

**MINUTES OF THE
HOUSE GOVERNMENT OPERATIONS STANDING COMMITTEE**

Wednesday , February 7, 2018 • 3:40 p.m. • 30 House Building

Members Present:

Rep. Justin L. Fawson, Vice Chair
Rep. Patrice M. Arent
Rep. Rebecca Chavez-Houck
Rep. Brad M. Daw
Rep. Daniel McCay
Rep. Lee B. Perry
Rep. Val L. Peterson
Rep. Adam Robertson

Rep. Norman K. Thurston

Members Absent:

Rep. Jeremy A. Peterson, Chair
Rep. Merrill F. Nelson

Staff Present:

Mr. Brian J. Bean, Policy Analyst
Ms. Wendy Hill, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

Acting Chair Fawson called the meeting to order at 3:48 p.m.

MOTION: Rep. Thurston moved to approve the minutes of the January 30, 2018, February 1, 2018, and February 2, 2018, meetings. The motion passed with a vote of 6 - 0 - 5 .

Yeas-6

Rep. P. Arent
Rep. R. Chavez-Houck
Rep. B. Daw
Rep. J. Fawson
Rep. L. Perry
Rep. N. Thurston

Nays-0

Absent-5

Rep. D. McCay
Rep. M. Nelson
Rep. J. Peterson
Rep. V. Peterson
Rep. A. Robertson

1 . S.B. 18 Subcommittee on Oversight Duties (Davis, G.)

Sen. Gene Davis explained the bill.

MOTION: Rep. Daw moved to pass S.B. 18 out favorably. The motion passed with a vote of 8 - 0 - 3 .

Yeas-8

Rep. P. Arent
Rep. R. Chavez-Houck
Rep. B. Daw
Rep. J. Fawson
Rep. L. Perry
Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

Nays-0

Absent-3

Rep. D. McCay
Rep. M. Nelson
Rep. J. Peterson

2 . H.B. 35 Municipal Instant Runoff Voting Pilot Project (Roberts, M.)

Rep. Marc K. Roberts explained the bill.

Kory Holdaway, Voterise, spoke in favor of the bill.

MOTION: Rep. Arent moved to replace H.B. 35 with 1st Substitute H.B. 35. The motion passed with a vote of 7 - 1 - 3 .

Yeas-7

Rep. P. Arent
Rep. R. Chavez-Houck
Rep. J. Fawson
Rep. L. Perry
Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

Nays-1

Rep. B. Daw

Absent-3

Rep. D. McCay
Rep. M. Nelson
Rep. J. Peterson

MOTION: Rep. Thurston moved to pass 1st Substitute H.B. 35 out favorably. The motion passed with a vote of 7 - 1 - 3 .

Yeas-7

Rep. P. Arent
Rep. R. Chavez-Houck
Rep. J. Fawson
Rep. L. Perry
Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

Nays-1

Rep. B. Daw

Absent-3

Rep. D. McCay
Rep. M. Nelson
Rep. J. Peterson

3 . H.B. 285 Rate Committee Amendments (*Peterson, V.*)

Rep. V. Peterson presented the bill with the assistance of Angie Stallings, Deputy Superintendent of Policy and Communications, Utah State Board of Education.

Ken Hansen, Deputy Executive Director, Department of Administrative Services, spoke in favor of the bill.

MOTION: Rep. Perry moved to replace H.B. 285 with 1st Substitute H.B. 285. The motion passed with a vote of 8 - 0 - 3 .

Yeas-8

Rep. P. Arent
Rep. R. Chavez-Houck
Rep. B. Daw
Rep. J. Fawson
Rep. L. Perry

Nays-0

Absent-3

Rep. D. McCay
Rep. M. Nelson
Rep. J. Peterson

Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

MOTION: Rep. Arent moved to pass 1st Substitute H.B. 285 out favorably. The motion passed with a vote of 8 - 0 - 3 .

Yeas-8

Nays-0

Absent-3

Rep. P. Arent
Rep. R. Chavez-Houck
Rep. B. Daw
Rep. J. Fawson
Rep. L. Perry
Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

Rep. D. McCay
Rep. M. Nelson
Rep. J. Peterson

4 . H.B. 179 State Training and Certification Requirements (Ivory, K.)

Rep. Ken Ivory presented the bill with the assistance of Darin Bushman, Piute County Commissioner.

Kory Holdaway, Utah Public Employees' Association, spoke in favor of the bill.

