



# INTERIM HIGHLIGHTS

Office of Legislative Research  
and General Counsel

Office of the Legislative  
Fiscal Analyst

Office of the Legislative  
Auditor General

## INTERIM COMMITTEE ACTIONS

### Business and Labor

**STUDIES:** Discussed draft legislation "Division of Construction Services," "Utah Consumer Credit Reporting Act," and "Amendments to Utah Uniform Building Standards Act."

**REPORT:** Received a statutorily required report from the Department of Insurance on the status of certain interstate compacts, rules, and multi-state agreements.

**ACTION:** See recommended legislation on page 3.

*Chairs: Sen. Dan R. Eastman/Rep. Katherine M. Bryson  
Staff: Mary Catherine Perry (analyst)/Patricia Owen (attorney)/Jennifer Markham (secretary)*

### Education

**REPORTS:**

- Received the following recommendations for legislation from the Enhancement of Public Education Task Force: "State Board of Education Rules and Reports," "Repeal of Education Mandates and Programs," "Student Education Plans," and "Core Curriculum Amendments."
- Received information on legal requirements to provide educational services to non-English speaking students.
- Received a presentation from the State Office of Education on how the accounting practices of school districts will be standardized so that complete and comparable data may be obtained on the expenditure of school funds.

**ACTIONS:**

- See recommended legislation on page 3.
- Requested the State Board of Education to make recommendations on issues raised by the Utah Rural Schools Association.

*Chairs: Sen. Howard A. Stephenson/Rep. Marda Dillree  
Staff: Connie Steffen (analyst)/Dee Larsen (attorney)/Wendy Bangertner (secretary)*

### Government Operations

**REPORTS:**

- Received a report on the implementation of one-stop shopping for commercial vehicle registration in the state.
- Received a report on voting by secret ballot and accessibility of polling places for persons with disabilities.
- Received a report on proposed statutory changes to the Office of State Debt Collection's powers.

**ACTION:** See recommended legislation on page 3.

*Chairs: Sen. John W. Hickman/Rep. Craig W. Buttars  
Staff: John Cannon (analyst)/John Fellows (attorney)/Alicia Laughlin (secretary)*

### Health and Human Services

**STUDIES:** Discussed the following draft legislation: "Taking Minor Into Protective Custody Without Warrant," "Responsibility of Attorney General to Represent Division of Child and Family Services," "Termination of Parental Rights Amendments," "Minimum Fines for Providing Tobacco to Underage Persons," and "Nutritional Foods in School."

**ACTIONS:**

- See recommended legislation on page 3.
- Recommended draft legislation "Access to Health Care and Coverage Task Force" at the request of the Access to Health Care and Coverage Task Force.

*Chairs: Sen. Terry R. Spencer/Rep. Carl R. Saunders  
Staff: Mark Andrews (analyst)/Paul Hess, Catherine Dupont (attorneys)/Sandra Wissa (secretary)*

### Judiciary

**REPORT:** Received a report from the Pornography Ombudsman regarding comprehensive changes to the nuisance statutes.

**ACTIONS:**

- See recommended legislation on page 3.
- Recommended repealing the sunset requirement for the Office of the Court Administrator and for the Alternative Dispute Resolution Act.

*Chairs: Sen. David L. Gladwell/Rep. Glenn L. Way  
Staff: Jerry Howe (analyst)/Esther Chelsea-McCarty (attorney)/Glenda Whitney (secretary)*

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## Law Enforcement and Criminal Justice

**STUDY:** Discussed draft legislation "Pawnbroker Industry Revisions."

**REPORTS:**

- Received a statutorily required report from the Emergency Medical Services Committee.
- Received a report from the commissioner of the Department of Public Safety regarding capitol security and Olympic security.

**ACTIONS:**

- See recommended legislation on page 3.
- Recommended submitting a request for appropriation for sex offender treatment.

*Chairs: Sen. D. Chris Buttars/Rep. DeMar "Bud" Bowman  
Staff: Chyleen Arbon (analyst)/Susan Creager Allred (attorney)/Alicia Laughlin (secretary)*

## Natural Resources, Agriculture, and Environment

**REPORTS:**

- Received a report from Western Zirconium, an Ogden-based company, on its plans to seek approval from the Northwest Interstate Compact on Low-level Radioactive Waste Management to allow low-level waste disposal by Utah generators at Utah's Envirocare facility.
- Received a report from the Utah State Fair Park Study Committee on the use of the land and facilities in the state fair park.

