

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

Thursday, March 2, 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. John Knotwell
Rep. Mike K. McKell
Rep. Jeremy A. Peterson
Rep. Mike Schultz

Rep. Jon E. Stanard
Rep. R. Curt Webb
Rep. Mark A. Wheatley

Members Absent:

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.

Chair Dunnigan called the meeting to order at 4:17 p.m.

1. S.B. 167 Bail Amendments (*Adams, J. S.*)

S.B. 167 was not heard.

MOTION: Rep. Gardiner moved to approve the minutes of the February 27, 2017 and March 1, 2017 meetings.

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. Knotwell
Rep. J. Peterson
Rep. M. Roberts
Rep. J. Stanard
Rep. R. Webb
Rep. M. Wheatley

Nays:

Abs:

Rep. S. Duckworth
Rep. M. McKell
Rep. M. Schultz
Rep. B. Wilson

2. S.B. 159 Helmet Requirement Amendments (*Shiozawa, B.*)

Sen. Shiozawa explained the bill assisted by Dr. Dave Morris, Trauma Surgeon, Intermountain Medical Center.

Ms. Collette Hadlock, ABATE, a motorcycle rights organization, spoke in opposition to the bill.

Dr. Erika Ofek, Pediatrician, Utah Chapter, American Academy of Pediatrics, spoke in favor of the bill.

Mr. Greg Douglas, ABATE, spoke in opposition to the bill.

Dr. Jennifer Dailey-Provost, Utah Academy of Family Physicians, spoke in favor of the bill.

Mr. Connor Boyack, Libertas Institute, spoke in opposition to the bill.

Dr. Tom Metcalf, retired pediatrician representing the Utah Chapter of the American Academy of Pediatrics, spoke in favor of the bill.

Mr. Mark Brinton, Utah Medical Association, spoke in favor of the bill.

Ms. Kris Fawson, on behalf of individuals with disabilities, spoke in favor of the bill.

MOTION: Rep. Froerer moved to pass S.B. 159 out favorably.
The motion passed with a vote of 8-4-2.

Yeas:

Rep. J. Dunnigan
Rep. G. Froerer
Rep. A. Gardiner
Rep. T. Hawkes
Rep. M. McKell
Rep. M. Schultz
Rep. R. Webb
Rep. M. Wheatley

Nays:

Rep. J. Knotwell
Rep. J. Peterson
Rep. M. Roberts
Rep. J. Stanard

Abs:

Rep. S. Duckworth
Rep. B. Wilson

3. S.B. 172 Barber Licensing Restriction Changes (*Weiler, T.*)

Rep. Roberts explained the bill.

Ms. Candace Daly, Utah Beauty Association, spoke to the bill.

Mr. Ron Findlay, Utah Massage Professionals, spoke to the bill.

MOTION: Rep. Stanard moved to pass S.B. 172 out favorably.
The motion passed with a vote of 9-0-5.

Yeas:

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

Nays:

Abs:

Rep. T. Hawkes
Rep. J. Knotwell
Rep. M. McKell
Rep. J. Peterson
Rep. B. Wilson

MOTION: Rep. Gardiner moved to place S.B. 172 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. A. Gardiner
Rep. M. Roberts
Rep. M. Schultz
Rep. J. Stanard
Rep. R. Webb
Rep. M. Wheatley

Nays:

Abs:

Rep. T. Hawkes
Rep. J. Knotwell
Rep. M. McKell
Rep. J. Peterson
Rep. B. Wilson

4. 1st Sub. S.B. 133 Procurement Process Amendments (*Mayne, K.*)

Sen. Mayne explained the bill.

MOTION: Rep. Wheatley moved to pass 1st Substitute S.B. 133 out favorably.
The motion passed with a vote of 8-0-6.

Yeas:

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

Nays:

Abs:

Rep. T. Hawkes
Rep. J. Knotwell
Rep. M. McKell
Rep. J. Peterson
Rep. M. Roberts
Rep. B. Wilson

MOTION: Rep. Gardiner moved to place 1st Substitute S.B. 133 on the Consent Calendar. The motion passed with a vote of 8-0-6.

Yeas:

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

Nays:

Abs:

Rep. T. Hawkes
Rep. J. Knotwell
Rep. M. McKell
Rep. J. Peterson
Rep. M. Roberts
Rep. B. Wilson

5. S.B. 203 Real Estate Trustee Amendments (*Davis, G.*)

Sen. Davis explained the bill with the assistance of Mr. Paul Halliday, attorney.

MOTION: Rep. Schultz moved to amend S.B. 203 with Amendment #2.

1. Page 2, Lines 31 through 34:

31 (1) (a) The trustee of a trust deed shall be:

32 (i) any individual who is an active member of the Utah State Bar, or any

entity in good standing that { ~~provides~~ is organized to provide licensed
professional legal services { } and

33 employs an active member of the Utah State Bar [who maintains a place within], { and
} if the individual or entity is able to do business in the state and maintains

34 an office in the state where the trustor or other interested parties may meet with the trustee to:

2. *Page 3, Lines 64 through 65:*

64 (d) The amendments in Laws of Utah 2002, Chapter 209, to this Subsection (1) apply
65 only to a trustee that is appointed on or after May 6, 2002.

(e) For an entity that acts as a trustee under Subsection (1)(a)(i), only a member attorney of the entity who is currently licensed to practice law in the state may sign documents on behalf of the entity in the entity's capacity as trustee.

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

Yeas:

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

Nays:

Abs:

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

MOTION: Rep. Webb moved to pass S.B. 203, 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. J. Peterson
Rep. M. Roberts
Rep. M. Schultz
Rep. J. Stanard
Rep. R. Webb
Rep. M. Wheatley

Nays:

Abs:

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

MOTION: Rep. Schultz moved to place S.B. 203 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. A. Gardiner
Rep. J. Peterson
Rep. M. Roberts
Rep. M. Schultz
Rep. J. Stanard
Rep. R. Webb

Nays:

Abs:

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

6. S.B. 124 Child Care Licensing Amendments (*Fillmore, L.*)

Sen. Fillmore explained the bill.

MOTION: Rep. Froerer moved to replace S.B. 124 with 1st Substitute S.B. 124.
The motion passed with a vote of 10-0-4.

Yeas:

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

Nays:

Abs:

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

MOTION: Rep. Stanard moved to pass 1st Substitute S.B. 124 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. J. Peterson
Rep. M. Roberts
Rep. M. Schultz
Rep. J. Stanard
Rep. R. Webb
Rep. M. Wheatley

Nays:

Abs:

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

MOTION: Rep. Gardiner moved to place 1st Substitute S.B. 124 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. A. Gardiner
Rep. M. Roberts
Rep. M. Schultz
Rep. J. Stanard
Rep. R. Webb
Rep. M. Wheatley

Nays:

Abs:

Rep. T. Hawkes
Rep. J. Knotwell
Rep. M. McKell
Rep. J. Peterson
Rep. B. Wilson

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

Yeas:

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

Nays:

Abs:

Rep. T. Hawkes
Rep. J. Knotwell
Rep. M. McKell
Rep. J. Peterson
Rep. B. Wilson

Chair Dunnigan adjourned the meeting at 5:58 p.m.

Rep. James A. Dunnigan, Chair