

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

Monday, February 27, 2017 • 4:10 pm • 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. Jeremy A. Peterson  
Rep. Mike Schultz  
Rep. Jon E. Stanard  
Rep. R. Curt Webb

Rep. Mark A. Wheatley

**Members Absent:**

**Rep. John Knotwell**  
Rep. Mike K. McKell  
Rep. Brad R. Wilson

**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](http://le.utah.gov).

Vice Chair Roberts called the meeting to order 4:42 p.m.

**1. H.B. 169 Child Care Licensing Modifications (*Froerer, G.*)**

Rep. Froerer explained the bill.

**MOTION:** Rep. Dunnigan moved to replace H.B. 169 with 1st Substitute H.B. 169.  
The motion passed with a vote of 8-0-6.

Yeas:

Rep. J. Dunnigan  
Rep. G. Froerer  
Rep. T. Hawkes  
Rep. J. Peterson  
Rep. M. Roberts  
Rep. J. Stanard  
Rep. R. Webb  
Rep. M. Wheatley

Nays:

Abs:

Rep. S. Duckworth  
Rep. A. Gardiner  
Rep. J. Knotwell  
Rep. M. McKell  
Rep. M. Schultz  
Rep. B. Wilson

**MOTION:** Rep. Hawkes moved to pass 1st Substitute H.B. 169 out favorably.  
The motion passed with a vote of 9-0-5.

Yeas:

Rep. S. Duckworth  
Rep. J. Dunnigan  
Rep. G. Froerer  
Rep. T. Hawkes  
Rep. J. Peterson  
Rep. M. Roberts  
Rep. J. Stanard  
Rep. R. Webb  
Rep. M. Wheatley

Nays:

Abs:

Rep. A. Gardiner  
Rep. J. Knotwell  
Rep. M. McKell  
Rep. M. Schultz  
Rep. B. Wilson

**MOTION:** Rep. Webb moved to place 1st Substitute H.B. 169 on the Consent Calendar.  
The motion passed with a vote of 9-0-5.

Yeas:

Rep. S. Duckworth  
Rep. J. Dunnigan  
Rep. G. Froerer  
Rep. T. Hawkes  
Rep. J. Peterson  
Rep. M. Roberts  
Rep. J. Stanard  
Rep. R. Webb  
Rep. M. Wheatley

Nays:

Abs:

Rep. A. Gardiner  
Rep. J. Knotwell  
Rep. M. McKell  
Rep. M. Schultz  
Rep. B. Wilson

**2. H.B. 273 Construction Trades Licensing Penalty Periods Amendments (Ray, P.)**

Rep. Ray explained the bill.

Ms. Kate Bradshaw, on behalf of plumbing, heating, and electrical contractors, spoke in favor of the bill.

**MOTION:** Rep. Duckworth moved to replace H.B. 273 with 1st Substitute H.B. 273.  
The motion passed with a vote of 10-0-4.

Yeas:

Rep. S. Duckworth  
Rep. J. Dunnigan  
Rep. G. Froerer  
Rep. T. Hawkes  
Rep. J. Peterson  
Rep. M. Roberts  
Rep. M. Schultz  
Rep. J. Stanard  
Rep. R. Webb  
Rep. M. Wheatley

Nays:

Abs:

Rep. A. Gardiner  
Rep. J. Knotwell  
Rep. M. McKell  
Rep. B. Wilson

**MOTION:** Rep. Schultz moved to pass 1st Substitute H.B. 273 out favorably.  
The motion passed with a vote of 10-0-4.

Yeas:

Rep. S. Duckworth  
Rep. J. Dunnigan  
Rep. G. Froerer  
Rep. T. Hawkes  
Rep. J. Peterson  
Rep. M. Roberts  
Rep. M. Schultz  
Rep. J. Stanard  
Rep. R. Webb  
Rep. M. Wheatley

Nays:

Abs:

Rep. A. Gardiner  
Rep. J. Knotwell  
Rep. M. McKell  
Rep. B. Wilson

**MOTION:** Rep. Peterson moved to place 1st Substitute H.B. 273 on the Consent Calendar.  
The motion passed with a vote of 10-0-4.

