

**MINUTES OF THE
SENATE TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY
STANDING COMMITTEE**

Thursday, March 2, 2017 • 4:10 pm • 215 Senate Building

Members Present:

Sen. D. Gregg Buxton, Chair
Sen. J. Stuart Adams
Sen. Jacob L. Anderegg
Sen. Jim Dabakis
Sen. Wayne A. Harper

Sen. Karen Mayne
Sen. Kevin T. Van Tassell

Staff Present:

Mr. Alex R. Janak, Policy Analyst
Ms. Karen Allred, Standing 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 Buxton called the meeting to order at 4:24 p.m.

MOTION: Sen. Van Tassell moved to approve the minutes of March 1, 2017. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Buxton
Sen. J. Dabakis
Sen. K. Mayne
Sen. K. Van Tassell

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. W. Harper

1. 1st Sub. H.B. 319 Data Security Management (*Spendlove, R.*)

Rep. R. Spendlove explained the bill.

MOTION: Sen. Van Tassell moved to pass 1st Substitute H.B. 319 out favorably. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Buxton
Sen. J. Dabakis
Sen. K. Mayne
Sen. K. Van Tassell

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. W. Harper

MOTION: Sen. Van Tassell moved to place 1st Substitute H.B. 319 on the Consent Calendar. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Buxton
Sen. J. Dabakis
Sen. K. Mayne
Sen. K. Van Tassell

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. W. Harper

2. H.B. 232 Land Use Amendments (*Schultz, M.*)

Rep. M. Schultz explained the bill assisted by Ms. Jodi Hoffman, League of Cities and Towns.

Ms. Helen Peters, American Planning Association, spoke in favor of the bill.

MOTION: Sen. Van Tassell moved to pass H.B. 232 out favorably. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Buxton
Sen. J. Dabakis
Sen. K. Mayne
Sen. K. Van Tassell

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. W. Harper

MOTION: Sen. Van Tassell moved to place H.B. 232 on the Consent Calendar. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Buxton
Sen. J. Dabakis
Sen. K. Mayne
Sen. K. Van Tassell

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. W. Harper

3. H.B. 391 Driver License Revisions (*Quinn, T.*)

Rep. T. Quinn presented the bill.

MOTION: Sen. Van Tassell moved to replace H.B. 391 with 1st Substitute H.B. 391. The motion passed with a vote of 7-0-0.

Yeas:

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. D. Buxton
Sen. J. Dabakis
Sen. W. Harper
Sen. K. Mayne
Sen. K. Van Tassell

MOTION: Sen. Anderegg moved to pass 1st Substitute H.B. 391 out favorably. The motion passed with a vote of 7-0-0.

Yeas:

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. D. Buxton
Sen. J. Dabakis
Sen. W. Harper
Sen. K. Mayne
Sen. K. Van Tassell

MOTION: Sen. Van Tassell moved to place 1st Substitute H.B. 391 on the Consent Calendar. The motion passed with a vote of 7-0-0.

Yeas:

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. D. Buxton
Sen. J. Dabakis
Sen. W. Harper
Sen. K. Mayne
Sen. K. Van Tassell

4. S.B. 273 Energy Development Amendments (*Adams, J. S.*)

Sen. J. S. Adams presented the bill with the assistance of Mr. Paul Morris, General Counsel, Military Installation and Development Authority.

Mr. Greenwell Cox, Lux Energy, spoke in favor of the bill.

Mr. Jon Cox, Rocky Mountain Power spoke in favor of the bill.

Mr. Rob Simmons, Governor's Office Office of Energy Development, spoke in favor of the bill.

MOTION: Sen. Adams moved to pass S.B. 273 out favorably. The motion passed with a vote of 6-0-1.

Yeas:

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. D. Buxton
Sen. W. Harper
Sen. K. Mayne
Sen. K. Van Tassell

Sen. J. Dabakis

5. 1st Sub. H.B. 261 Local Emergency Response Amendments (*Sagers, D.*)

Rep. D. Sagers explained the bill.

MOTION: Sen. Anderegg moved to amend 1st Substitute H.B. 261 with Amendment #1.

1. Page 2, Line 26:

26 be composed of the following { ~~16~~ 17 members appointed by the governor, at least [~~five~~] six of

2. Page 2, Line 36:

36 (b) { ~~one representative~~ two representatives { from ~~a~~ private ambulance { ~~provider~~ providers ;

3. Page 3, Lines 59 through 60:

59 (iii) shall :

(A) initially replace{ } ~~a~~ the member in Subsection (1)(b) with a member who is } two members who are each from a different
60 private provider than the member being replaced ; and
(B) thereafter stagger each replacement of a member in Subsection (1)(b) so
that one private provider does not hold both member positions under Subsection
(1)(b) :

The motion passed with a vote of 5-0-2.