**ACTIONS:**

- Recommended that Title 19, Chapter 3, Radiation Control Act, which is repealed on July 1, 2002, be reauthorized for a ten-year period.
- Recommended draft legislation "Access to Fluoridated Water" and "Fluoridation of Public Water Systems In An Emergency" at the request of the Task Force on Implementation of Water Fluoridation.

*Chairs: Sen. Parley G. Hellewell/Rep. Bradley T. Johnson  
Staff: Brian Allred (analyst)/Jeanenne Larson (attorney)/Joy Miller (secretary)*

## Political Subdivisions

**STUDY:** Received and overview and statutory history of special districts.

**ACTION:** See recommended legislation on page 3.

*Chairs: Sen. Carlene M. Walker/Rep. David L. Hogue  
Staff: Joseph Wade (analyst)/Keith Woodwell (attorney)/Joy Miller (secretary)*

## Public Utilities and Technology

**REPORTS:**

- Received a report from the Energy Policy Task Force, which recommended that the Legislature take no formal action at this time.
- Received a staff presentation on the Energy Policy Issues and Legislative Options briefing paper, requested by the Legislative Management Committee. This paper provides legislators with an up to date, comprehensive summary of energy policy issues and options.

**ACTIONS:**

- See recommended legislation on page 3.
- Recommended draft legislation "Private Records Amendments," "Electronic Government Services Amendments - Transportation," and "Electronic Government Services Amendments - Agriculture" at the request of the Information Technology Commission.

*Chairs: Sen. Leonard M. Blackham/Rep. John E. Swallow  
Staff: Richard North (analyst)/Robert Rees (attorney)/Junie Anderson (secretary)*

## Revenue and Taxation

**STUDIES:**

- Reviewed a proposed constitutional amendment to increase the constitutional residential exemption under the state's property tax system.
- Reviewed a proposed constitutional amendment changing the public debt provisions governing political subdivisions.
- Reviewed proposed legislation changing the requirements that local taxing entities must follow in order to impose a judgment levy.

**ACTION:** See recommended legislation on page 3.

*Chairs: Sen. Curtis S. Bramble/Rep. Wayne A. Harper  
Staff: Bryant Howe (analyst)/Rebecca Rockwell (attorney)/Sandra Wissa (secretary)*

## Transportation

**REPORT:** Received an annual report from the Department of Transportation on recommended state highway system changes.

**ACTION:** See recommended legislation on page 3.

*Chairs: Sen. David H. Steele/Rep. Joseph G. Murray  
Staff: Benjamin Christensen (analyst)/Cheryl Felt (attorney)/Junie Anderson (secretary)*

## Workforce Services and Community and Economic Development

**ACTION:** See recommended legislation on page 3.

*Chairs: Sen. Beverly Evans/Rep. Richard M. Siddoway  
Staff: Jamie Momberger (analyst)/Jim Wilson (attorney)/Jennifer Markham (secretary)*

## RECOMMENDED LEGISLATION

*Bills recommended by interim committees during the 2001 Interim*

### Business and Labor Committee

- ▶ Application for Vehicle Title Amendments\*
- ▶ Funding Formula for Alcohol Related Activities of Local Governments\*
- ▶ Mortgage Practice Act Amendments\*
- ▶ Prompt Payment of Subcontractors\*
- ▶ Trustees of Trust Deed Amendments\*

### Education Committee

- ▶ Annual Reports Given to the Legislature\*
- ▶ School Uniform Amendments

### Government Operations Committee

- ▶ Certification and Testing of Voting Equipment\*
- ▶ Election Campaign Fund Checkoff Amendments
- ▶ Overseas and Military Voters Amendments\*
- ▶ Provisional Ballot\*
- ▶ Repealer Bills: Repeal of Environmental Quality Coordinating Committee, Repeal of Human Resource Advisory Committee, Repeal of Investment Advisory Committee, Repeal of Local Government Information Technology Review Committee, Repeal of Health Benefit Plan Committee\*, Repeal of Medical Examiner Committee, Repeal of National Guard Advisory Board, Repeal of State Advisory Planning Committee, Repeal of Utah Occupational Safety and Health Advisory Council,
- ▶ Revisions to Senate Advise and Consent Powers
- ▶ Utah Substance Abuse and Antiviolence Coordinating Council Amendments\*

