans currently being

3. *Page 68, Line 2103:*

2103 option to purchase all other individual health benefit { ~~plan products~~ } plans
currently being offered by

4. Page 96, Lines 2950 through 2951:

2950 (b) (i) { ~~This Subsection (6)(b) applies~~ Subsections (6)(b) and (c) apply
= to a managed care organization that is described
2951 in Subsection (3)(b)(i) and { ~~does~~ do not apply to a managed care
organization described in

5. Page 105, Line 3247:

3247 and { ~~31A-45-303~~; 31A-45-501 and

6. Page 112, Lines 3460 through 3462:

3460 health insurance exchange until { ~~January 1, 2018; and~~ operations of Avenue
H end under Subsection (2)(d);
(c) beginning July 1, 2017, enroll or renew a small employer group with a
single insurer selected by the small employer, while allowing for employee choice
among health benefit plans offered by the single insurer selected by the small
employer; and
3461 { ~~(b)~~ (d) take steps necessary to wind down the operations of the Avenue
H small employer
3462 health insurance exchange effective { ~~January~~ July 1, 2018.

7. Page 115, Line 3549:

3549 (3) The repeal of Section 63N-11-107 takes effect on { ~~January~~ July 1,
2018.

The motion passed with a vote of 7-0-7.

Yeas:

Rep. S. Duckworth
Rep. J. Dunnigan
Rep. G. Froerer
Rep. A. Gardiner
Rep. M. Roberts
Rep. J. Stanard
Rep. M. Wheatley

Nays:

Abs:

Rep. T. Hawkes
Rep. J. Knotwell
Rep. M. McKell
Rep. J. Peterson
Rep. M. Schultz
Rep. R. Webb
Rep. B. Wilson

MOTION: Rep. Duckworth moved to pass H.B. 336 out favorably. The motion passed with a vote of 7-0-7.

Yeas:

Rep. S. Duckworth
Rep. J. Dunnigan
Rep. G. Froerer
Rep. A. Gardiner
Rep. M. Roberts
Rep. J. Stanard
Rep. M. Wheatley

Nays:

Abs:

Rep. T. Hawkes
Rep. J. Knotwell
Rep. M. McKell
Rep. J. Peterson
Rep. M. Schultz
Rep. R. Webb
Rep. B. Wilson

MOTION: Rep. Froerer moved to place H.B. 336 on Consent Calendar. The motion failed with a vote of 5-2-7.

Yeas:

Rep. J. Dunnigan
Rep. G. Froerer
Rep. A. Gardiner
Rep. M. Roberts
Rep. J. Stanard

Nays:

Rep. S. Duckworth
Rep. M. Wheatley

Abs:

Rep. T. Hawkes
Rep. J. Knotwell
Rep. M. McKell
Rep. J. Peterson
Rep. M. Schultz
Rep. R. Webb
Rep. B. Wilson

Rep. Dunnigan resumed the chair.

3. H.B. 117 Legal Notice Amendments (*Chew, S.*)

Rep. Chew explained the bill assisted by Mr. Devin Caldwell, Basin Nickel Ads.

Mr. Brayden McKee, Uintah High School student, spoke to the bill.

Ms. Cassidy Bowen, Uintah High School student, spoke to the bill.

Mr. Cameron Elder, Uintah High School student, spoke to the bill.

Mr. Ian Parrish asked a clarifying question.

Ms. Mary Molton, Uintah High School government teacher, spoke to the bill.

Mr. Bryan Scott, City Journals, spoke to the bill.

Mr. Alex Hatch, Uintah High School student, spoke in favor of the bill.

Mr. Brian Allfrey, Utah Press Association, spoke in favor of the bill.

MOTION: Rep. Webb moved to replace H.B. 117 with 2nd Substitute H.B. 117. The motion passed with a vote of 9-0-5.

Yeas:

Rep. S. Duckworth
Rep. J. Dunnigan
Rep. A. Gardiner
Rep. T. Hawkes
Rep. M. McKell
Rep. M. Roberts
Rep. J. Stanard
Rep. R. Webb
Rep. M. Wheatley

Nays:

Abs:

Rep. G. Froerer
Rep. J. Knotwell
Rep. J. Peterson
Rep. M. Schultz
Rep. B. Wilson

MOTION: Rep. McKell moved to pass 2nd Substitute H.B. 117 out favorably. The motion passed with a vote of 9-0-5.

