

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

Friday , March 2, 2018 • 4:00 p.m. • 30 House Building

Members Present:

Rep. Jeremy A. Peterson, Chair
Rep. Justin L. Fawson, Vice Chair
Rep. Patrice M. Arent
Rep. Rebecca Chavez-Houck
Rep. Brad M. Daw
Rep. Merrill F. Nelson
Rep. Lee B. Perry
Rep. Val L. Peterson

Rep. Adam Robertson
Rep. Norman K. Thurston

Members Absent:

Rep. Travis M. Seegmiller

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.

Vice Chair Fawson called the meeting to order at 4:10 p.m.

1 . H.B. 459 Procurement Amendments (Froerer, G.)

Rep. Gage Froerer presented the bill with the assistance of Christopher Hughes, Director, Division of Purchasing and General Services.

Jennifer Summers, CenturyLink, spoke to the bill.

Kate Bradshaw, Intermountain Power Agency, spoke to the bill.

MOTION: Rep. Nelson moved to replace H.B. 459 with 1st Substitute H.B. 459. 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. M. Nelson
Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

Nays-0

Absent-3

Rep. L. Perry
Rep. J. Peterson
Rep. T. Seegmiller

MOTION: Rep. Nelson moved to amend 1st Substitute H.B. 459 with Amendment #1:
Amendment 1
1st Sub. H.B. 459

1. Page 14, Lines 398 through 399:

398 (64) "Public entity" means any government entity **{+}** of the state or political subdivision
399 of the state **{+}**; including: ~~{-that expends public funds-}~~.

Rep. Nelson's motion to amend 1st Substitute H.B. 459 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. M. Nelson
Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

Rep. L. Perry
Rep. J. Peterson
Rep. T. Seegmiller

MOTION: Rep. Nelson moved to pass 1st Substitute H.B. 459 as amended out favorably. The motion passed with a vote of 9 - 0 - 2 .

Yeas-9

Nays-0

Absent-2

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

Rep. L. Perry
Rep. T. Seegmiller

2 . S.B. 171 Intervention Amendments (*Adams, J. S.*)

Sen. J. Stuart Adams explained the bill.

Tyler Green, Solicitor General, Attorney General's Office, spoke in opposition to the bill.

MOTION: Rep. Arent moved to amend S.B. 171 with Amendment #4:
Amendment 4
S.B. 171

1. Page 1, Line 12:
Senate Committee Amendments
2-15-2018

12 This bill:
► addresses voting by the Legislative Management Committee;

2. Page 1, Line 22:
Senate Committee Amendments
2-15-2018

22 AMENDS:

36-12-6, as last amended by Laws of Utah 2016, Chapter 403

3. Page 1, Line 26:

Senate Committee Amendments
2-15-2018

26 Be it enacted by the Legislature of the state of Utah:

Section 1. Section 36-12-6 is amended to read:

36-12-6. Permanent committees -- House and Senate management -- Members -- Chair -- Legislative Management Committee -- Membership -- Chair and vice-chair -- Meetings -- Quorum.

(1) There are hereby established as permanent committees of the Legislature a House Management Committee and a Senate Management Committee. The House Management Committee shall consist of eight members of the House of Representatives, four from each major political party. The membership shall include the elected leadership of the House of Representatives and additional members chosen at the beginning of each annual general session by the minority party caucus as needed to complete the full membership. The chair of the committee shall be the speaker of the House of Representatives or the speaker's designee. The Senate Management Committee shall consist of eight members of the Senate, four from each major political party. The membership shall include the elected leadership of the Senate and additional members chosen at the beginning of each annual general session by the appropriate party caucus as needed to complete the full membership. The chair of the committee shall be the president of the Senate or the president's designee.

(2) (a) There is established a permanent committee of the Legislature known as the Legislative Management Committee.

(b) The committee shall consist of:

(i) the members of the House Management Committee; and

(ii) the members of the Senate Management Committee.

(c) (i) The president of the Senate or the president's designee shall be chair during 1987, and the speaker of the House of Representatives or the speaker's designee shall be vice-chair of the committee during that year.

(ii) The positions of chair and vice-chair of the Legislative Management Committee shall rotate annually between these two officers in succeeding years.

(d) The committee shall meet as often as is necessary to perform its duties, but not less than once each quarter.

(e) (i) If any vote of the committee results in a tie, the president of the Senate and speaker of the House of Representatives may together cast an additional vote to break the tie.

(ii) Notwithstanding Subsection (2)(e)(i), if the vote of the Legislative Management Committee relates to directing legislative general counsel in matters involving the Legislature's participation in litigation under Subsection 36-12-7(4), the president of the Senate and the speaker of the House of Representatives may not cast an additional vote to break a tie.

(3) If a legislator declines membership on the committees established by this section, or if a vacancy occurs, a replacement shall be chosen by the leadership of the appropriate party of the house in which the vacancy occurs.

(4) The committees established by this section shall meet not later than 60 days after the adjournment sine die of the annual general session held in even-numbered years and not later than 30 days after the adjournment sine die of the annual general session held in odd-numbered years for the purpose of effecting their organization and

prescribing rules and policies pertaining to their respective powers and duties. A majority of the members of each committee constitutes a quorum, and a majority of a quorum has authority to act in any matter falling within the jurisdiction of the committee.

RENUMBER REMAINING SECTIONS ACCORDINGLY

SUBSTITUTE MOTION: Rep. Thurston moved to pass S.B. 171 out favorably. The Substitute motion failed with a vote of 5 - 5 - 1 .

Yeas-5

Rep. B. Daw
Rep. L. Perry
Rep. J. Peterson
Rep. V. Peterson
Rep. N. Thurston

Nays-5

Rep. P. Arent
Rep. R. Chavez-Houck
Rep. J. Fawson
Rep. M. Nelson
Rep. A. Robertson

Absent-1

Rep. T. Seegmiller

Rep. Arent's motion to amend S.B. 171 failed with a vote of 2 - 8 - 1 .

Yeas-2

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

Nays-8

Rep. B. Daw
Rep. J. Fawson
Rep. M. Nelson
Rep. L. Perry
Rep. J. Peterson
Rep. V. Peterson
Rep. A. Robertson
Rep. N. Thurston

Absent-1

Rep. T. Seegmiller

MOTION: Rep. Thurston moved to adjourn. The motion passed with a vote of 10 - 0 - 1 .

Yeas-10

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

Nays-0

Absent-1

Rep. T. Seegmiller

House Government Operations Standing Committee

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Rep. J. Peterson

Rep. V. Peterson

Rep. A. Robertson

Rep. N. Thurston

Vice Chair Fawson adjourned the meeting at 4:49 p.m.