### Health and Human Services Committee

- ▶ Access to Health Care and Coverage Task Force\*
- ▶ Adult Protective Services Amendments\*
- ▶ Appropriation for Sexual Violence Victim Assistance Programs
- ▶ Cigarette Tax Stamp and Contraband Amendments
- ▶ Genetic Privacy and Discrimination\*
- ▶ Immunity from Liability in Child Welfare Investigations\*
- ▶ Local Substance Abuse Authority Amendments\*
- ▶ Reports to Health and Human Services
- ▶ Technical Amendments to Tobacco Settlement Trust Fund\*
- ▶ Tobacco Amendments\*
- ▶ Underage Possession of Tobacco Amendments\*
- ▶ Use of Tobacco Settlement Interest Proceeds

### Judiciary Committee

- ▶ Amendments to Guilty and Mentally Ill\*
- ▶ Amendments to Statute of Limitations\*
- ▶ Attempted Murder Amendments\*
- ▶ Expungement of Juvenile Record\*
- ▶ Office of Recovery Services Amendments\*
- ▶ Parent-time Amendments\*
- ▶ Release of Custodial or Noncustodial Parent's Address\*
- ▶ Serious Youth Offender Amendments\*
- ▶ Serious Youth Offender Sentencing Amendments\*

### Law Enforcement and Criminal Justice Committee

- ▶ DCFS Management Information System Amendments\*
- ▶ Prisoner Escape Amendment\*
- ▶ Prohibiting Intimacy with Youth Receiving State Services
- ▶ Public Safety Bureau Name Change
- ▶ Public Safety - Division Name Change\*
- ▶ Transfer of Youth Services Oversight

### Natural Resources, Agriculture, and Environment Committee

- ▶ Access to Fluoridated Water\*
- ▶ Fluoridation of Public Water in an Emergency\*
- ▶ Forfeited Water Right Allocation
- ▶ Mutual Water Company Change Applications
- ▶ Water Forfeiture Amendments

### Political Subdivisions Committee

- ▶ Bonding Authority for Irrigation Districts\*
- ▶ Municipal Plan for Moderate Income Housing\*
- ▶ Prohibiting Residential Lots from Crossing County Lines
- ▶ Recodification and Amendments of Redevelopment Agencies Statutes\*
- ▶ Technical Corrections to County Code\*
- ▶ Technical Corrections to Municipal Code\*
- ▶ Uniform Withdrawal Procedures for Special Districts\*
- ▶ Voter Residence Where Lot Is Divided by County Boundary Line

### Public Utilities and Technology Committee

- ▶ Electric Power Facilities Amendments\*
- ▶ Electronic Government Services Amendments - Agriculture\*
- ▶ Electronic Government Services Amendments - Transportation\*
- ▶ Interlocal Cooperation Act Amendments\*
- ▶ Municipal Telephone Utilities Amendments\*
- ▶ Net Metering of Electricity
- ▶ Private Records Amendments\*
- ▶ Protection of Commercially Sensitive Energy Information\*
- ▶ Resolution Encouraging Research and Development Grants for Clean Coal Alternatives

### Revenue and Taxation Committee

- ▶ Individual Income Tax - Bracket Adjustments\*
- ▶ Individual Income Tax - State Earned Income Tax Credit\*
- ▶ Individual Income Tax Personal Retirement Exemption and Deduction for Retirement Income - Eliminating Marriage Tax Penalties\*
- ▶ Higher Education Savings Incentive Program Amendments\*
- ▶ Removal of Tax Credits from Tax Form and Prohibition of Claiming or Carrying Forward Tax Credit\*
- ▶ Sales and Use Tax - Taxability of Parts and Labor\*

### Transportation Committee

- ▶ Alcoholic Beverage Service - Warning Required
- ▶ Amendments to Driving Under the Influence
- ▶ Blood and Breath Alcohol Testing
- ▶ Child Restraint Violations\*
- ▶ Court Records of Driving Under the Influence Cases
- ▶ Driver License Reporting\*
- ▶ License Plate Requirements\*
- ▶ Master State Highway Amendments\*
- ▶ Motor Vehicle Registration Amendments\*
- ▶ Motorboat Driver Licensing and Boating Under the Influence Provisions
- ▶ Multiple Driving Under the Influence Offenses
- ▶ Organ Donation Checkoff\*
- ▶ Traffic Offense Adjudication\*