MOTION: Rep. Arent moved to amend H.B. 179 with Amendment #1:

Amendment 1
H.B. 179

1 Page 41, Lines 1237 through 1244

1237 Each state agency or political subdivision shall ensure that any training or certification
1238 that the state agency or political subdivision requires a public employee or public official to
1239 complete is presented or available in an online web-based format, which may include a live
1240 webinar, unless:
1241 (1) the training or certification includes a physical or interactive component that can
1242 only be completed in person; or
1243 (2) no required attendee will travel more than 50 miles from the attendee's primary
1244 residence **or place of employment, whichever is closer to the training site,** to attend the training.

The motion passed with a vote of 8 - 0 - 3 .

Yeas-8

Nays-0

Absent-3

Rep. P. Arent

Rep. D. McCay

Rep. R. Chavez-Houck
Rep. B. Daw
Rep. J. Fawson
Rep. L. Perry
Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

Rep. M. Nelson
Rep. J. Peterson

MOTION: Rep. Arent moved to pass H.B. 179 as amended out favorably. The motion passed with a vote of 8 - 0 - 3 .

Yeas-8

Rep. P. Arent
Rep. R. Chavez-Houck
Rep. B. Daw
Rep. J. Fawson
Rep. L. Perry
Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

Nays-0

Absent-3

Rep. D. McCay
Rep. M. Nelson
Rep. J. Peterson

5 . H.B. 141 Early Voting Amendments (*Westwood, J.*)

Rep. John R. Westwood explained the bill.

Justin Lee, Director of Elections, Office of the Lieutenant Governor, spoke to the bill.

Marina Lowe, Legislative Counsel, American Civil Liberties Union of Utah, spoke in opposition to the bill.

Alan Ormsby, State Director, American Association of Retired Persons Utah, spoke in opposition to the bill.

MOTION: Rep. V. Peterson moved to amend H.B. 141 with Amendment #1:

Amendment 1

H.B. 141

1 Page 1, Line 12

12 ▶ permits {~~an election officer~~} a municipal clerk and, for a county where an election is conducted entirely by mail, a county clerk, to reduce the early voting period;

2 Page 5, Lines 132 through 137

132 (b) ~~{An election officer}~~ For a municipal election, the municipal clerk may reduce the early voting period described in this section if:

133 (i) the ~~{election officer}~~ municipal clerk conducts early voting on at least two days;

134 (ii) the early voting days are within the period beginning on the date that is 14 days

135 before the date of the election and ending on the day before the election; and

136 (iii) the ~~{election officer}~~ municipal clerk provides notice of the reduced early voting period in

137 accordance with Section 20A-3-604.

(c) For a county election that is conducted entirely by mail, the county clerk may reduce the early voting period described in this section if:

(i) the county clerk conducts early voting on at least two days;

(ii) the early voting days are within the period beginning on the date that is 14 days before the date of the election and ending on the day before the election; and

(iii) the county clerk provides notice of the reduced early voting period in accordance with Section 20A-3-604.

The motion passed with a vote of 8 - 0 - 3 .

Yeas-8

Rep. P. Arent

Rep. R. Chavez-Houck

Rep. B. Daw

Rep. J. Fawson

Rep. D. McCay

Rep. V. Peterson

Rep. A. Robertson

Rep. N. Thurston

Nays-0

Absent-3

Rep. M. Nelson

Rep. L. Perry

Rep. J. Peterson

MOTION: Rep. Thurston moved to amend H.B. 141 with Amendment #2:

Amendment 2

H.B. 141

1 Page 4, Lines 91 through 92

91 (4) (a) [~~Before the day on which early voting commences~~] No later than 15 days before the
92 date of the election, the election officer shall determine whether each challenged voter is

The motion passed with a vote of 8 - 0 - 3 .

Yeas-8

Rep. P. Arent

Rep. R. Chavez-Houck

Nays-0

Absent-3

Rep. M. Nelson

Rep. L. Perry

Rep. B. Daw
Rep. J. Fawson
Rep. D. McCay
Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

Rep. J. Peterson

MOTION: Rep. McCay moved to pass H.B. 141 as amended out favorably. The motion passed with a vote of 6 - 2 - 3 .

Yeas-6

Rep. B. Daw
Rep. J. Fawson
Rep. D. McCay
Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

Nays-2

Rep. P. Arent
Rep. R. Chavez-Houck

Absent-3

Rep. M. Nelson
Rep. L. Perry
Rep. J. Peterson

MOTION: Rep. Daw moved to adjourn. The motion passed with a vote of 8 - 0 - 3 .

Yeas-8

Rep. P. Arent
Rep. R. Chavez-Houck
Rep. B. Daw
Rep. J. Fawson
Rep. D. McCay
Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

Nays-0

Absent-3

Rep. M. Nelson
Rep. L. Perry
Rep. J. Peterson

Acting Chair Fawson adjourned the meeting at 4:54 p.m.