

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

Monday , February 5, 2018 • 3:00 p.m. • 210 Senate Building

**Members Present:**

Sen. David G. 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, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Chair Buxton called the meeting to order at 3:20 p.m.

**MOTION:** Sen. Anderegg moved to approve the minutes of 1/24/18 and 1/29/18. The motion passed with a vote of 6 - 0 - 1 .

Yeas-6

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

Nays-0

Absent-1

Sen. K. Van Tassell

**1 . S.B. 128 Transportation Revisions (*Buxton, D. G.*)**

Sen. Anderegg assumed the chair.

Sen. Buxton presented the bill.

Mr. Shane Marshall, Deputy Director, Department of Transportation, explained the bill.

**MOTION:** Sen. Mayne moved to pass S.B. 128 out favorably. The motion passed with a vote of 6 - 0 - 1 .

Yeas-6

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

Nays-0

Absent-1

Sen. K. Van Tassell

**2 . S.B. 136 Transportation Governance Amendments (*Harper, W.*)**

Sen. Buxton resumed the chair.

Sen. Harper presented the bill.

Ms. Kaitlin Eskelson, Executive Director, Tourism Industry Association, spoke to the bill with concerns.

Mr. Des Barker, Utah Tourism Industry Association, spoke to the bill.

Mr. Lincoln Shurtz, Utah Association of Counties, spoke in favor of the bill.

Mr. Jordan Garn, Executive Director, Utah Hotel and Lodging Association, spoke in opposition to the bill.

Mr. Wade Sherman, Vice President, Adobe, Co-Chair, Utah Transportation Coalition, and Ms. Sophia DiCaro, Co-Chair, Transportation Coalition, spoke in favor of the bill.

Mr. Ed Fowler, Controller, Enterprise Rent-A-Car, spoke to the bill with concerns.

Ms. Ashley Soltysiak, Director, Sierra Club, spoke to the bill with concerns.

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

Mr. Billy Hesterman, Vice President, Utah Tax Payers Association, spoke in opposition to the bill.

Mr. Carlos Braceras, Executive Director, Utah Department of Transportation, spoke in favor of the bill.

Mr. George Chapman, citizen, spoke in opposition to the bill.

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

Mr. Mike Taylor, President, Utah Car Rental Association, spoke to the bill with some concerns.

Mr. Bret Millburn, Davis County Commissioner and UTA Trustee, spoke in favor of the bill.

Mr. Jerry Benson, CEO, Utah Transit Authority, spoke in favor of the bill.

Ms. Heather Williamson, State Director, Americans for Prosperity, spoke in opposition to the bill.

Mr. Kevin Emerson, Utah Clean Energy, spoke to the bill with suggestions.

**MOTION:** Sen. Anderegg moved to amend S.B. 136 with Amendment #1. The motion passed with a vote of 6 - 0 - 1 .

Amendment 1  
S.B. 136

1 Page 2, Line 45

45 without submitting the question to the county's, city's, or town's registered voters;

**► amends provisions related to the expenditure of certain local option sales and use taxes;**

2 Page 71, Lines 2185 through 2186

2185 (b) { **corridor preservation for** } a project or service described in Subsection (2)(a) as  
2186 provided in Subsection (8); or

3 Page 72, Lines 2209 through 2210

2209 within a county of the first { ~~or second~~ } class, 25% or more shall be expended for the purpose  
2210 described in Subsection (2)(b).

4 Page 74, Lines 2269 through 2279

2269 (8) { ~~(a) Except as provided in Subsection (8)(b), revenues collected from a sales and use~~  
2270 { ~~tax under this section that a county allocates for a purpose described in Subsection (2)(b) shall~~ }  
2271 { ~~be:~~ }  
2272 { ~~(i) deposited in or transferred to the Local Highway and Transportation Corridor~~ }  
2273 { ~~Preservation Fund created by Section 72-2-117.5; and~~ }  
2274 { ~~(ii) expended as provided in Section 72-2-117.5;~~ }  
2275 ~~(b)~~ } In a county of the first class, revenues collected from a sales and use tax under this  
2276 section that a county allocates for a purpose described in Subsection (2)(b) shall be:  
2277 { ~~(i)~~ } (a) deposited in or transferred to the County of the First Class Highway Projects Fund  
2278 created by Section 72-2-121; and  
2279 { ~~(ii)~~ } (b) expended as provided in Section 72-2-121.

Yeas-6

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

Nays-0

Absent-1

Sen. J. Adams

**MOTION:** Sen. Dabakis moved to amend S.B. 136 with Amendment #2.

Amendment 2

S.B. 136

1 Page 55, Lines 1674 through 1678

1674 (iv) \$44 for each motor vehicle fueled by natural gas;  
1675 { ~~(v) \$194 for each electric motor vehicle;~~  
1676 { ~~—~~ } (vi) \$65 for each hybrid electric motor vehicle; }  
1677 { ~~(vii)~~ } (v) \$44 for each motor vehicle fueled by propane; and  
1678 { ~~(viii) \$194;~~ } (vi) \$44 for each motor vehicle not described in Subsections (1)(b)(i) through { ~~(vii)~~ } (v);

2 Page 56, Lines 1703 through 1708

1703 (iv) \$33.50 for each motor vehicle fueled by natural gas;  
1704 { ~~(v) \$147.75 for each electric motor vehicle;~~  
1705 { ~~—~~ ~~(vi) \$49.50 for each hybrid electric motor vehicle;~~ }  
1706 { ~~(vii)~~ (v) \$33.50 for each motor vehicle fueled by propane; and  
1707 { ~~(viii) \$147.75~~ } (vi) \$33.50 for each motor vehicle not described in Subsections (2)(b)(i) through  
1708 { ~~(vii)~~ } (v).

Sen. Dabakis withdrew the motion.

**MOTION:** Sen. Anderegg moved to pass S.B. 136 out favorably as amended. The motion passed with a vote of 6 - 0 - 1 .

Yeas-6

Nays-0

Absent-1

Sen. J. Anderegg

Sen. J. Adams

Sen. D. Buxton

Sen. J. Dabakis

Sen. W. Harper

Sen. K. Mayne

Sen. K. Van Tassell

### 3 . S.B. 139 Public-Private Partnership Amendments (*Harper, W.*)

Sen. Harper presented the bill.

Mr. Michael Parker, Vice President of Public Policy, Salt Lake Chamber, spoke in favor of the bill.

**MOTION:** Sen. Van Tassell moved to pass S.B. 139 out favorably. The motion passed with a vote of 6 - 0 - 1 .

Yeas-6

Nays-0

Absent-1

Sen. J. Anderegg

Sen. J. Adams

Sen. D. Buxton

Sen. J. Dabakis

Sen. W. Harper

Sen. K. Mayne

Sen. K. Van Tassell

**MOTION:** Sen. Van Tassell moved to adjourn. The motion passed with a vote of 6 - 0 - 1 .

Yeas-6

Sen. J. Anderegg

Sen. D. Buxton

Sen. J. Dabakis

Sen. W. Harper

Sen. K. Mayne

Sen. K. Van Tassell

Nays-0

Absent-1

Sen. J. Adams

Chair Buxton adjourned the meeting at 5:09 p.m.