### Workforce Services and Community and Economic Development

- ▶ Child Care Amendments\*
- ▶ Tourism Amendments\*
- ▶ Workforce Services Amendments\*

\* Bills recommended at the November meeting

## LEGISLATIVE MANAGEMENT COMMITTEE

**STUDY:** Discussed a Settlement Agreement between the Department of Natural Resources and the U.S. Fish and Wildlife Service regarding the Bear River Migratory Bird Refuge. The Committee chose not to approve or disapprove the Settlement Agreement, stating it needs more time to study the Agreement.

### REPORTS:

- Received two briefing papers prepared by the Office of Legislative Research and General Counsel: *A Tax Primer* and *Energy Policy Issues and Legislative Options*.
- Received a report from the Legislative Process Committee on: 1) the concept of a constitutional amendment permitting the Legislature to call itself into special session; and 2) proposed legislation that would amend Utah's statutes and constitution to authorize the Legislative Compensation Commission to make recommendations on the entire legislative compensation package, including expense reimbursements and benefits.

### ACTIONS:

- Approved letters going to the Attorney General asking him to represent the Legislature in two lawsuits filed against it by Tommy D. Burleigh and Jason "K" Jensen.
- Approved two resolutions (one for the House and one for the Senate) making changes in the names of standing committees to more closely parallel the interim committee subject areas.
- Approved a bill that changes the interim committee names to conform to changes in interim committee assignments made by the Committee at the beginning of the interim.
- Approved a resolution reappointing Wayne Welsh as the Legislative Auditor General.
- Approved a bill that makes the Committee responsible for the legislative area of the state capitol.
- Approved several items related to the 2002 General Session. More information will be mailed to legislators in the near future.
- Approved an additional day's pay for all appropriation subcommittee chairs to meet with their analysts prior to the 2002 General Session.
- Approved an additional meeting (to be held November 15) for the Joint Interim Public Education Appropriation Subcommittee.
- Approved a bill from the Legislative Process Committee that defines which committees can recommend committee bills.
- Approved prices for the following reports published by OLRGC: redistricting report: \$5 for CD and up to \$25 for hard copy; \$5 for briefing papers.
- Approved, on a trial basis, the broadcasting of the 2002 General Session via the Legislature's web page.

## EXECUTIVE APPROPRIATIONS

Full reports are available at [www.le.state.ut.us/lfa](http://www.le.state.ut.us/lfa)

**REPORT:** Received the annual report from the Executive and Judicial Compensation Commission.

**RECOMMENDATIONS:** The Commission recommended a 3% salary increase for the Governor, with increases for the other four statewide elected officials pegged to that figure. Salaries of the Lt. Governor and State Treasurer would be set at 77% of the Governor's salary, the State Auditor at 80%, and the Attorney General at 90%. Actual increases over current salaries range from 2% (Lt. Gov. and Treasurer) to 10.2% (Attorney General). The Commission recommended to increase the pay ranges for the State's executive officials by 3%. The Commission also recommended increasing the salary for district court judges by 3%; other judicial salaries are tied to the district court judges' level.

Staff: Spencer Pratt

**REPORT:** Received the annual report from the Legislative Compensation Commission.

**RECOMMENDATIONS:** Recommended that legislators' daily salary be increased from \$120 to \$130. The Commission proposed that the Legislature amend the statute to give the Commission authority to make recommendations on the entire legislative compensation package, including expense reimbursements and benefits.

Staff: Spencer Pratt

**REPORT:** Received a report on Fleet Operations, including 4x4's and Higher Education Fleet Participation.

**SUMMARY:** By almost all accounts, the Division excels at providing effective customer service as requested by state agencies.

**ACTION:** The committee adopted the following analyst recommendations: strengthen the fleet participation requirements for higher education, use funding mechanisms to control four wheel drive utilization, reduce costs associated with alternative fuel vehicles, and tighten the statutory definition of "motor vehicle."

Staff: Kevin Walthers

### OTHER COMMITTEE ACTION:

- Recommended legislation to eliminate eight statutory funds.
- Recommended legislation to make changes to the Vacant Positions Report produced by the Department of Human Resource Management.



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