Yeas:

Rep. S. Duckworth
Rep. J. Dunnigan
Rep. A. Gardiner
Rep. T. Hawkes
Rep. M. McKell
Rep. M. Roberts
Rep. J. Stanard
Rep. R. Webb
Rep. M. Wheatley

Nays:

Abs:

Rep. G. Froerer
Rep. J. Knotwell
Rep. J. Peterson
Rep. M. Schultz
Rep. B. Wilson

4. S.B. 16 Sales and Use Tax Exemption Changes (*Bramble, C.*)

Sen. Bramble explained the bill.

MOTION: Rep. Roberts moved to pass S.B. 16 out favorably. The motion passed with a vote of 9-0-5.

Yeas:

Rep. S. Duckworth
Rep. J. Dunnigan
Rep. A. Gardiner
Rep. T. Hawkes
Rep. M. McKell
Rep. M. Roberts
Rep. J. Stanard
Rep. R. Webb
Rep. M. Wheatley

Nays:

Abs:

Rep. G. Froerer
Rep. J. Knotwell
Rep. J. Peterson
Rep. M. Schultz
Rep. B. Wilson

MOTION: Rep. McKell moved to place S.B. 16 on the Consent Calendar. The motion passed with a vote of 9-0-5.

Yeas:

Rep. S. Duckworth
Rep. J. Dunnigan
Rep. A. Gardiner
Rep. T. Hawkes
Rep. M. McKell
Rep. M. Roberts
Rep. J. Stanard
Rep. R. Webb
Rep. M. Wheatley

Nays:

Abs:

Rep. G. Froerer
Rep. J. Knotwell
Rep. J. Peterson
Rep. M. Schultz
Rep. B. Wilson

5. S.B. 166 Occupational and Professional Licensing Amendments (*Henderson, D.*)

Sen. Henderson explained the bill.

Rep. Roberts assumed the chair.

MOTION: Rep. Stanard moved to pass S.B. 166 out favorably. The motion passed with a vote of 8-0-6.

Yeas:

Rep. S. Duckworth
Rep. J. Dunnigan
Rep. A. Gardiner
Rep. T. Hawkes
Rep. M. McKell
Rep. M. Roberts
Rep. J. Stanard
Rep. R. Webb

Nays:

Abs:

Rep. G. Froerer
Rep. J. Knotwell
Rep. J. Peterson
Rep. M. Schultz
Rep. M. Wheatley
Rep. B. Wilson

MOTION: Rep. Gardiner moved to place S.B. 166 on the Consent Calendar. The motion passed with a vote of 8-0-6.

Yeas:

Rep. S. Duckworth
Rep. J. Dunnigan
Rep. A. Gardiner
Rep. T. Hawkes
Rep. M. McKell
Rep. M. Roberts
Rep. J. Stanard
Rep. R. Webb

Nays:

Abs:

Rep. G. Froerer
Rep. J. Knotwell
Rep. J. Peterson
Rep. M. Schultz
Rep. M. Wheatley
Rep. B. Wilson

6. S.B. 155 Alcohol Beverage Control Budget Amendments (*Mayne, K.*)

Sen. Mayne explained the bill assisted by Mr. Sal Petilos, Executive Director, Department of Alcohol Beverage Control.

Mr. Kory Holdaway, Utah Public Employees Association, spoke in favor of the bill.

MOTION: Rep. Stanard moved to pass S.B. 155 out favorably. The motion passed with a vote of 9-0-5.

Yeas:

Rep. S. Duckworth
Rep. J. Dunnigan
Rep. A. Gardiner
Rep. T. Hawkes
Rep. M. McKell
Rep. M. Roberts
Rep. J. Stanard
Rep. R. Webb
Rep. M. Wheatley

Nays:

Abs:

Rep. G. Froerer
Rep. J. Knotwell
Rep. J. Peterson
Rep. M. Schultz
Rep. B. Wilson

MOTION: Rep. McKell moved to adjourn. The motion passed with a vote of 9-0-5.

Yeas:

Rep. S. Duckworth
Rep. J. Dunnigan
Rep. A. Gardiner
Rep. T. Hawkes
Rep. M. McKell
Rep. M. Roberts
Rep. J. Stanard
Rep. R. Webb
Rep. M. Wheatley

Nays:

Abs:

Rep. G. Froerer
Rep. J. Knotwell
Rep. J. Peterson
Rep. M. Schultz
Rep. B. Wilson

Vice Chair Roberts adjourned the meeting at 9:56 a.m.

Rep. James A. Dunnigan, Chair