Yeas:

Rep. S. Duckworth  
Rep. J. Dunnigan  
Rep. G. Froerer  
Rep. T. Hawkes  
Rep. J. Peterson  
Rep. M. Roberts  
Rep. M. Schultz  
Rep. J. Stanard  
Rep. R. Webb  
Rep. M. Wheatley

Nays:

Abs:

Rep. A. Gardiner  
Rep. J. Knotwell  
Rep. M. McKell  
Rep. B. Wilson

**3. S.B. 158 Pass-through Entity Withholding Amendments (*Bramble, C.*)**

Sen. Bramble explained the bill.

Mr. Craig Peterson, Utah Association of Certified Public Accountants, spoke in favor of the bill.

**MOTION:** Rep. Schultz moved to pass S.B. 158 out favorably.  
The motion passed with a vote of 11-0-3.

Yeas:

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

Nays:

Abs:

Rep. J. Knotwell  
Rep. M. McKell  
Rep. B. Wilson

**MOTION:** Rep. Dunnigan moved to approve the minutes of the February 9, 2017 (REVISED), February 21, 2017, and February 23, 2017 meetings.  
The motion passed with a vote of 11-0-3.

Yeas:

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

Nays:

Abs:

Rep. J. Knotwell  
Rep. M. McKell  
Rep. B. Wilson

**4. H.B. 213 Workplace Discrimination Amendments (*Wheatley, M.*)**

Rep. Wheatley explained the bill assisted by Ms. Lauren Scholnick, Utah Association for Justice.

Mr. David Stevenson, plaintiffs employment attorney, spoke to the bill.

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

Mr. Dave Davis, Utah Retail Merchants Association/Utah Food Industry Association, spoke in opposition to the bill.

**MOTION:** Rep. Stanard moved to go to the next item on the agenda.  
The motion passed with a vote of 10-0-4.

Yeas:

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

Nays:

Abs:

Rep. G. Froerer  
Rep. J. Knotwell  
Rep. M. McKell  
Rep. B. Wilson

**5. 1st Sub. S.B. 145 Nail Salon Amendments (Weiler, T.)**

Rep. Dunnigan explained the bill assisted by Ms. Candace Daly, Utah Beauty Association.

**MOTION:** Rep. Duckworth moved to amend 1st Substitute S.B. 145 with Amendment #1.

1. *Page 2, Lines 53 through 55:*

53 a. a source capture system equipped with at minimum, a MERV 8 particulate filter }  
filter } filter and  
54 an activated carbon filter that is capable of filtering and recirculating air to inside space at  
a  
55 rate not less than 50 cfm per station; or

The motion passed with a vote of 10-0-4.

Yeas:

Rep. S. Duckworth  
Rep. J. Dunnigan  
Rep. G. Froerer  
Rep. A. Gardiner  
Rep. T. Hawkes  
Rep. J. Peterson  
Rep. M. Roberts  
Rep. M. Schultz  
Rep. J. Stanard  
Rep. R. Webb

Nays:

Abs:

Rep. J. Knotwell  
Rep. M. McKell  
Rep. M. Wheatley  
Rep. B. Wilson

**MOTION:** Rep. Peterson moved to pass 1st Substitute S.B. 145, as amended, out favorably.

The motion passed with a vote of 10-0-4.

Yeas:

Rep. S. Duckworth  
Rep. J. Dunnigan  
Rep. G. Froerer  
Rep. A. Gardiner  
Rep. T. Hawkes  
Rep. J. Peterson  
Rep. M. Roberts  
Rep. M. Schultz  
Rep. J. Stanard  
Rep. R. Webb

Nays:

Abs:

Rep. J. Knotwell  
Rep. M. McKell  
Rep. M. Wheatley  
Rep. B. Wilson

**MOTION:** Rep. Dunnigan moved to place 1st Substitute S.B. 145, as amended, on the Consent Calendar.

The motion passed with a vote of 10-0-4.

