

**MINUTES OF THE
SENATE NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT STANDING COMMITTEE**

Tuesday , February 20, 2018 • 4:14 p.m. • 415 State Capitol

Members Present:

Sen. Margaret Dayton, Chair
Sen. Allen M. Christensen
Sen. David P. Hinkins
Sen. Peter C. Knudson
Sen. Evan J. Vickers
Sen. Brian Zehnder

Members Absent:

Sen. Jani Iwamoto

Staff Present:

Ms. Paula Morgan, Committee Secretary
Mr. J Brian Allred, Policy Analyst

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

Chair Dayton called the meeting to order at 4:17 PM.

MOTION: Sen. Christensen moved to approve the minutes for February 14 and February 16, 2018. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

Sen. A. Christensen
Sen. M. Dayton
Sen. D. Hinkins
Sen. E. Vickers

Nays-0

Absent-3

Sen. J. Iwamoto
Sen. P. Knudson
Sen. B. Zehnder

1 . S.B. 191 State Regulation of Oil and Gas (*Van Tassell, K.*)

MOTION: Sen. Vickers moved to amend S.B. 191 with Amendment #1. The motion passed with a vote of 5 - 0 - 2 .

Amendment 1
S.B. 191

1 Page 2, Lines 53 through 58

53 (b) A municipality may enact an ordinance, resolution, or rule that regulates surface
54 activity incident to an oil and gas activity if the municipality demonstrates that the regulation:
55 (i) is necessary for the purposes of this chapter;
56 (ii) does not effectively or unduly limit, ban, **or** prohibit {-, or otherwise infringe on} an oil
57 and gas activity; and
58 (iii) does not interfere with the state's exclusive jurisdiction to regulate oil and gas

2 Page 4, Lines 90 through 91

90 (ii) does not effectively or unduly limit, ban, **or** prohibit {-, or otherwise infringe on} an oil
91 and gas activity; and

3 Page 4, Lines 112 through 117

112 (3) The legislative body of a political subdivision may enact, amend, or enforce a local
113 ordinance, resolution, or rule consistent with its general land use authority that:
114 (a) regulates only surface activity that is incident to an oil and gas activity;
115 (b) does not effectively or unduly limit, ban, **or** prohibit {-, or otherwise infringe on} an oil
116 and gas activity; and
117 (c) is not otherwise preempted by state or federal law.

Yeas-5

Nays-0

Absent-2

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Sen. A. Christensen
Sen. M. Dayton
Sen. D. Hinkins
Sen. P. Knudson
Sen. E. Vickers

Sen. J. Iwamoto
Sen. B. Zehnder

Sen. Van Tassell explained the bill.

Lee Peacock, President, Utah Petroleum Association, spoke in favor of the bill.

Ashley Soltysiak, Director, Utah Sierra Club, spoke in opposition to the bill.

MOTION: Sen. Hinkins moved to pass S.B. 191 out favorably. The motion passed with a vote of 5 - 1 - 1 .

Yeas-5

Sen. A. Christensen
Sen. M. Dayton
Sen. D. Hinkins
Sen. P. Knudson
Sen. E. Vickers

Nays-1

Sen. B. Zehnder

Absent-1

Sen. J. Iwamoto

MOTION: Sen. Hinkins moved to adjourn at 4:33 PM. The motion passed with a vote of 6 - 0 - 1 .

Yeas-6

Sen. A. Christensen
Sen. M. Dayton
Sen. D. Hinkins
Sen. P. Knudson
Sen. E. Vickers
Sen. B. Zehnder

Nays-0

Absent-1

Sen. J. Iwamoto