Yeas:

Nays:

Abs:

Sen. J. Anderegg
Sen. D. Buxton
Sen. J. Dabakis
Sen. W. Harper
Sen. K. Van Tassell

Sen. J. Adams
Sen. K. Mayne

MOTION: Sen. Van Tassell moved to pass 1st Substitute H.B. 261 out favorably as amended. The motion passed with a vote of 5-0-2.

Yeas:

Nays:

Abs:

Sen. J. Anderegg
Sen. D. Buxton
Sen. J. Dabakis
Sen. W. Harper
Sen. K. Van Tassell

Sen. J. Adams
Sen. K. Mayne

6. S.B. 276 Transportation Funding Modifications (*Van Tassell, K.*)

Sen. K. Van Tassell explained the bill.

MOTION: Sen. Van Tassell moved to amend S.B. 276 with Amendment #1.

1. Page 17, Lines 510 through 519:

510 ~~(A)~~ (ii) (A) For the calendar year beginning on January 1, 2018, only, the commission shall, on January 1, adjust the minimum statewide average rack price of a gallon of motor fuel described in Subsection (1)(c)(i) by taking the minimum statewide average rack price of a gallon of motor fuel described in Subsection (1)(c)(i) and adding an amount equal to the greater of:

(I) an amount calculated by multiplying the statewide minimum average rack price of a gallon of motor fuel described in Subsection (1)(c)(i) by the actual percent change during the previous fiscal year in the Consumer Price Index; and

(II) 0.

(B) Beginning on [a calendar year following the year that the actual statewide
511 average rack price of a gallon of motor fuel reaches \$2.45 before applying the minimum
under
512 ~~Subsection (1)(b)(iii)(A)]~~ January 1, { ~~2018~~ 2019 , the commission shall, on
January 1, annually adjust
513 the minimum statewide average rack price of a gallon of motor fuel described in
Subsection
514 ~~[(1)(b)(iii)(A)]~~ (1)(c)(i) by taking the minimum statewide average rack price of a gallon
of
515 motor fuel for the previous calendar year and adding an amount equal to the greater of:
516 { ~~+~~ { (I) } ~~+(A)~~ an amount calculated by multiplying the minimum
statewide average rack price of a
517 gallon of motor fuel for the previous calendar year by the actual percent change during
the
518 previous fiscal year in the Consumer Price Index; and
519 { ~~+~~ { (II) } ~~+(B)~~ 0.

The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Buxton
Sen. J. Dabakis
Sen. W. Harper
Sen. K. Van Tassell

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. K. Mayne

Ms. Abby Osborne, Salt Lake Chamber, spoke in favor of the bill.

Mr. Andrew Gruber, Wasatch Regional Council, spoke in favor of the bill.

Mr. Brandon Smith, Utah League of Cities and Towns, spoke in favor of the bill.

Mr. John Hill, Utah Petroleum Marketers, spoke in opposition to the bill.

MOTION: Sen. Harper moved to pass H.B. 276 out favorably.
The motion passed with a vote of 3-0-4.

Yeas:

Sen. D. Buxton
Sen. J. Dabakis
Sen. K. Van Tassell

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. W. Harper
Sen. K. Mayne

7. H.B. 279 Impact Fee Amendments (*Brooks, W.*)

Rep. W. Brooks explained the bill.

Ms. Jodi Hoffman, Utah League of Cities and Towns, spoke in favor of the bill.

MOTION: Sen. Van Tassell moved to pass H.B. 279 out favorably. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Buxton
Sen. J. Dabakis
Sen. W. Harper
Sen. K. Van Tassell

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. K. Mayne

MOTION: Chair Buxton moved to place H.B. 279 on the Consent Calendar. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Buxton
Sen. J. Dabakis
Sen. W. Harper
Sen. K. Van Tassell

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. K. Mayne

8. 1st Sub. H.B. 297 Renewable Energy Amendments (*Handy, S.*)

Rep. S. Handy explained the bill.

Mr. Nicholas Goodman, Renewable Energy, spoke in favor of the bill.

MOTION: Sen. Dabakis moved to pass 1st Substitute H.B.297 out favorably. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Buxton
Sen. J. Dabakis
Sen. W. Harper
Sen. K. Van Tassell

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. K. Mayne

MOTION: Sen. Van Tassell moved to place 1st Substitute H.B. 297 on the Consent Calendar. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Buxton
Sen. J. Dabakis
Sen. W. Harper
Sen. K. Van Tassell

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. K. Mayne

MOTION: Sen. Dabakis moved to adjourn. The motion passed with a vote of 4-0-3.

Yeas:

Sen. D. Buxton
Sen. J. Dabakis
Sen. W. Harper
Sen. K. Van Tassell

Nays:

Abs:

Sen. J. Adams
Sen. J. Anderegg
Sen. K. Mayne

Chair Buxton adjourned the meeting at 5:37 p.m.

Sen. David G. Buxton, Chair