Yeas:

Rep. S. Duckworth  
Rep. J. Dunnigan  
Rep. G. Froerer  
Rep. A. Gardiner  
Rep. T. Hawkes  
Rep. J. Peterson  
Rep. M. Roberts  
Rep. M. Schultz  
Rep. J. Stanard  
Rep. R. Webb

Nays:

Abs:

Rep. J. Knotwell  
Rep. M. McKell  
Rep. M. Wheatley  
Rep. B. Wilson

**6. S.B. 81 Local Government Licensing Amendments (*Anderegg, J.*)**

Sen. Anderegg explained the bill.

Mr. Cameron Diehl, Utah League of Cities and Towns, spoke in favor of the bill.

Ms. Elaine Augustine, citizen, spoke in favor of the bill.

Ms. Ella Augustine, citizen, spoke in favor of the bill.

Ms. Chariti Paul, citizen, spoke in favor of the bill.

**MOTION:** Rep. Duckworth moved to pass S.B. 81 out favorably.  
The motion passed with a vote of 9-0-5.

Yeas:

Rep. S. Duckworth  
Rep. J. Dunnigan  
Rep. G. Froerer  
Rep. T. Hawkes  
Rep. M. Roberts  
Rep. M. Schultz  
Rep. J. Stanard  
Rep. R. Webb  
Rep. M. Wheatley

Nays:

Abs:

Rep. A. Gardiner  
Rep. J. Knotwell  
Rep. M. McKell  
Rep. J. Peterson  
Rep. B. Wilson

**7. S.B. 52 Rental Amendments (*Fillmore, L.*)**

Sen. Fillmore explained the bill.

Mr. Michael Ostermiller, Utah Apartment Association/Utah Association of Realtors, spoke in favor of the bill.

**MOTION:** Rep. Schultz moved to pass S.B. 52 out favorably.  
The motion passed with a vote of 11-0-3.

Yeas:

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

Nays:

Abs:

Rep. J. Knotwell  
Rep. M. McKell  
Rep. B. Wilson



**8. S.B. 231 Business Entities Amendments (*Hillyard, L.*)**

Sen. Hillyard explained the bill assisted by Ms. Kathy Berg, Director, Division of Corporations and Commercial Code.

**MOTION:** Rep. Peterson moved to pass S.B. 231 out favorably.  
The motion passed with a vote of 11-0-3.

Yeas:

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

Nays:

Abs:

Rep. J. Knotwell  
Rep. M. McKell  
Rep. B. Wilson

**MOTION:** Rep. Gardiner moved to place S.B. 231 on the Consent Calendar.  
The motion passed with a vote of 11-0-3.

Yeas:

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

Nays:

Abs:

Rep. J. Knotwell  
Rep. M. McKell  
Rep. B. Wilson

**9. S.B. 208 Utah Uniform Commercial Real Estate Receivership Act (*Hillyard, L.*)**

Sen. Hillyard explained the bill assisted by Mr. David Leta, bankruptcy attorney.

**MOTION:** Rep. Stanard moved to pass S.B. 208 out favorably.  
The motion passed with a vote of 10-0-4.

Yeas:

Rep. J. Dunnigan  
Rep. G. Froerer  
Rep. A. Gardiner  
Rep. T. Hawkes  
Rep. J. Peterson  
Rep. M. Roberts  
Rep. M. Schultz  
Rep. J. Stanard  
Rep. R. Webb  
Rep. M. Wheatley

Nays:

Abs:

Rep. S. Duckworth  
Rep. J. Knotwell  
Rep. M. McKell  
Rep. B. Wilson

**MOTION:** Rep. Peterson moved to adjourn.  
The motion passed with a vote of 10-0-4.

Yeas:

Rep. J. Dunnigan  
Rep. G. Froerer  
Rep. A. Gardiner  
Rep. T. Hawkes  
Rep. J. Peterson  
Rep. M. Roberts  
Rep. M. Schultz  
Rep. J. Stanard  
Rep. R. Webb  
Rep. M. Wheatley

Nays:

Abs:

Rep. S. Duckworth  
Rep. J. Knotwell  
Rep. M. McKell  
Rep. B. Wilson

Vice Chair Roberts adjourned the meeting at 6:33 p.m.

